

СЕКЦІЯ VI. ПРАВО ТА МІЖНАРОДНЕ ПРАВО

CONCEPT OF ADMINISTRATIVE AND LEGAL ENFORCEMENT OF LAW

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We believe that revealing the content of any phenomenon is impossible without providing this phenomenon with a clearly defined concept. Of course, to better understand a certain phenomenon, especially in the field of normative-legal regulation of social relations, or administrative-legal provision of regulation of certain social relations, it is necessary to first outline the understanding of this concept. Therefore, in our opinion, it is better to start any legal research with an outline of the conceptual and categorical apparatus. In our case, we consider the concept of administrative and legal maintenance of law and order, which will allow us to better reveal the content, main features, characteristics, and features of this.

First, it is necessary to pay attention to such basic concepts, which the scientific community sees in the concepts of administrative and legal support and law and order. Researchers use the term "administrative and legal provision" in the context of, in fact, their specific studies of the provision of certain phenomena in the sphere of regulation of social relations by various branches of law. For example, V. Sirko examines the concept of administrative and legal provision of volunteering in Ukraine. Accordingly, his author's vision is highlighted as follows: the following provision: "...constitutes what is carried out by authorized subjects with the help of legal norms through a special mechanism for organizing, consolidating, implementing, protecting and safeguarding social relations in the field of volunteering" [1, p. 5].

O. Druchek, in the context of the concept of administrative-legal protection of children's rights by the National Police, gives the following definition: "Administrative-legal protection is proposed to be understood as the implementation by the state with the help of a set of special mechanisms for regulating social relations, their legal consolidation, protection, implementation and development" [2, p. 126-127]. Some researchers broadly consider various issues of administrative and legal support, for example, enforcement of court decisions in Ukraine in the context of regulatory support for enforcement of decisions, the system of relevant bodies, the administrative and legal status of persons who carry out the enforcement of court decisions [3].

O. Morgunov in the context of the administration of the spheres of physical culture and sports provides the author's vision of the concept of administrative-legal regulation of public administration of the spheres of physical culture and sports as: "a set of administrative-legal norms and other administrative-legal means, with the help of which the relations are established, regulated, protected with the participation of subjects of authority in the

specified areas in the interests of man, society and the state through the mechanism of administrative and legal regulation" [4, p. 277].

I. Chopina notes that under the conditions of the legal regime of martial law, administrative-legal regulation, which is a more rigid way of influencing legal relations to bring them to the desired state for the rule-maker, begins to prevail over administrative-legal support, which is based on the principles of people-centrism. Accordingly, the researcher defines such regulation: "The concept of administrative-legal regulation during martial law can be defined as bringing the system of administrative-legal relations to a state, in which effective resistance to Russian armed aggression is ensured, which is achieved due to the predominance of coercive means among administrative and legal instruments, increasing the discretionary powers of public authorities and limiting on legal grounds some rights, freedoms, and interests of individuals and legal entities" [5, p. 553].

If we talk about the category of law and order, according to some researchers, law and order is an order of voluntary social relations regulated by legal norms, which is established as a result of ensuring the exact implementation of laws and consists in the fact that general prohibitions are not violated, the legal status of citizens is respected, and their legal capacity is exercised, accordingly, participants in social relations consistently fulfill all legal obligations assigned to them and are guaranteed the exercise of their subjective rights [6, p. 21]. O. Puchkov in the context of the issue of national security gives the following definition: "Law and order in the sphere of national security is a real static-dynamic state of social and legal life, which is characterized by the protection of objects of national security and national interests and values of the entire people from potential, real threats and challenges Law and order in the field of national security is the result of mass spontaneous social activity of people or social practices of certain groups of society" [7, p. 251; 8].

Therefore, the administrative-legal provision of law and order can be understood as the implementation of the state by authorized subjects by the norms of administrative law with the help of a set of special mechanisms for regulating social relations, which constitutes the content of law and order.

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