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CRIMINAL JUDICIAL POLICY OF UKRAINE IN THE SPHERE OF CRIMINAL PROCEDURE IN THE FORM OF PRIVATE PROSECUTION

The features of criminal judicial policy of Ukraine in the sphere of criminal procedure in form private prosecution, legal nature of criminal procedure in the form of private prosecution are investigated in the article. There are set some suggestions in relation to the improvement of criminal judicial legislation of Ukraine.

It is specified, that question about the criminal judicial policy of Ukraine in the sphere of private prosecution, legal nature of criminal realization in the form of private prosecution, as well as question about expedience of selection of this type of realization in the category of the special orders of criminal realization, nowadays calls an important scientific and practical interest. Insufficient attention is spared in modern criminal judicial literature to research of this type of criminal realization.

It is drawn conclusion, that providing the legal adjusting of criminal procedure in the form of private prosecution, a legislator tried maximally to protect interests of victim, give possibility to accept criminal procedure activity to him, to carry out criminal pursuit of persons, guilty in the feasance of such criminal offences, that directly touch rights, freedoms and legal interests of victim.

Position is argued that during realization of general tasks of public legal policy in the sphere of fight against criminality in part of defense of person, society and state from criminal offences, criminal judicial policy as its object has the protection of rights, freedoms and legal interests of participants of criminal realization, in particular victim from criminal offence.

On the basis of undertaken a study it is drawn conclusion that it is necessary to reasonably analyze the problem of complete or partial expansion of list of criminal offences that behave to this type of criminal realization in the form of private prosecution. It is expedient to work out conceptual principles of institute of private prosecution from the point of view of new Criminal Procedure Code of Ukraine.

To achieve the aim of increase of efficiency of realization of criminal judicial policy in the sphere of criminal procedure in the form of private prosecution, it is necessary to make alteration and adding to the 36th Chapter of the new Criminal Procedure Code of Ukraine.