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PERSONAL SECURITY GUARANTEE OF AN ARMED MILITIA OFFICER: TO THE QUESTION OF LEGAL REGULATION IMPROVEMENT

The article presents a critical analysis of the current legislation on militia regarding the personal security guarantees for an armed militia officer, taking into account the results of generalization of judicial practice in criminal cases. International acts, which regulated the rules of conduct of law enforcement bodies' employees.

The aforesaid applies particularly to the allocation of a separate article determining extreme cases, the onset of which involves the deliberate use of firearms by officers and procedures of application. The separate part of this article may include provisions of Article 15-1 of the Law of Ukraine "On Militia". Allocation

of this article in that Law evidences the attempts of legislator to present in detail the procedures of the use of firearms in extreme cases that can be identified as a security guarantee, but in substance is a specific reason. Title of the suggested article can be summarized as follows "Exceptional cases of firearms application and the procedure of such application". The requirements, which should provide prohibitions in course of application of firearms, should be specified. The relevant provisions can be allocated in a separate article 15-2, the title of which it is advisable to be amended as follows "Prohibitions in firearms application".