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## GUARANTEE OF PRIVATE PARTNER IN THE IMPLEMENTATION OF PUBLIC-PRIVATE PARTNERSHIP

This article is devoted to the private partner guarantees implementing the public-private partnerships.

The views of lawyers at the definition of «legal guarantees» have been analysed. It was determined that the guarantees of the public-private partnerships can be understood as a system of inter-related legal and institutional ways and means that ensure the proper recognition, realization of the rights and obligations of public-private partnerships and legal protection.

Analysis of the Law of Ukraine «On Public- Private Partnership» and subordinate legal acts in this area leads to the conclusion of imperfect legislation. It was specified that the legislation in the field of public-private partnerships, especially those relating to the definition of conditions for the implementation of projects under this cooperation should be stated as specific as possible. For exam-

ple, judgments regarding the settlement of disputes between undertakings and public authorities, necessity of improvement of legislation concerning the protection of the rights of the private partner.

It was decided that in order to improve business entities in implementing public-private partnership it is necessary: first, to secure mechanism for implementing safeguards private partner in the Law of Ukraine «On Public -Private Partnerships», and secondly, to clarify the regulations in Article 20 of the Act listed above in relation to exclusion from the reservation in respect of tax, currency and customs legislation and legislation on licensing and thirdly, the existing imperfections in the legal regulation of public- private partnership it effective judicial protection of the rights and interests of its members and the liability of the state is the main guarantees the obligations of public-private partnerships.