

**CIVIL LAW, COMMERCIAL LAW
AND COMMERCIAL PROCEDURE**

BELIKOVA S.

Senior Lecturer and Degree Seeking Applicant,
Department of Civil Legal Disciplines
Counselor of Justice
(*National Academy of Prosecution of Ukraine*)

**CAUSES OF REPRESENTATION OF CHILDREN'S INTEREST
IN EXECUTION PROCEEDINGS BY PROSECUTOR**

Representative activity of prosecutor is an important reason, according to which the prosecutor becomes participant of execution proceeding. However, despite the fact that the institution of representation by prosecutors in legal science and practice is not new, the issue of representation of interests of children by prosecutor in the execution proceedings are still poorly understood and systemized, causing problems that need further revision at the legislative level. Only on the basis of a comprehensive analysis of all aspects of representation by prosecutor its characteristic features in execution proceedings may be defined.

Thus, it is concluded that the representative activities of the prosecutor in the execution proceedings aimed at protecting the rights of children has certain characteristics: firstly, it is based directly on the regulation of the Constitution of Ukraine, while other types of representation are carried out on the basis of orders or other legislative acts; secondly, the difference of the representative activity of prosecutor is the fact that it is carried out by the body which always acts as the guarantor of the rights and freedoms of children in Ukraine.

Given the fact that the prosecutor is an independent member of the execution proceedings, his rights and obligations shall be specified in a separate article (Art. 12-1) of the Law Ukraine "On Execution Proceeding".

