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ADMINISTRATIVE AND LEGAL REGULATION OF MEDICAL SERVICES IN UKRAINE: IMPROVING CATEGORICAL APPARATUS

Formation of Ukraine as a state of law, improving the administrative and legal regulation to provide adequate health care to citizens, eliminating inconsistencies in the legal provisions of the legal regulation' health services objectively need to be improved categorical apparatus used in the framework of administrative and legal regulation of public health protection.

The aim of the article is to study the theoretical problems of doctrinal and legal definition of «medical care» and «medical service», formulation of proposals relating to improving the categorical apparatus used in the framework of administrative and legal regulation of medical services.

The methodological basis of the article is generally scientific and special-scientific methods of scientific knowledge: comparative legal method, system-structural method, logical-legal method, theoretical and prognostic method.

The main conclusions of the article:

1. Current state of legal regulation of public health protection objective requires improvement categorical apparatus used in the framework of administrative and legal regulation of medical services;

2. Medical care is a special kind of social – significant activities – medical activities carried out by special subjects and it is aimed at providing health services;

3. Medical assistance has the following features: 1) medical care provided by persons with medical education; 2) health care aimed at the prevention, diagnosis, treatment and rehabilitation of patients; 3) medical assistance , as is usually a long time;

4. Until medical assistance has the following features: 1) it is aimed at salvation and preservation of human life, 2) it carried out by persons without medical education, 3) it is provided to the person who is in urgent condition;

5. Medical services – activities of special subjects which aimed at protecting the health of consumers of medical services;

6. Taking into account the criterion of separation of legal relations on the public – law and private law, it seems urgent to investigate the possibility of separating public health services on public – law medical services and privet – law medical services.