

SOME FUNCTIONS OF THE GOVERNMENT SERVICE OF FINANCIAL MONITORING OF UKRAINE

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The functional status of the State Financial Monitoring Service of Ukraine in the system of central authorities of executive power is developed. Terms of reference of the coordinating role of the SFMS of Ukraine is considered. Attention is drawn to divergence in forming functions of the SFMS of Ukraine in different legislative acts.

The State Financial Monitoring Services of Ukraine (the SFMS of Ukraine), functions, powers (authority), coordination, the Ministry of Finance of Ukraine.

It is well known that the system of bodies of Executive power in Ukraine is the Cabinet of Ministers of Ukraine as the highest authority, the ministries and other Central bodies of Executive power. The latter include services, inspections, agencies and bodies with a special status. This system fully meets the growing needs of society and the state in ensuring the realization of constitutional rights and freedoms of man and citizen, effective implementation of the tasks and functions of the state and therefore in the interests of democratic, social, rule of law, civil society development. However, in the current Executive have bodies that do not perform functions of an administrative nature. Their powers include only the information-analytical functions. The formation of bodies of this type is determined by the conditions existing political project. To these authorities

include State financial monitoring service of Ukraine. No functions of an administrative nature calls controversial discussions regarding the availability of such bodies attributes of bodies of Executive power.

The study of the functions of the State financial monitoring service of Ukraine in its various aspects has been well-known experts and scholars. However, given the constantly changing and improving legislation in the sphere of financial monitoring, it is feasible to conduct a comprehensive analysis of this issue from the point of view of implementation, Rosfinmonitoring of Ukraine as a service of its functions. The purpose of this article is to disclose the status of the State financial monitoring service of Ukraine in the system of Central Executive bodies and the analysis of the problem the implementation of its functions in accordance with the current legal framework. A General typology of functions of state authority may be represented by the following features: options for state policy (the basic definition of priorities and directions for the development of methods to achieve them); the law-making functions (edition on the basis and in pursuance of the Constitution of Ukraine, laws of Ukraine, binding norms and rules that regulate relations in the field and apply to an indefinite circle of persons); law enforcement (edition of the acts with which addressed individual disputes and questions regarding specific individuals (persons)); the functions of control and supervision in the established the scope of activities (implementation audits established by the Constitution of Ukraine, laws of Ukraine and other normative-legal acts of the mandatory rules and norms of behavior in the economy and social life); function to provide administrative services (issuance of Executive bodies of permits (licenses) to carry out certain activities and (or) specific actions; registration acts, documents, rights, interest, and the publication of individual legal acts; the functions of management of state property (exercising the powers of an owner with respect to natural resources located in state property, state property).

The division of Central Executive authorities on the services, agencies, inspections stipulated by the first part Art. 16 of the Law of Ukraine "On Central Executive bodies". Under part two tbbsp. 17 of the Act if the majority of the functions of the Central body of Executive power are functions of providing administrative services to individuals and legal entities, the Central organ of Executive power is formed as a service. If most of the functions of the Central Executive authorities are responsible for managing public property, within the scope of its management, the Central organ of Executive power is formed as an Agency. If most of the functions of the Central body of Executive power are in control functions for compliance with state bodies, bodies of local self-government, their officials, legal entities and individuals acts of legislation, the Central organ of Executive power is formed as inspection. According to its name, Rosfinmonitoring Ukraine is a service. At least until such name he evolved first from the State Department, and then from the State Committee. To live up to its name as the service, most of the functions of the state financial monitoring Commission of Ukraine should be the function of providing administrative services to individuals and legal entities. However, this is not true.

Given this, the purpose of improvement of activity of the State financial monitoring service of Ukraine and the functioning of the entire system of counteraction to legalization (laundering) of proceeds from crime or financing of terrorism, it is necessary to harmonize the regulatory legal acts that determine the status and authority of the state financial monitoring Commission of Ukraine, especially in the implementation of its coordinating role in relation to other state agencies on issues of financial monitoring. In addition, it is proposed regulatory and functionally to justify the name of the state financial monitoring Commission of Ukraine as a service, to avoid conflict between the main activity of the body, its functions and purpose.