

практика: У 3 кн. – Кн.2 – Режим доступу: <https://studfile.net/preview/5169836/>. – Назва з екрана.

2. About measures of counteraction to drug trafficking, psychotropic substances, precursors and to abuse of them [Electronic resource]: Law of Ukraine of February 15, 1995. – No. 62/95-BP. – Mode of access: <https://cis-legislation.com/document.fwx?rgn=9544> – Title from the screen.

3. Illegal production, making, purchasing, storage, transportation, sending or sale of narcotics, psychotropic substances or their analogues [Electronic resource]: Criminal Code Of Ukraine. – Article 307. – Mode of access:

<https://www.legislationline.org/documents/action/popup/id/16257/preview> – Title from the screen.

4. Смирнова І.В. Деякі аспекти удосконалення та оптимізації національної системи протидії організованому наркобізнесу і наркоманіям [Електронний ресурс] / І. В. Смирнова // Боротьба з організованою злочинністю і корупцією (теорія і практика). - 2007. - Вип. 15. - С. 27-38. - Режим доступу: http://nbuv.gov.ua/UJRN/boz_2007_15_4 – Назва з екрана.

Кушнір Д.,
курсантка ННІ № 1
Національної академії внутрішніх справ
Консультант з мови: **Скриник М.В.**

APPLICATIONS OF JURY IN UKRAINE

The actual people's participation in justice by adjudication has been promised and awaited its moment for a very long time, and without a doubt it is a meaningful step forward for Ukrainian community.

One of the major problems of judicial reform is the functioning of the jury, as the primary mode of justice for the people, and the guarantee of transparency and democratic values.

In order to identify obstacles to the development of the jury, it is necessary to understand what mechanism is being used in Ukraine and what space is there for its proper functioning.

First of all, I would like to point out that the Ukrainian legislation has a borrowed continental (European) model of jury, which together with professional judges decide the fact and the law issues. In Ukraine, the jury operates only at the level of the local General Court of First Instance (supplied by two professional judges and three jurors (Part 3 of Article 31 of the CPC) and deals with crimes for which life imprisonment is punishable. is possible only if the accused is presented with a petition during a preparatory court session (Part 2 of Article 384 of the CPC of Ukraine).

The concept of jury is a blast from the past in the history of Ukrainian justice. However, for a long time the Constitutional guarantee of a jurors' participation in trials has been rather theoretical than practical. The main idea behind implementing this concept is not an expectation that jurors (compared to professional judges) will make "better" decision, but that citizens are the ones entitled to rule in a case.

People are mistrustful of the judicial system, which is the basis of the current Ukrainian crisis. With the help of the jury, the judiciary will be able to restore people's confidence. The list of jurors is approved for three years and submitted to the relevant district court, including in electronic form. Thus, in accordance with Part 1 of Art. 65 of the Law of Ukraine "On Judiciary and Status of Judges", a jury may be a citizen of Ukraine who has reached the age of thirty and resides in the territory covered by the jurisdiction of the respective district court. After selection of the main jury, two reserve jurors are selected, who are permanently in their assigned places during the court hearing and may be included in the main jury in the case of imposition of a sentence in case of the inability of any of the latter to continue to participate in the trial (h. 8, 10 Article 387 of the CPC of Ukraine). At the conclusion of the selection, each of the jurors shall take the oath. Accordingly, from that point on they become jurors.

The jury decides whether the crime has occurred, whether the accused (defendant) has committed the crime and whether he deserves a lenient treatment, and the judge, after investigating the circumstances surrounding the defendant's actions, resolving a civil action, and others questions, prescribe the type and size of the sentence, if the jury found the

accused an innocent person, the judge is required to prepare an acquittal. In such circumstances, it is obvious that the competence of the jury and professional judges is different, since the former are accepted as “judges of fact”, the latter - to “judges of law”.

For example, in the United States, a jury of 12 persons is not a requirement, since such jury formation was a consequence of "historical accident", so it is allowed to hear 6 or 8 state court cases in serious crimes. However, reducing the number of jurors to just a few persons significantly reduces the effectiveness of the jury and cannot ensure full participation of the people in the justice process. The classic jury trial in Ukraine can be launched as early as 2021. The Ministry of Justice has developed two bills, the adoption of which will ensure the introduction of the classical jury institute in the country. This was announced by Deputy Minister of Justice of Ukraine.

Jurors are invited according to voters lists. Now the list of jurors is approved by local councils with the consent of the citizens, who want to become a jury, and that's why Ukraine lacks jurors.

Moreover, under this order, they were unmotivated, which led to the postponement and disruption of trials.

If the jury will be selected by the voters list, it will mean, in fact, not a citizen's right to be a jury, but the state's task is to create conditions so that the duty is honorable enough, and its fulfillment is reimbursed, the Ministry of Justice reports.

In order to strengthen the jury institution, it is necessary to appeal against court decisions made with the participation of the jury only in connection with a material violation of the criminal procedural law, misapplication of the criminal law, unfairness of sentence, ie in terms of punishment.

In other cases, including those related to the proving of guilt, incorrect conclusions of the court with the participation of the jury, court decisions cannot be appealed.

Thus, analyzing the problems of the jury institute in the context of judicial reform in Ukraine, we can come to the following conclusions: the introduction of the jury institute in modern realities of Ukraine is nothing

more than the desire of the authorities to demonstrate the desire for European ideals of justice and respect for human rights.

There was a need to widen the scope and competence of the jury by making real changes to national legislation regarding the delimitation of the jurisdiction of juries and professional judges, creating panels of 6 or 8 jurors and raising the state's interest in the administration of justice by allocating funds for material and technical resources. jury conditions and remuneration.

Список використаних джерел

1. Role of jury in Ukraine/ [Електронний ресурс]. –Режим доступу: <https://www.kyivpost.com/article/opinion/op-ed/role-of-jury-in-ukraine-105737.html>

2. Jury in Ukraine/ [Електронний ресурс]. –Режим доступу: <https://voxukraine.org/en/jury-in-ukraine/>

3. Jury trial to work next year in Ukraine/ [Електронний ресурс]. – Режим доступу: <https://www.google.com.ua/amp/s/ua-times.com/news-en/jury-trial-to-work-next-year-in-ukraine.html%3flang=en&>

4. Types of Juries/USA/[Електронний ресурс]. –Режим доступу: <https://www.uscourts.gov/services-forms/jury-service/types-juries>

5. The Jury – EUIPO/ [Електронний ресурс]. –Режим доступу: <https://euipo.europa.eu/oh>

Лось Ю.,

курсантка ННІ №1

Національної академії внутрішніх справ

Консультант з мови: **Скринник М.В.**

MODERN METHODS OF INTERVIEWING WITNESSES IN UKRAINE

The law enforcement authorities use interviewing of person, as a rule, with the aim of implementation of providing of full and impartial investigation of criminal offences. The interviewing consists in collection of law enforcement authorities employees according to the polled face of primary factual information, that matters for the decision of tasks of operational search activity by a motive by them this person to the grant of