

O. Shmyndruk
Postgraduate Student,
Department of Justice and Criminal Law,
I. Malynovskyi Institute of Law,
National University of Ostroh Academy

PREPARATORY PROCEEDING AS A CRIMINAL PROCEDURE CATEGORY

The article aims to study the content, goals and objectives of the preparatory proceedings at first instance. On the basis of the provisions of the Criminal Procedure Code of Ukraine, it was concluded that the preparatory proceeding has the differentiated forms: the proceedings under agreements, the proceedings of stopping of criminal proceedings with exemption from criminal prosecution, the proceedings of stopping of criminal proceedings on procedural grounds, checking the indictment proceedings act request of using of coercive measures of medical or educational type for their compliance with the CPC and the rules of jurisdiction and appointment on the basis of criminal proceedings for trial.

After analyzing each of these forms of criteria: objectives, procedure and

subjects of the final decision, the author made the following conclusions.

Proceedings of the stopping of criminal proceedings with exemption from criminal prosecution, proceeding of procedural (neutral) grounds are differentiated forms of trial proceedings on the basis of agreements – special procedure of the proceedings at first instance and the proceedings on the basis of the indictment and a motion to impose compulsory medical treatment or educational type for their compliance with the CPC and the rules of jurisdiction and appointment on the basis of criminal proceedings for trial – the first stage of the proceedings in the trial court, which ensured the legality, completeness and effectiveness of trial.