

I. Paterylo

*Candidate of Law Sciences, Associate Professor,
Associate Professor at the Department of Civil, Labor and Economic Law,
Oles Honchar Dnipropetrovsk National University*

FOUNDATIONS OF THE FORMATION OF THE CONCEPT OF PUBLIC ADMINISTRATION OF UKRAINE BASED ON EUROPEAN PRINCIPLES

Today in Ukraine takes place a series of reforms aimed at bringing the public administration and regulatory support of functioning of public administration in line with European standards. However, their successful implementation is hindered by numerous problems caused by irrational organization and content of administrative reform, including a vague understanding and ignoring of European practice in this area. Therefore, in our view, effective implementation of European integration policy and implementation of the concept of public administration in Ukraine as part of approximation of the legal system of Ukraine to the EU legal system, above all, should facilitate borrowing of the relevant European experience. In this respect, it is important to study understanding of the nature of public administration in the light of European legislation.

With this in mind, there are several important features of public administration according to EU law:

- the concept of public administration covers public authorities at various levels, other public institutions, as well as subjects of delegated powers;
- recognition by certain persons or in-

stitutions of the legal status of public administration is directly linked to the performance of public functions of the state;

- attribution of certain persons to the subjects of public administration, and thus fulfilment of the tasks and functions of the state by them is possible only if this is provided and regulated by state regulations.

Thus, on the basis of European legislation and taking into account the features of national legal systems, public administration can be understood as legal subjects, which on the basis or national regulations or administrative acts (contracts) on delegation of powers perform public functions of the state or local importance thus exercising their own or delegated powers in the field of administration.

Thus, the formation of the concept of public administration in Ukraine must necessarily take place based on the European understanding of the practice of public administration, the European experience of building the system of public administration, practical errors in the course of implementation of administrative reform in order to prevent their recurrence, and certainly focusing on the need to address the issues unresolved by measures previously employed by the government.