

PRINCIPLES OF ADMINISTRATIVE JURISDICTION IN THE ACTIVITIES OF THE STATE INSPECTORATE OF AGRICULTURE OF UKRAINE

O.M. SHEVCHUK, *researcher,*

National University of Life and Environmental Sciences of Ukraine

The article is devoted to substantiation of «principles of administrative jurisdiction» and marking the principles. Features of principles of administrative jurisdiction and their list are formulated. The author analyzed the application of general principles of administrative jurisdiction of the State Agricultural Inspectorate and its territorial authorities.

Principle, administrative jurisdiction, rule of law, legality, justice, the governing authority.

Disclosure of the essence of legal phenomena should be based on knowledge of its principles which give integrity and inner harmony to this phenomenon. L. Borodin points out that principles are theoretical core, unwritten rules and keeping them induces a certain phenomenon with complex characteristics such as efficiency. Organic combination of these principles into a system promotes the appearance of the effect of integrity.

In the works of representatives of national science of general theory of state and law, constitutional and administrative law, public administration theory, important steps were made towards studying international standards and principles of proper government. In Ukrainian administrative and legal literature there is some kind of assurance of understanding the need for a substantial revision of the list, content and importance of principles in this branch of administrative jurisdiction taking into account a current practice of lawmaking in European countries.

The purpose of this article is to determine the importance of correlation of the principles of administrative jurisdiction with the principles of management of the central authority – the state inspectorate of Agriculture of Ukraine.

These principles indicate the direction of the vector of the current law, they are the incarnation of the fundamental social values and law must serve them. Such fundamental significance of the principles derives from their interpretation as a basic principle of all, the very first starting point. The principle is fundamental theoretical knowledge, which is one that does not require any substantiation. It is clear that principles are not something inconceivable and metaphysical. They are the product of generalization of diverse social practice including legal one.

Our research provides grounds for the statement of the importance and significance of each principle in the work of supervision body of any agricultural unit of Ukraine- the state inspectorate of Ukraine and its territorial authorities. Special attention is given to the principle of legality in the work of a supervisory authority which is based on the basis of norms of the law of Ukraine. “About Basic Principles of state control in the sphere of Economic Activity” and also on the legal axiom that the state inspectorate of Agriculture of Ukraine, as the state control body, can’t exercise the state supervision(control) in the sphere of agriculture if the law does not authorize it to such activities and does not determine its power during the state supervision(control).