

**ЗАБЕЗПЕЧЕННЯ НАЦІОНАЛЬНОЮ ПОЛІЦІЄЮ УКРАЇНИ ПУБЛІЧНОЇ
БЕЗПЕКИ І ПОРЯДКУ В УМОВАХ ВОЄННОГО СТАНУ**

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**LEGAL GROUNDS FOR ISSUING FIREARMS TO CIVILIANS
UNDER THE CONDITIONS OF MARITAL STATE**

Today, Ukraine is recognized as a legal and democratic state, the main feature of such a state is the observance of human rights and freedoms guaranteed by the Constitution. According to Articles 27 - 29 of the Constitution of Ukraine, every person has an inalienable right to life. Everyone has the right to have his dignity respected. Everyone has the right to freedom and personal integrity [1]. According to these rules, the state must take all possible measures to guarantee the realization and protection of such rights.

But, unfortunately, at the current stage of the development of our state, due to aggression and the introduction of its troops into the territory of Ukraine by the Russian Federation, unfortunately, the realization of such rights becomes difficult. Our citizens and military personnel do everything possible to preserve the territorial integrity of our country and the life of every person.

According to the President of Ukraine, Volodymyr Zelenskyi, repulsing the enemy in the war is "an achievement of millions of Ukrainians. Everyone who made the main decision in life on February 24 - to fight. To be human. Do not give up. And not to betray."

Taking into account the provisions of Article 65 of the Constitution of Ukraine, according to which the protection of the Motherland, independence and territorial integrity of Ukraine is the duty of citizens of Ukraine [1].

On March 3, 2022, the Verkhovna Rada of Ukraine adopted the Law of Ukraine "On Ensuring the Participation of Civilians in the Defense of Ukraine" [2] and adopted the Resolution of the Cabinet of Ministers of Ukraine dated April 15, 2022 No. 448 on the Procedure for the use of firearms by civilians during the participation in the resistance and deterring the armed aggression of the Russian

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Federation and/or other states against Ukraine during the period of martial law [3].

In accordance with these legal acts, in order to repel an armed conflict of an aggressor country, Ukrainian civilians have the right to obtain firearms and ammunition for them, but this applies to the category of persons who permanently reside on the territory of Ukraine.

Also, there is a certain procedure and requirements, compliance with which is the basis for obtaining a firearm and ammunition for it.

At first, a citizen of Ukraine must apply to the police department and write an application for authorization of such actions along with all the necessary documents for this. Then the applicant must pass a mandatory check.

Firearms are not issued to persons who have not reached the age of majority, who have been recognized as incompetent or whose legal capacity is limited by a court decision that has entered into force, to persons who have been repeatedly brought to administrative responsibility for petty hooliganism, for driving a car while intoxicated, for illegal production, acquisition, storage, transportation, forwarding of narcotic drugs or psychotropic substances, for committing domestic violence, etc.

Also, weapons cannot be obtained by persons who have a criminal record for a serious crime, especially a serious crime that has not been expunged or not removed in accordance with the established procedure.

It is important to note that civilians who have received firearms and ammunition must comply with a number of obligations, and have a number of rights and bear responsibility in case of non-compliance. civilians have the right to:

- independently decide on the use of firearms;
 - to use firearms in a similar manner to the use of them by military personnel during the performance of their tasks;
 - use firearms and ammunition for them, regardless of the date of their issue (including before the entry into force of the Law, 07.03.2022);
 - to use one's own prize weapons, sports weapons (pistols, revolvers, rifles, smoothbore guns), hunting rifled, smoothbore or combined weapons and military supplies for them;
- civilians are obliged to:
- to report the use of firearms during martial law to the relevant commander of a unit, military unit and unit of the Armed Forces or a law enforcement agency;
 - hand over the firearms and unused ammunition they received to the National Police of Ukraine no later than 10 days after the termination or cancellation of martial law in Ukraine.

Civilians are criminally liable for violating the requirement provided for in this article. The use of weapons by civilians for purposes other than those

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provided for by the Law of Ukraine "On ensuring the participation of civilians in the defense of Ukraine" during martial law will result in their being held criminally liable.

Thus, summing up the abovementioned, it is worth noting that the provision of weapons during martial law to civilians is a necessary measure to ensure the possibility of exercising the rights and obligations of persons provided for by the Constitution of Ukraine.

However, we believe that a significant emphasis should be focused on checking the mental state of such persons, so that the handing over of weapons does not become the basis for a number of negative consequences unrelated to the armed aggression of the Russian Federation.

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**COOPERATION OF THE NATIONAL POLICE OF UKRAINE
WITH EUROPOL DURING MARTIAL LAW**

Today, in connection with the Russian armed invasion of the territory of our country and the consequent introduction of martial law by the Decree of the President of Ukraine dated February 24, 2022 [1], the issue of cooperation between the National Police of Ukraine and Europol is particularly relevant.

Information about the international cooperation of law enforcement agencies of Ukraine and Europol is not covered much in the mass media, however, it is very important, because it helps in the search for criminals who commit crimes on the territory of the European Union and Ukraine, especially during the martial law introduced in our country as a result of Russian armed invasion.