

PRINCIPLES OF LAW IN NATIONAL LEGISLATION

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The article discusses the doctrinal approaches concerning the definition of principles of law. The features of a restatement of principles of law in national legislation are investigated. It is defined that despite the fact that not all the principles of law are enshrined in national legislation, the principles of law that are set out in national legislation reflect the peculiarities and specifics of legal right. However, the principles of law are not limited to legislation, but include other social regulators.

National legislation, public relations, principles of law, principles of legislation, branch principles, enforcement.

Modern Ukrainian society and the state continue to be in a state of deep reform. This period of development is characterized by complex and contradictory processes of social development, which are comprehensive and covers all aspects of life in the state. Given that our country wants to join the European legal space as a democratic legal state, Ukraine has faced the problem of reforming its legal system, which should correspond to the international, in particular European standards. Objective trend of the increasing influence of international law, where the General principles of law play an extraordinary role in the progressive development leads to new views on the nature and value of rights.

General principles of law consist mainly of fundamental legal principles, which are a prerequisite for the functioning of the rule of law and are common to all branches of law. Extraordinary wide range of principles that are used in both practice and doctrinal studies necessitate a study of the principles of law, which are essentially

a mechanism to fill gaps branch of the principles of law and allows the use of the principles of law to resolve problematic issues prozacdosage activity.

Trying to legislate the principles of law, legal science and practice faces a number of challenges. The legislator, in some cases, definitely ordering to apply the principles of law, not the interpreter facilitates understanding of the principles of the legal text, leaving it to the discretion of understanding of the concept of «principle» and the reproduction of the content of the principles on the basis of legal norms. This is also a problem that must be solved interpreter legal text about the criteria on the basis of which among all legal norms and to recognize their principles of law have appropriate title. In the Constitution of Ukraine contains a lot of guidelines that you need to find and interpret (for example, h 1 tbsp. 24 of the Constitution of Ukraine, located in Section II Rights, freedoms and duties of man and citizen enshrines the principle of equality, noting that citizens have equal constitutional rights and freedoms and are equal before the law. The analysis gives grounds to say about the specifics of presentation principles of law in the national legislation. At the same time, the most important requirements that apply to the law, is the quality and availability of a set of regulations. That is, the domestic system of law should be understandable for citizens, which has become one of the basic principles of law. The analysis of domestic legal acts, indicates that these principles can be interpreted differently by the legislator.

The conclusions. Despite the fact that not all the principles of law enshrined in national legislation, set out in national legislation the principles of law reflect the characteristics and specificities of the legal rights are normative, regulatory, enforcement, protective nature, define and drive good behavior society. However, the principles of law is not limited to the legislation, and include other social regulators, in particular moral norms, traditions, customs, etc. that legitimate society and due to its cultural level. From a methodological point of view, despite the close relationship between the principles of law and principles of the legislation, there is a difference, which is that the principles of law are objective and principles of legislation, on the

contrary, by their nature, subjective experience of the impact of the legislator, depending on his will.

Law enforcement principles of law aimed at the implementation of legal regulations and their implementation. They direct the implementation of the rights necessary for public life direction, yielding its recognized requirements and standards, allow the legislator to implement his will.