

SUMMARIES

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LEGAL GROUNDS FOR THE APPLICATION OF ADMINISTRATIVE PENALTIES

The administrative law reform must be done by optimizing a complex mechanism of administrative penalties, bringing the law into conformity with the provisions of the Constitution and the applicable laws of Ukraine.

The questions regarding the grounds for administrative penalties are raised in the article. The obligatory signs of the administrative misconduct are considered as an act (action or inaction).

The administrative offenses, types of administrative penalties and reasons for their application have been enlightened. That contributes to the correct interpretation of the law and ensuring the adequacy and consistency of their application.

Administrative penalties apply under the Act for violations of legal norms. However, this result is not always available. The application of administrative penalties shall initiate not all but only a certain number of offenses which are in the nature of administrative misconduct and instituted sanction of legal rules or norms that ensure its proper implementation shall include appropriate penalties. Taking into account that the grounds for the application of administrative sanctions contribute to the grounds of administrative responsibilities, administrative penalties cannot be considered as already fully investigated and require further research.