

PROSPECTS OF LAW OF UKRAINE IN THE FIELD OF LAND USE AND PROTECTION IN UKRAINE

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The article examines the prospects and directions of the legislation of Ukraine in the sphere of control over land use and protection, done prospective analysis of legislation in this area, analyzed the activity of control and inspection bodies in land resources and ways to improve its regulation in Ukraine, studied the legal state control the use and protection of land in Ukraine, studies proposals and recommendations aimed at improving the legislation of Ukraine in the sphere of control over land use and protection.

Administrative jurisdiction, state control over the use and protection of land, management activities in the field of rational use and protection of land in Ukraine, control and inspection bodies in the sphere of land resources in Ukraine, development of legislation, improvement of law regulations.

In the analysis of the legal status of control and inspection bodies in the field of land resources in the Ukraine, the researchers note that there is very intense formation institute public inspection in accordance with the functions of government in this area.

In turn, public land management is focused on the impact of public authorities and society to entities engaged in economic and other activities in the sphere of land relations, which can achieve the most efficient use of land

and related resources. It should be noted that based on the conditions present situation of regulatory activity and improving the legislation of Ukraine concerning the activities of control and inspection bodies in the field of land resources in Ukraine remains difficult. Unregulated land legislation and infrastructure governance in health and land use in Ukraine and appropriate land use, the lack of an automated system of state land cadastre, aimed at addressing issues of land records, land protection, etc., indicate the existence of acute problems in this area that need immediate solutions and develop appropriate effective legal acts in the area.

It is a mechanism of state control implementation of state land policies in life testing mechanism applicable laws and means to identify and correct errors that prevent the achievement of management objectives.

Today, more than ever, the acute problem of land control and its clear legal regulation, improve the performance of governments in controlling the use and protection of agricultural land, their interaction with other law enforcement agencies in identifying offenses exercise of preventive action and appropriate development legislation of Ukraine in the field.

Therefore , prospects and directions of the legislation of Ukraine in the field of use and protection of land in Ukraine and improve the operation of the respective control and inspection bodies in Ukraine is extremely topical for Ukraine at this time. The purpose of this article is to investigate the prospects and directions of the legislation of Ukraine in the sphere of control over land use and protection , the implementation of a prospective analysis of legislation in this area, a specific analysis of the activity of control and inspection bodies in the field of land resources and the direction of its regulatory improvements in Ukraine, legal research state control over the use and protection of land in Ukraine, study suggestions and recommendations for improving the legislation of Ukraine in the sphere of control over land use and protection.

Given the above the following conclusions.

1. Based on the analysis of legal acts that determine the administrative

and legal status of state inspections in Ukraine (including in the area of control over land use and protection), it is concluded that at present there are some inaccuracies in determining status as a separate state inspections and their organization. In this regard, it is advisable in these acts in law :

- Expand the powers of state inspections to prevent and suppress offenses;

- To provide in exceptional cases right to suspend work conducted in violation of the rules and regulations, the State Inspectorate that this right is not vested;

- To consolidate all provisions governing the activities of state inspections duty to notify the relevant authorities of the decision to cease operations;

- Consolidate the positions clearly defined rights of removing to work those guilty of committing offenses;

- Reinforce the right of public inspection to set the relevant authorities on the termination or cancellation of acts of administration which are against the law;

- To equalize the powers of various government inspections on self-imposition of administrative penalties for perpetrators;

- Consolidate the provisions on state inspection clearly articulated their main task - preventing crime;

- To effect the unification names public inspection.

2. Advisable to develop and adopt the Law of Ukraine "On State inspection" which would define the general question of the legal status of their tasks and responsibilities, authority for the prevention and suppression of crimes and administrative liability (including in relation to control activities and inspection bodies in the use and protection of land resources).

3. Only after the implementation of the above article proposals to improve legislation of Ukraine in the sphere of control over land use and protection possible establishment of an effective regulatory framework that meets the requirements of modern times. Also, we note that the implementation of

Ukraine's potential as agricultural state, is largely dependent on the improvement of agricultural and land legislation. Thus it is reasonable to conduct its systematization act codified by developing land legislation to improve the legal framework of the agriculture and regulation of land relations on the basis of sectoral specificity regulation in various spheres of public life in Ukraine .

4. In my opinion, the improvement of the legal regulation of the activity of control and inspection bodies in the field of land resources in Ukraine should develop by adopting normative legal acts provide organizational and economic incentives promoting the rational use and protection of land, namely: tax and credit facilities to individuals and legal entities that carry out at its own expense measures provided for nationwide and regional programs of land use and protection; funding from the state or local government to citizens and legal entities to restore the previous state of the land affected is not their fault; exemption from payment for land plots that are in the process of agricultural development or improvement of their condition according to national and regional programs, etc.

5. As a result, I noted that the legal status of the organization and jurisdiction of state inspections shall be secured in special legislation on the control of inspection, acting in the executive branch, namely: the draft Law of Ukraine "On inspection control in the executive branch", draft Law of Ukraine "On State Control in the executive branch" and the draft Law of Ukraine "On State Supervision (control) in the agricultural sector of Ukraine", which in turn will resolve the problematic issues of inspection bodies to control the use and protection of land resources in Ukraine.

6. Obtained in the course of this writing, the findings suggest that long-term analysis of the legislation of Ukraine in the sphere of control over land use and protection allows to identify the main routes , directions and priorities for the development of the modern institutional and legal support for control and inspection bodies in the field of land resources in Ukraine and effective

governance control and inspection bodies in this field in Ukraine.