

PLACE AND ROLE IN FIELDS OF LAW SYSTEM OF LEGAL PROTECTION OF THE PLANT WORLD UKRAINE

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The questions of role of different branches of law in the system of legal protection of plant world are researched in the article. The role of environmental, land, agriculture, mining, forestry, water, civil and administrative law have been examined.

Plant world, legal protection, ecological law, land law, agricultural law, mining law, forest law, water law, civil and administration law.

Due to economic and environmental crisis, given the various forms of ownership, without effective state control it is impossible to provide adequate protection, using and reproduction of flora.

The purpose of this article is to examine the issues of the roles branches of law in the system of legal protection of flora in the current legislation of Ukraine. The theoretical basis of the study is the works of famous ukrainian scientists and legal scholars who have studied some aspects of the role of the different branches of law in the system of legal protection of flora, such as V.I. Andreytsev, A.P. Hetman, V.M. Yermolenko, I.I. Karakash, V.V. Kostytsky, V.V. Kurzova, Y.S. Shemshuchenko, M.V. Shulga and others.

Today we cannot say that the current legislation, which primarily regulates the relationship of flora` protection and using, is an independent branch institute. Separate regulations for the flora` protection and using can be found in other legal

institutions. Legal protection of flora carried out not only by law but also rules of other field of law, which have diverse effects on the scope of the plant world, and which is ordered by legal means, which in their totality and interaction of all structural elements of the legal system, regulate social relations.

It is known, natural plant resources in their environmental, economic, scientific, recreational value and other characteristics are divided into natural plant resources of national and local importance. In the system of legal protection of flora and thus links environmental and land an important component, the land is the relationship with environmental law. This relationship is predetermined of state of the earth, as the object of environmental protection, which operates as part of the ecosystem and is in touch with the ecological environment.

Legal features of agricultural using of flora are regulated by the Law "On Flora". Articles 9 and 10 of this Law have two forms of natural plant resources - general or specific.

Noting the close relationship floral law with other fields of law, it should be noted that an important impact on the protection of flora have codified laws of Ukraine on land, subsoil, water, fauna, air, etc. As an important factor in strengthening the protection of flora is other codified acts directly contribute to the protection of flora. These normative legal acts primarily serve by Criminal Code of Ukraine, the Code of Ukraine on Administrative Offences, Civil Code of Ukraine and other provisions of special laws that provide legal liability for violations of floral legislation.

Conducted legal analysis of the security of flora, gives grounds to note that the rules, regulations governing social relations in the field of preservation of flora are contained in many legal acts belonging to different branches of law. Said acts due to constitutional, civil, administrative, criminal, customs law, etc. Relationship flora with environmental, land, forest, mountain, water law due to the fact that these areas of law are directly connected with the environment, functioning as a part of the ecosystem and are in close relationship and interaction with all environment. The direct connection between the rules of floral, land, forestry,

mining, water rights lies with natural resources and is the inability of using these natural resources without impact on the objects of flora.