

CONTENTS

THE RIGHT TO PRIVACY OF A PERSON DURING PHOTO AND VIDEO SHOOTING IN PUBLIC PLACES UNDER MARTIAL LAW (Almashi I. M., Almashi M. M.)	1
1. Ensuring the human right to privacy during photo and video shooting in public places: current status and problematic issues	2
2. Features of ensuring the right to privacy of a child during photo and video shooting in public places under martial law	13
CONCEPTUAL FRAMEWORK FOR FORMING A MODERN SYSTEM OF LOCAL TAXES AND FEES IN UKRAINE: FINANCIAL AND LEGAL DIMENSION (Babin I. I., Kovbas I. V.)	25
1. System of financial and legal principles of local taxation: content, classification, and functional purpose	28
2. The principle of subsidiarity as the institutional basis for the allocation of tax authority and ensuring the autonomy of territorial communities	29
3. The principle of fiscal sufficiency and financial capacity of territorial communities as the basis for the resource autonomy of local self-government ...	34
4. The principle of territorial equity and tax neutrality as a balancing foundation for the functioning of the local taxation system	37
5. The principle of fiscal convergence and european harmonization of local taxation	40
LOCAL SYSTEM OF HUMAN RIGHTS PROTECTION: THE PROBLEM OF AWARENESS AND UNDERSTANDING OF IDENTIFICATION, SIGNS, CHARACTERISTICS (Baimuratov M. O., Kofman B. Ya., Efremova N. V.)	52
1. Historical and legal contexts of the formation of the local system of human rights protection	53
2. Doctrinal and normative identifiers of the local system of human rights protection	71
3. Current issues of regulatory support of the local (municipal) system of human rights protection	85
4. Characterological priorities of the local system of human rights protection: to determine behavioral-priority features	94
5. Parametric features of the local system of human rights protection	105
6. The local system of human rights protection as an immanent element of local self-government	111

CONSIDERATION OF APPEALS IN THE CONTEXT OF UPDATED LEGAL REGULATIONS (Boiko I. V., Soloviova O. M.)	128
1. Legal nature of appeals, their types and characteristics	130
2. Comparative legal analysis of the procedure for considering applications and complaints under the Law of Ukraine “On Administrative Procedure” and the Law of Ukraine “On Citizens’ Appeals”	137
HUMAN RIGHTS IN THE FIELD OF DEFENSE IN THE CONTEXT OF MILITARY CHALLENGES (Bondar V. A., Sobko O. V., Rudenko M. O.)	146
1. Restrictions on human rights in conditions of martial law	147
2. Rights of military personnel	153
THE STATE OF REFORM OF UKRAINE'S JUDICIAL AND LAW ENFORCEMENT INSTITUTIONS ON THE PATH TO EU MEMBERSHIP (Valuieva L. V.)	161
1. Characteristics of judicial reform and assessment of its results	163
2. Development and reform of the law enforcement system of Ukraine ...	170
AGGRESSION OF THE RUSSIAN FEDERATION AS GENOCIDE OF THE UKRAINIAN PEOPLE: CRIMINAL-LEGAL QUALIFICATION (Verhun Ye. Ye., Kovalevsky M. P., Selyukov I. A.)	182
1. The essence and content of genocide in the criminal-legal aspect	183
2. Legal principles of genocide	186
THE ISSUE OF ENSURING THE RIGHT TO CASSATION APPEAL OF A COURT DECISION IN THE LEGISLATION OF UKRAINE (Volokh O. K.)	192
1. Reduction of the right to access the cassation instance in the procedural codes of Ukraine	193
2. The scope of the constitutional right to judicial protection	200
3. Regarding the reasonableness of procedural filters for cassation appeals of court decisions	203
FEATURES OF THE IMPLEMENTATION OF EUROPEAN STANDARDS OF GOOD GOVERNANCE IN THE ACTIVITIES OF LOCAL SELF- GOVERNMENT BODIES OF UKRAINE UNDER MARTIAL LAW (Voronov M. M.)	217
1. Conceptual and doctrinal foundations of European standards of good governance	218
2. The European Charter of Local Self-Government and multi-level governance as instruments for the implementation of good governance standards at the local level	221

3. Implementation of good governance standards in the activities of local self-government bodies of Ukraine before the full-scale invasion	225
4. Features of the functioning of local self-government bodies under martial law in the context of good governance standards	228
5. Prospects for completing the implementation of European good governance standards in the activities of local self-government bodies of Ukraine in the context of European integration	235

SOME INSTRUMENTS FOR THE PROTECTION

OF HUMAN RIGHTS: NATIONAL AND FOREIGN EXPERIENCE

(Garkavets K. Yu., Romanyuk S. V., Derkach A. V.)	247
1. International institutions for the protection of human rights	248

CRIMINAL JUSTICE DURING MARTIAL LAW

(Derkach A. V., Shtykh A. R., Mykhalyuk A. E.)	256
1. Problems of legislation during martial law	257
2. Martial law as a circumstance affecting the qualification of a crime	259

THE RIGHT TO FREEDOM OF CREATIVITY IN THE SYSTEM

OF HUMAN RIGHTS AND FREEDOMS: INTERNATIONAL

AND NATIONAL LEGAL REGULATION (Ennan R. E., Voitovych P. P.)..

1. The content of the right to freedom of creativity: conceptual principles.....	270
2. Mechanism for ensuring and restricting the right to freedom of creativity	278

THE RIGHT TO A FAIR TRIAL IN ADMINISTRATIVE PROCEEDINGS

(Zhuravel T. V., Nikitina D. S., Dorofeeva S. V.)	289
1. Conceptual principles and content of the right to a fair trial	290
2. Features of the implementation of the right to a fair trial in criminal proceedings	294

INFORMED CONSENT AS A MECHANISM FOR PROTECTING

NEW HUMAN RIGHTS IN THE FIELD OF HEALTHCARE:

CONCEPT, TYPES AND LEGAL REGULATION

(Zaborovskyy V. V., Manzyuk V. V.)	299
1. The concept and essence of informed consent: theoretical and legal approaches	300
2. Legal regulation of informed consent in Ukraine and international legal standards.....	302
3. Types of informed consent and prospects for their application in biomedical research and transplantology	304

ACCESSIBILITY IN THE CORPORATE GOVERNANCE SYSTEM: ADMINISTRATIVE, LEGAL AND CRIMINAL PROCEDURAL MECHANISMS FOR THE PROTECTION OF HUMAN RIGHTS (Klymenko A. S., Klymenko O. S.).....		316
1. Theoretical and legal principles of accessibility in the corporate governance system		318
2. Activities of government bodies in the system of ensuring accessibility in the corporate governance system.....		323
3. Accessibility of justice as a component of ensuring accessibility in the sphere of labor relations		349
4. Legal principles of forming an inclusive environment in the activities of enterprises		356
5. Judicial practice in ensuring accessibility in labor and corporate relations		360
6. Problems and prospects for the development of the accessibility system in Ukraine.....		363
ADMINISTRATIVE APPEAL IN THE SYSTEM OF GUARANTEES FOR THE PROTECTION OF INDIVIDUAL RIGHTS IN RELATIONS WITH PUBLIC ADMINISTRATION (Klimova S. M.).....		373
1. Theoretical and Legal Foundations of Administrative Appeal in the System of Protection of Individual Rights in Relations with Public Administration.....		375
2. Administrative Appeal as an Institution of Administrative Law and an Administrative Procedure.....		388
3. Current State and Directions for the Development of the Administrative Appeal Mechanism in Ukraine		395
THE FORMATION AND DEVELOPMENT OF UKRAINE’S CLIMATE LEGISLATION IN THE CONTEXT OF EUROPEAN INTEGRATION (Kozmuliak K. A.).....		412
1. International and EU legal instruments in the field of climate protection....		414
2. National policy documents on climate change mitigation		417
3. Climate change mitigation measures under Ukrainian law		423
PROTECTION OF SOCIO-ECONOMIC AND HUMANITARIAN RIGHTS IN CONDITIONS OF ARMED CONFLICT (Koliesnik T. V., Kadala V. V., Guzenko O. P.).....		437
1. Legal grounds for restricting human rights in armed conflict		438
2. Guarantees of observance and protection of socio-economic human rights under martial law		444
3. Implementation of the norms of international humanitarian law in the national legal system of Ukraine under martial law		455

THE PRINCIPLE OF CONTINUOUS FUNCTIONING OF REPRESENTATIVE INSTITUTIONS OF POWER AS A CONSTITUTIONAL GUARANTEE OF ENSURING HUMAN RIGHTS AND FREEDOMS IN THE CONDITIONS OF IMPOSSIBILITY OF HOLDING ELECTIONS DUE TO THE ONGOING RUSSIAN ARMED AGGRESSION (Konstantiy O. V.)	466
1. Legal, security and other factors that exclude the possibility of ensuring the implementation of the constitutional right of citizens to freely elect and be elected to state and local government bodies, in the ongoing conditions of repelling full-scale armed aggression of the Russian Federation	467
2. Regarding the protection of human rights and freedoms in the context of repelling Russian armed aggression by applying the constitutional principle of the continuity of the functioning of representative institutions of power	470
3. On the content and issues of application of the constitutional principle of institutional continuity of the functioning of representative institutions of power in order to ensure human rights and freedoms in the context of repelling Russian armed aggression	472
THE INSTITUTION OF THE OMBUDSMAN IN ISRAEL AND UKRAINE: AN ADMINISTRATIVE AND LEGAL STUDY (Kravchuk P. I.)	481
1. The Institution of the State Comptroller in the System of Public Power of Israel: Doctrine, Legislation, and Case Law	482
2. The Mechanism of Administrative and Legal Support for the Ombudsman's Human Rights Activity in Ukraine: Current Status and Prospects for Improvement	499
LIMITS OF THE UNIVERSAL CRIMINAL LAW APPROACH TO UNAUTHORIZED ABANDONMENT OF A MILITARY UNIT: SOCIAL, LEGAL AND PSYCHOLOGICAL DIMENSIONS (Martirosian A. H.)	523
1. Transformation of Criminal Law Policy Regarding Unauthorized Abandonment of a Military Unit under Martial Law	526
2. Limits of the Universal Criminal Law Approach to Unauthorized Abandonment of a Military Unit: Differentiation, Individualization and Justice	533
3. Socio-Psychological and Criminological Heterogeneity of Cases of Unauthorized Abandonment of a Military Unit	536
4. Typology of Unauthorized Abandonment Cases through the Prism of Behavioral Formation Mechanisms	539

JUDICIAL PROTECTION OF HUMAN RIGHTS AND FREEDOMS	
(Mylostiva D. F., Babchenko A. V.).....	550
1. International human rights standards.....	552
2. Types of protection of human rights and freedoms	556
3. The concept of the European Court, its role and the significance of its decisions for the observance of human rights and freedoms	560
4. Comparison of civil and criminal proceedings in the field of judicial protection of individual rights and freedoms.....	563
ADMINISTRATIVE AND LEGAL SAFEGUARDING OF THE RIGHT TO HEALTHCARE IN THE FIELD OF TRANSPLANTATION: THE NATIONAL MODEL AND EUROPEAN STANDARDS	
(Pishta V. I., Boldizhar S. O., Malesh P. V.)	572
1. The right to healthcare as a subject of administrative and legal protection in the field of transplantation: a theoretical and legal perspective.....	573
2. The administrative and legal framework for safeguarding the right to healthcare in the field of human organ and tissue transplantation	576
3. Challenges and areas for improvement in the administrative and legal protection of the right to healthcare in the field of transplantation in Ukraine	579
SOURCES OF LAW ENFORCEMENT ACTIVITIES OF THE SBU AS INSTRUMENTS FOR PROTECTING CITIZENS' RIGHTS	
(Popravko A. S., Kolesnikov M. Y., Nikonchuk A. S.)	586
1. The concept and characteristics of sources of administrative law in the field of activity of the SBU.....	587
2. Classification of sources of law enforcement activities of the SBU	589
3. The Constitution of Ukraine as a fundamental source of administrative and legal regulation of the SBU	590
4. Laws of Ukraine in the system of sources of law enforcement activities of the SBU	592
5. Subordinate legal acts as sources of regulation of the SBU's activities	593
6. Departmental normative acts in the system of law enforcement activities of the SBU	595
7. International legal acts as a component of the administrative and legal regulation of the Security Service of Ukraine	595
PSYCHOSOCIAL SUPPORT OF VULNERABLE POPULATION CATEGORIES IN UKRAINE (CRIMINAL PROCEEDINGS)	
(Rakipova I. V.)	600
1. PTSD in the context of military trauma and combat polytraumatization: current case law and issues.....	601

2. Psychosocial support for vulnerable participants in criminal proceedings under martial law and the post-war period.....	607
CONTROL AS A MEANS OF ENSURING COMPLIANCE WITH HUMAN RIGHTS IN THE ACTIVITIES OF THE NATIONAL POLICE OF UKRAINE (Semenyuk A. L.).....	
1. Extrajudicial appeal of decisions, actions or inaction of the National Police of Ukraine.....	616
2. Judicial control over the activities of the National Police of Ukraine...	620
3. Restrictions on the right to appeal decisions in cases of administrative offenses	624
PUBLIC SECURITY AS A FUNDAMENTAL BASIS FOR EFFECTIVE PUBLIC GOVERNANCE AND ENSURING INALIENABLE HUMAN RIGHTS AND FREEDOMS (Somin S. V., Komashko V. V., Pikh N. S.).....	
1. Political and legal analysis of the state of public security in developed countries of the world	644
2. International law and national legislation: features of ensuring public safety at the regional level.....	649
3. Peculiarities of the activities of police units to ensure public safety in developed countries of the world	653
ACCOUNTABILITY AND JUDICIAL CONTROL OF EUROPEAN UNION AGENCIES IN THE SYSTEM OF GOOD PUBLIC GOVERNANCE (Formaniuk V. V.).....	
1. Accountability of EU Agencies as an Element of Good Public Governance	666
2. Judicial Control over the Activities of EU Agencies: Limits of Delegation of Powers and Guarantees of Legality	671
3. Accountability and Judicial Control of EU Agencies in the Context of Human Rights Protection.....	678
CRIMINAL LAW RESPONSES TO DOMESTIC VIOLENCE: LIABILITY AND RESTRICTIVE MEASURES (Yushchyk O. I.).....	
1. Objective elements of a criminal offence relating to domestic violence	691
2. Subjective elements of a criminal offence relating to domestic violence.....	702
3. Restrictive measures against persons who have committed domestic violence: criminal law nature and features of application	708