

Львівський державний університет  
внутрішніх справ

**ПРАВОЗАХИСНА ТА ПРАВООХОРОННА ДІЯЛЬНІСТЬ:  
ЄВРОПЕЙСЬКИЙ ДОСВІД ТА УКРАЇНСЬКІ РЕАЛІЇ**

LEGAL AND LAW ENFORCEMENT ACTIVITY:  
EUROPEAN EXPERIENCE AND UKRAINIAN REALITY

RECHTS-UND RECHTSPFLEGETÄTIG-KEIT:  
EUROPÄISCHE ERFAHRUNG  
UND UKRAINISCHE REALITÄT

L'ACTIVITÉ DU DROIT ET DE LA LOI:  
L'EXPÉRIENCE EUROPÉENNE ET  
LES ACTUALITIÉS UKRAINIENNES

Науково-практична конференція  
здобувачів вищої освіти  
(іноземними мовами)

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правових та правоохоронних органів України та Європи, а також бажає  
вдосконалити рівень володіння іноземними мовами.

Conference material will be a good opportunity to all those interested in the  
work of legal and law enforcement agencies of Ukraine and Europe as well as to  
everybody who wants to improve the level of knowledge of foreign languages.

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## **NORMATIVE LEGAL ASPECTS OF LEGAL WORK AS PART OF CIVIL DEFENSE DEVELOPMENT**

Legal work as a phenomenon of reality in one form or another arises with the appearance of law. Legal work SESU is relatively independent type of management, which aims correct use of normative legal acts by organs and units SESU, strict adherence to and prevent non-compliance legislation and other normative legal acts by managers and employees during the performance of their tasks and functional responsibilities, as well as representing the interests of Ukraine and units SESU in court.

It is known that legal normative activities is a part of the legal work, which performed with the aim of development and further effective application of normative legal acts in their daily work bodies and units civil protection.

In our opinion, the legal work in the public service of SESU – it's a complex of planned, systematic, coordinated and combined organizational and legal measures carried out by the management of legal and other services, commanders (chiefs) aimed at the development, compliance, performance, usege and application in daily activities by bodies and departments of civil protection legislation of Ukraine, aimed at strengthening law and order, service and labor discipline to educate employees that know the laws for successful implementation of Ukraine civil protection reform.

At the same time, the availability of improved laws still does not solve the challenges and goals that arise when determining the law. An important component of this multi-faceted process (reforming civil protection) is law enforcement activities, the content of which is to ensure compliance management solutions to the current legislation.

In our opinion building long-term plan for reform of civil protection at the local levelthat is in a single unit and especially in Ukraine, needs legislative work SESU organize, divided into specific interconnected blocks, namely:

1) the work on draft laws, other regulations, developed in government and sent back for approval;

2) work to ensure that management acts issued by the heads, as required by laws and regulations in force in Ukraine;

3) work on the revision of the management regulations to bring them into compliance with the law.

This block activities carried out to improve the legal regulation of social relations that arise in the process of reforming SESU, issues that arise in practice in the elimination of existing regulatory – legal acts of outdated regulations, contradictions and plurality of acts on similar issues.

One of the characteristic features of modern legislation is its dynamism, variability, striving to adapt to existing relationships, to settle it and created. Legislation development includes not only the adoption of new regulatory acts, but also amendments, additions and instructions regarding termination of existing documents.

Equally important is the input unit of reference for the activities of normative legal acts of Ukraine, acts of government, etc.

Analyzing the sources of the existence and causes of improper or improving certain elements of the reforms, civil protection through regulatory and legal aspects of legal work in Ukraine DSNS can identify some ways of the legal system to address these reasons making to the local level legal regulation of the relations that have essential features in different territorial regions of our country. That legal introduce decentralization in the creation of regulations of the Civil Code reform at the political level. This will introduce a regulation that will be more responsive to the needs and ideas of employees Ministry of Ukraine; define in law the procedure for promotion among employees of laws and other regulations in the media, at the place of service, training and so on.

Also to reform the civil defense of Ukraine through the prism elements DSNS legal work in Ukraine, in our opinion, should introduce a system of evaluation of the state of law, which is a form of control of the heads of legislative requirements, orders DSNS Chairman and his deputies. Assessment of the legal work should be conducted DSNS representative of the Legal Service of Ukraine, and he, in turn, should be part of the inspection (inspection commission) on the main elements engaged in legal work.

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1. Postanova Kabinetu Ministriv Ukrayiny` vid 16.12.2015 # 1052 «Pro zatverdzhennya Polozhennya pro Derzhavnu sluzhbu Ukrayiny` z nazvyv`chajny`x sy`tuacij».

2. Nakaz DSNS Ukrayiny` vid 25.04.2013 # 186 «Pro zatverdzhennya Metody`chny`x rekomendacij shhodo organizaciyi pravovoyi roboty` v golovny`x upravlinnyax (upravlinnyax) DSNS Ukrayiny` v Avtonomnij Respublici Kry`m, oblastiayax, mm. Ky`yevi ta Sevastopoli, na pidpry`yemstvax, v ustanovax, organizaciyax i special`ny`x formuvannyax sfery` upravlinnya DSNS Ukrayiny`».

**Kolyba M.**

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## **FREEDOM OF RELIGION IN THE UNITED STATES BY HAROLD J. BERMAN**

The development of the state in the US has passed through various stages of reflection and consolidation in the social consciousness of the role of the Church to the human community, freedom of religion, tolerance and religion.

Renowned American scholar, historian and philosopher of law, scholar issues of faith, religion and law Harold J. Berman at work "Faith and Order: The Reconciliation of Law and Religion" [1] made a philosophical and legal analysis of the problem by the example of the United States.

Harold James. Berman points out that the creators of the American federal constitution and state constitutions acutely aware of historical experience, which refers implicitly phrase "church and state". At the federal level, and eventually in all states they have chosen new and different from previous decisions, the right of all people, both individually and in groups to freely practice their religion without government restrictions and obligations of the government to exercise its authority and its functions without their identification with religion. However, the fact that religion and state power should be free from the control of each other, is not understood as mutual exclusion of each other. As Nunen said, it is not required from officials to forget their religious duties on the verge of state institutions [1, p. 229].

Harold J. Berman notes that the main social roles and functions of religion and government in the US today significantly changed.

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