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CLASSIFICATORY DISTRIBUTION OF CONTROL IN PUBLIC-PRIVATE PARTNERSHIP

According to the Concept of Reforming Public Administration in Ukraine, the principal novelty of administrative procedural law should be regulation of "interference proceedings" – cases where decisions that affect the rights and legitimate interests of particular individual(s) is carried out by the public administration on its own initiative. This strategic objective directly concerns the relationship between the subjects of public administration and entities in the public-private partnership (PPP) that occur at the stages of determination of the objects of PPP and candidate for private partner, providing state support, implementation and termination of agreement regarding public-private partnership.

Control in the field of public-private partnerships can be classified: a) by the orientation of the subject and object of control – outside or inside; b) by the time of implementation – previous, current or next; c) by the volume and nature of control powers of the subjects of public authority – general, departmental and supradepartmental (interdepartmental); d) by the entity involved – state, municipal and public.

All the control procedures in the field of public-private partnerships require legal regulation because their consolidation determines the successful implementation of PPP projects in Ukraine. Due attention should be paid to the development and mechanisms of social control.

