

N. Dushek
Postgraduate Student,
Department of Theory and History of State and Law,
Lviv State University of Internal Affairs

LEGAL ANALYSIS OF THE PHENOMENON OF LAW-MAKING

The increasing complexity and significant acceleration of economic, political and social processes determine the need to find a qualitatively different approach to many unsolved and new problems in law-making and state building in modern Ukraine. Supporting the opinion of the vast majority of Ukrainian scholars, it can be argued that the theoretical results and conceptual position of legal science, which has been formed for centuries, require a new vision, redefining “frozen”, “eternal” scientific categories, concepts, principles, from methodological point of view as well as in terms of the necessity, reasonableness and appropriateness.

The current process of development of legal institutions in Ukraine takes place in terms of transformation in many areas of society. This is determined by the deepening global trends of globalization and international integration, on the one hand, and internal features of the formation of national political and economic traditions of the state – on the other hand. This process is caused by the transformation period of social development and complication of social relations, which not only requires improvement of normative legal acts, but also enhances research on the is-

sue of law formation, law-making activity and institution of law implementation. Development and improvement of resources (forms) of law of any state is directly associated with law-making phenomenon that is a complex social institution (the process) of creation of law as a system of mandatory legal rules that are manifested in the legal awareness and legal culture of the whole population as well as of individual citizens.

The present time actualizes the need for a comprehensive study of law-making activity as a multidimensional phenomenon, which is caused by the intensity of law-making process in Ukraine, trends of globalization and harmonization of the legal framework, strengthening of the political factor in the field of law-making. These processes of transformation of law encourage exploring the contemporary features of law-making in different areas of legal regulation.

Effective mechanism of law is the basis of stability and flexibility of the legislative framework that aims to preserve the harmonious development of social relations, guaranteeing inviolability of human rights and lawful interests of subjects.