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CRIMINAL LIABILITY FOR DISCLOSING STATE SECRETS

The issue of criminal liability for disclosure of information constituting a state secret considered. It is determined that the main feature of the crime is the subject of the crime. Analysis of legal literature indicating that social danger of the crime is possible to obtain information is a state secret to foreign intelligence or other persons who may use it to the detriment of the Ukrainian state, but also lead to loss of life or other grave consequences of high material or moral damage. The author has included a proposal to differentiate criminal liability for disclosure of state secrets, depending on the shape of the fault: to provide

in-law separately intentional and reckless crime, establishing increased penalties for the first of them.

Within this article does not fully address all the elements of crime divulging state secrets that affect the criminal legal assessment of this act. Great value for qualifying disclosure of state secrets shall carefully set each circumstances or characteristics of the crime. Indeed, any of these can radically affect the right decision about the availability of a person in the act of a crime. This is why such importance is a thorough knowledge of legislation that criminalizes the disclosure of state secrets of Ukraine.

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SCIENTIFIC APPROACHES DETERMINE THE DEFINITIONS OF «PERSONAL DANGER» AND «PERSONAL SAFETY» OF PRISONERS IN CORRECTIONAL FACILITIES

The article discusses, analyzes and summarizes the various approaches to the definition of the terms «personal

risk» and «personal security» prisoners in correctional facilities.

Right to personal security is one of