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CLASSIFICATION OF CRIMINAL PROCEDURE VIOLATIONS

The article provides author's definition of criminal procedure violation, which is understood as provided by criminal procedural legislation act (action or omission), committed by a party to criminal proceedings, manifested in violation of recent regulation (regulations) of the Criminal Procedure Law. Revealing the philosophical meaning of the term "classification" the author determined criteria, based on which appropriate classification of criminal procedural violations is conducted, namely: 1) degree of danger to the existence and implementation of criminal procedure relations, i.e. the actual harm inflicted to the latter (by this criterion all procedural violations are divided into major, material and immaterial); 2) subject of violation (procedural violations committed by the accused, investigator, judge, etc.); 3) object of procedural violation – specific area of criminal procedural relations that can be grouped into two main groups: criminal

procedure relations that occur during pre-trial investigation and criminal procedural relations, that occur during judicial criminal proceeding.

Finally the author, taking into account the science of criminal procedural law determining the stages of criminal proceedings, which are: pre-trial investigation, preliminary procedure, judicial proceeding, proceedings in the court of appeal, proceedings in the court of cassation, enforcement of judgments, proceedings in the Supreme Court of Ukraine, proceedings on newly discovered circumstances, the author proposed his own classification of criminal procedure violations, namely: 1) violations committed during the pre-trial investigation (pre-trial criminal procedure violations); 2) violations committed only during court proceedings (judicial criminal procedure violations); 3) violations commission of which may occur at any stage of the criminal procedure.