

ic sanctions to economic agents for the breach of legislation commitments in the terms of organization and conduction of economic activity in cases within the law. At the same time relationship between above-mentioned authorities has organizational-economic character. As a result further research is needed for the question of delimitation of organizational-economic relationship, that is understood as the control, and administrative-organizational – control over economic activity of economic agents.

It is assumed that state control is the vertical relationship between economic agents and controlling authorities and it is carried out in tough relationship «pow-

er-subjugation». On the part of government administrative function is carried out by state authorities that according to their competence use instruments of control that are based on specific principles of state influence over controlled object. State authorities need to be subordinated to economic law in order that state control in the sphere of economic activity carries out economic function. That is the economic-legal essence of organizing and carrying out the state control in the sphere of economic activity. And only such legal relationships between controlling authorities and economic agents reflect the nature on the organizational-economic legal relationship that is developed by economic law.

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## LEGAL NATURE OF COMMERCIAL AGENCY

Changes in the socio-economic system of Ukraine, Ukraine's accession to the WTO, the process of integration in the global economy will further the development and strengthening of market institutions, one of which is commercial agency.

Institute of Commercial agency is relatively new. It was not in the Civil Code as amended in 1963, it is not in the current Civil Code of Ukraine. The need for research in institute commercial agency due to theoretical and practical components, since to dateno single pointof view ofitslegal nature. Proper understanding of commercial agency institute will minimize errors in the implementation of agency contractsin the practice.

The purpose of the article - to consider the legal nature of the Institute of Commercial agency in Ukraine economic relations, to analyze some theoretical problems of its definition and meaning, and relationship with other legal categories.

Commercial agency - a type of business relating to the provision of services. Under the current legislation of Ukraine Commercial agency may be in stock, insurance, trade, tourism, mediation associated with the issuance of securities, shipping agency and others.

The article explores some of the theoretical issues regarding the institution of commercial agency and its relationship with the institution of commercial repre-

sentation. The article discusses the various points of view on the concept of «commercial agency».

In a market economy Ukraine importance of commercial agency grows, expands the scope of the brokerage relationship. On the one hand, the appeal to the agent can resolve some issues, save time and money a person has asked for help from agent. However, in some situations the possible misuse of agent. Institute of Commercial agency is

a legal phenomenon that gradually develops. Category mediation in a variety of values used in the regulations, but the concept of agency is legally uncertain. Currently, the only scientific approach to the interpretation of the terms «commercial agency» No, the concept of commercial agency is the subject of scientific debate. Commercial intermediation as a phenomenon and a legal category requires further theoretical research and legislative regulation.

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## TO THE QUESTION OF CLASSIFICATION MORTGAGE SERVICE

The article is devoted to the research of the scientifically – to theoretical research of legal nature, conceptual bases of mortgage as difficult legal category in the civil law of Ukraine, classification of mortgage.

Separate attention is sanctified to the classification of mortgage in the civil law of Ukrain and scientific efforts.

The analysis of operative Ukrainian legislation, it's law application practice, foreign countries' legislation and scientific literature allows to draw some theoretical conclusions and concrete proposals on application and improvement of definite laws regulating the realization classification of mortgage.

In-process it was to consider fundamental principles of becoming and action of mortgage only, and after the point of view there is yet a whole package of questions which need consideration and revision: development of sphere of notarial services, evaluation and insurance activity, presence of the proper markets of valuable paper, selection at legislative level of types of mortgage. But not because of it perspective potential of mortgage relations in Ukraine is considerable enough and gradually will be realized on condition of acceptance of the proper normative acts which in in a complete measure pertvorili legislators of norm in operating.