

E. Shevchenko
Degree Seeking Applicant,
National Academy of Prosecution of Ukraine

ENFORCEMENT OF COURT DECISIONS ON COMPULSORY MEASURES OF EDUCATIONAL NATURE: THEORY AND PRACTICE

Enforcement of compulsory educational measures within criminal procedure is researched in the article. The data concerning features of the procedure's realization according to international standards of juvenile justice, namely United Nations Standard Minimum Rules for the Administration of Juvenile Justice are displayed in the article. Further, in accordance with provisions of the Criminal Procedure Code and relevant interpretations of the Plenum of the Supreme Court of Ukraine, the national enforcement of compulsory measures of educational nature is revealed. Basing on the aforementioned, the comparative study on the issue whether compulsory measures of educational nature, as a part of the national criminal procedural legislation, correspond to international requirements stated in the United Nations Standard Minimum Rules for

the Administration of Juvenile Justice is conducted in the article. Thereafter the possible methods of perfection of the criminal procedural activities conducted in course of enforcement of compulsory measures of educational nature are proposed, namely: 1) in order to achieve the goal of the "warning" as a compulsory educational measure, a court judgment that has entered into force shall be unconditionally executed, as stated in Part 1, Article 276 and Part 2, Article 534 of the Criminal Procedure Code of Ukraine; 2) thereafter under Part 2, Article 535 of the Criminal Procedure Code of Ukraine, the judge shall provide enforcement of current compulsory measure by criminal juvenile militia and children rights' administration to continue educational work with the juvenile offender in order to prevent commitment of illegal action in further.