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**ANALYSIS OF INTERPRETATION AND APPLICATION OF RESERVATION  
OF PUBLIC POLICY THROUGH THE PRISM OF JUDICIAL PRACTICE**

Implementation of the option of autonomy of will and application of foreign law in the system of private international law is an important principle of the latter. However, it should be noted that it is important to ensure the protection of the domestic legal order from the negative effects of the application of foreign law. The instrument of such protection is reservation of public policy. Particular attention is paid to interpretation of the category of public policy in national and international judicial practice.

The construction of public policy has a special place in the system of conflict law because of its uncertainty in terms of practical application. At the level of theoretical research in foreign and domestic literature the use of reservation of public policy is associated with the exceptional cases where foreign principles regulating the relationship are clearly incompatible with the fundamental principles of the domestic legal order, which results or may result in destruction of the latter.

Theoretical approaches to understanding public order in the system of law of conflict of laws are quite stable. Meanwhile, as shown by the experience of foreign litigation, higher judicial authorities assume the burden of detailed interpretation and delineation of legal guidelines when identifying categories of public order. We believe that there is a need in provision by the Supreme Court of Ukraine of a separate explanation of the interpretation of public policy, or at least regulation revealing principles of application and identification of reservation of public policy by Ukrainian courts. Indeed, as illustrated above, the practice of reservation of public policy by the Supreme Court raises a number of questions.

