

**ROLE OF PUBLIC AUTHORITIES IN THE IMPLEMENTATION OF
ADMINISTRATIVE AND LEGAL REGULATION OF THE ANIMALS'
PROTECTION FROM CRUEL TREATMENT**

I.M. BEREHELYA, *applicant*,

National University of Life and Environmental Sciences of Ukraine

The theoretical and practical aspects of the implementation by public authorities of the administrative and legal regulation in the sphere of the animals' protection from cruel treatment are investigated.

Cruelty to animals, administrative responsibility, public authorities, public administration.

The Ukrainian people have shown their desire to enter the European community, to live according to its laws. One of such laws is the attitude of man to animals, which eliminates the cruelty towards them.

A study of administrative responsibility for the cruelty to animals is particularly relevant in connection with the existence of contradictions in the legislation, however, should emphasize the importance of functions and tasks performing by public authorities that carry out the administrative and legal regulation of the animals' protection from cruelty.

The specific of administrative relationships is that one of parties there is always the state, and the relationships arise in the sphere of public administration.

The public administration is the set of all kinds of activities of the public authorities, that is, actually all forms of state power realization in general.

The theory of administrative law defines the types of public administration - legislative, executive and administrative, judicial, control and supervision.

Certainly, the Verkhovna Rada of Ukraine as an only legislative body of the state exercising the legislative management through the adoption of relevant laws, which define the rules of conduct for participants in the administrative and legal relations. The concept of animal cruelty is clearly given in the Law of Ukraine "On protection of animals from cruel treatment". This scoffing at animals committed with the use of cruel methods or of vandalistic motives, as well as inciting animals against each other, committed with disorderly or mercenary motives. However, there are problems of differentiation of offences in this area, that assumes different judicial practice in qualification, that is why clear regulation of administrative misconducts and determination of clear mechanisms of bringing to administrative responsibility are needed.

Since the administrative and legal rules are managerial standards, the relevance of this review governance provided by the public authorities, and in particular, the executive authorities and local self-government is evident. They accept the acts of the government: the decrees and orders of the President of Ukraine; regulations and orders of the Cabinet of Ministers of Ukraine; orders, instructions, orders of ministries; decisions of local administrations; orders, rules, regulations in state enterprises, institutions and organizations.

Any decision, action or inaction of government agencies relating to the protection of animals from abuse may be appealed in the administrative courts of Ukraine, because they carry an important justice management.

An important role in education and information campaign to promote the prevention and suppression of administrative offences as well as the application of administrative responsibility is exercised by law enforcement

authorities granted of control and supervisory functions in accordance with the laws.

Conclusions. Thus, our study suggests that public authorities play an important role at every stage of the mechanism of administrative regulation, since the regulation of relations in protecting animals from cruelty and emergence of subjective rights and legal obligations and completing the implementation of these rights and obligations. At the same time, the certain lacks of implementation of the power-management functions are educed, that is why there must be a clear link between the normative fixing of the power-management functions and actual implementation of the administrative law norms in the real behavior of subjects of administrative law.