ASIA LIFE SCIENCES SUPPLEMENT 21(2)
The Asian International Journal of Life Sciences

Guarantees of realization of the rights and freedoms of the person in the national legal system: teaching technique

ANATOLII SHEVCHENKO[1*], OLENA KALHANOVA[2], SERHII KUDIN[1] and OLENA KRAVCHENKO[3]

In article the technique of teaching a subject matter "Guarantees of realization of the rights and freedoms of the person in the national legal system" is investigated. The essence of a technique of teaching this subject matter is defined by the sequence of stages of its teaching and their substantial filling. Each of stages reflects logicality of creation of a technique, its expediency taking into account specifics of a subject matter and need of its teaching for masters. Authors pay special attention to contents of educational information and to ways of its transfer to masters by means of modern information and communication technologies. Need of use of interactive and communicative methods when holding lectures and seminars, selection of the most optimum forms and types of the organization of independent work, control of independent work of masters and also control of their educational activity is emphasized. The offered technique is directed to increase in creative activity, independence and initiative of masters, allows to gain qualitative knowledge, abilities and practical skills of this a subject matter.

Keywords: stages of teaching, lecture, seminar, independent work

[1]Department of the Theory, History of State and Law and Constitutional Law; University of the State Fiscal Service of Ukraine, 08205, 31 Universitetskaya Str., Irpin, Ukraine

[2]Department of Financial Investigations; University of the State Fiscal Service of Ukraine, 08205, 31 Universitetskaya Str., Irpin, Ukraine

[3]Department of the Civil and Labor Law; Academy of Labor, Social Relations and Tourism, 03187, 3A Kiltseva Doroha, Kyiv, Ukraine

*Corresponding author

INTRODUCTION

Formation and development of a legal system of Ukraine, the Ukrainian national legal system, first – constitutional, gradual withdrawal from Soviet legal heritages caused the necessity of the appeal of attention to fixing of the rights and freedoms of the person in Ukraine. For this reason in Article 3 of Section I of the Constitution of Ukraine of 1996 it was recorded that "The person, his life and health, honor and advantage, inviolability and safety are recognized Ukraine as the highest social value" (Constitution of Ukraine… 1996). Respectively, natural, political, social, economic, cultural, family, ecological, information and other rights and freedoms of the person and citizen were enshrined in Section II of the Basic law of Ukraine (Constitution of Ukraine… 1996).

In parallel in the nineties of the XX century occurred processes of introduction in training of students of higher educational institutions of Ukraine (level – the specialit) a subject matter (course) "Constitutional law of Ukraine" in which the some subject lit the rights and freedoms of the person, their historical progress in Ukraine. However, rapid processes of European integration of countries of Eastern Europe at the beginning of the 21st century, distribution of standards of the European Union on them in the sphere of fixing, providing, realization of the rights and freedoms of the person (The European social charter 1961; The Single European Act 1986; The treaty on European Union 1992; Charter of Fundamental… 2000; The Community Charter… 1989), the beginning at the initiative of the third President of Ukraine (2005 – 2009) of the entry of Ukraine into the European Union caused reconsideration of a role of the rights and freedoms of the person in life of the ordinary citizen of Ukraine. It affected also activity of the Ukrainian state in education: along with a training course "Constitutional law of Ukraine" for bachelors a subject matter "Legal status of the person in Ukraine" was entered as a special course.

Drama events of the end of 2013 – the beginning of 2014 in Ukraine, connected with "Revolution of Dignity", mass violations by the power of that time of the rights and freedoms of the person, infringement of life and health, other rights of the Ukrainian citizens and also temporary occupation by the Russian troops of the Autonomous Republic of Crimea, naked aggression of the Russian Federation against Ukraine in its east territories, conducting of the Anti-Terrorist Operation and Operation of the Joint Forces proved that formal fixing of the rights and freedoms of the person, their declarative declaration is not enough basis for observance and realization of the rights and freedoms of the person. As fairly mark out A. Shevchenko and L. Haponenko (Shevchenko & Haponenko 2016), "Without existence of guarantees the proclaimed rights and freedoms lose meaning".

Becomes clear that it is necessary to create qualitatively other mechanism of their providing. The Agreement on association between Ukraine and the European Union in which in a preamble, Paragraph E) Article 1, Article 2 of Section I, Article 14 of Section III and other articles it is said that cooperation has to be carried out on the basis of the principle of respect of human rights and fundamental freedoms (Association Agreement 2014), in particular, focuses the Ukrainian state on it. It should be noted that awareness of need of observance of the rights and freedoms of the person is confirmed by a number of acts of the national legal system of Ukraine, in particular the text of the Presidential decree of Ukraine "On the decision of the National Security and Defense Council of Ukraine of May 6, 2015 "On the Strategy of a homeland security of Ukraine". So, Part 2 of Subparagraph 1 of Section 2 (The purposes of Strategy of a homeland security of Ukraine) are provide by the statement of the rights and freedoms of the person and citizen (Decree of the President… 2015).

At the same time, also the importance of introduction of studying of a subject matter of "Guarantees of realization of the rights and freedoms of the person in the national legal system" is comprehend. This course in master programs of specialty 081 "Law" at law departments (at educational and scientific institutes of law) higher educational institutions of Ukraine are entered recently. It is specially allocated on such disciplines as "Constitutional law of Ukraine" and "Legal status of the person in Ukraine" (for bachelors) for the purpose of providing profound knowledge to masters of the mechanism of guarantees of ensuring the rights and freedoms of the person. As this

subject matter rather new, respectively, the researches directed to identification of an optimal variant of a technique of its teaching are updated.

Guestions of a technique of teaching legal disciplines (including constitutional law of Ukraine) in higher educational institutions of Ukraine, use of forms of innovative, information, communication technologies in educational process at law departments, research of methods of its activization, interactive methods and methods of training of the law were engaged by M. Kupchak (Kupchak et al 2016), N. Artykutsa (Artykutsa 2005), S. Mykytiuk (Mykytiuk 2016), T. Podorozhna (Podorozhna 2014) and some other scientists.

The critical analysis of publications of the specified scientists allows to claim that in domestic science there is a mixture of the concepts "technique of teaching the law" and "technique of training the law"; in some cases scientists identify a technique of teaching the law (legal disciplines) in higher educational institutions of Ukraine and a technique of training the law in general education averages educational, methodology of scientific knowledge of the phenomena and processes of legal reality and a technique of teaching the law; there is no accurate difference between a technique of teaching branch legal disciplines (for example, constitutional, civil, family, criminal, labor law, etc.). Also it is necessary to pay attention and to insufficiency of understanding of value of multimedia means of teaching a training material, interactive methods when teaching legal disciplines. Respectively, the gap and in development of a technique of teaching a subject matter of "Guarantees of realization of the rights and freedoms of the person in the national legal system" is available.

The purpose of article consists in clarification of essence, the maintenance of a technique of teaching a training course of "Guarantees of realization of the rights and freedoms of the person in the national legal system" (for masters). Proceeding from this purpose authors set the following purposes:

1. Definition of stages of teaching subject matter.
2. Clarification of contents of educational information.
3. Establishment of maintenance of a technique of holding lectures and seminars, the optimum directions of the organization of independent work of students and control actions on educational activity of masters.

METHODOLOGY

For achievement of the goals of article, the following methods used:

– the dialectic method was used for the purpose of finishing integrity of a technique of teaching a subject matter, existence of interrelations between its stages, possibilities of its continuous development as result of permanent filling by new innovative methods, receptions and technologies;

– methods of the analysis and synthesis were used for mental division of a technique into making (stages) for the purpose of consecutive identification of their signs, properties (analysis), and synthesis allowed to connect and present a technique in organic integrity of its elements;

– the method of hermeneutics it is used for authors and critical interpretation of contents of scientific works of scientists which in a varying degree contain researches on a technique of teaching the law (legal disciplines)

– the system method promoted a research of essence of a technique of teaching as the phenomena of the system order having the structural, logically connected among themselves elements;

– the functional method was applied to identification of the place and value of each of teaching technique elements that allowed to draw a conclusion about the consecutive nature of its stages.

RESULTS AND DISCUSSION

In 2005 Ukraine joined the Bologna declaration (Joint Declaration… 1999) which provides

creation of a system of the credits (ECTS, or the European credit and transfer system), orientation of students on independence of studying of subject matters, introduction of a new system of assessment of knowledge of students and other. Respectively, there is gradual withdrawal from the Soviet higher education system that focused not in independence of students, and on obtaining knowledge by them, generally during the classroom occupations. Therefore, since 2005 the rule is introduced that in higher educational institutions of Ukraine classroom sessions (lecture and seminar (practical) have to make one third of the hours allotted on studying of a training course, and two thirds – on independent study by the student of a training material.

Stages of teaching subject matter "Guarantees of realization of the rights and freedoms of the person in the national legal system".

I. Clarification of maintenance of a training material.

As special courses (including "Guarantees of realization of the rights and freedoms of the person in the national legal system"), generally are small on the volume of the credits which the master has to seize (2–3 credits, or 60–90 hours), a task of the scientific and pedagogical worker is optimum distribution of subject matters by those between the hours allotted on classroom sessions and independent studying by students. For the purpose of better acquisition by students of knowledge, skills of discipline of "Guarantees of realization of the rights and freedoms of the person in the national legal system" is expedient allocation in classroom loading to the following subjects: concept and maintenance of guarantees of realization of the rights and freedoms of the person; history of formation and development in Ukraine of the mechanism of guarantees of the rights and freedoms of the person; concept and types of general education social guarantees of the Ukrainian legislation; concept and types of special legal safeguards of the Ukrainian legislation; the guarantees enshrined in international legal acts; guarantees of regional character (in particular, those which are enshrined in the European legal documents).

I. Holding lecture and seminar occupations.

I. 1. Preparation of transfer of educational information to masters.

In modern conditions of rapid development of informatization and technologization it is already not enough to use a printing training material in the form of textbooks and education guidances, reference books, texts of normative legal acts, stands, posters, evident schemes (Kupchak and Povstyn and Hontar (Kupchak et al. 2016) etc.: it is important to emphasize the role and value of the modern information and communication technologies connected with use of the multimedia equipment, the Internet, electronic library, video of slides, the Moodle system (for remote education) and other.

II. 2. Technique of holding lectures.

The innovation in educational process leads to change of relationship of teachers and students. If in traditional training the subsystem "subject" – "object" in which the passive and dependent part is assigned to the student is trace, then at innovative training the student turns into the important educational subject involved in active, creative cooperation with the teacher is interested in obtaining profound and relevant professional knowledge (Kliap 2015).

It is indisputable that the scientific and pedagogical worker can use the innovative methods of teaching material including a number of interactive and communicative ways and receptions of the report of information to masters. On it as the teacher's duties, by the way, the attention in basic educational normative legal acts of Ukraine focused. So, the Presidential decree of Ukraine "On the National strategy of development of education in Ukraine until 2021" provides improvement of quality of education by implementation of educational innovative technologies, its informatizations, creation of the industry of modern tutorials and other (Decree of the President… 2013). Paragraph 4 of Article 58 of the Law of Ukraine "On Higher Education" (2014) provides that scientific and pedagogical workers have to develop at the persons studying in institutions of higher education, independence, an initiative, and creative abilities (Law of Ukraine… 2014).

First, we will pay attention to the general didactic requirements to holding lectures. In our opinion, can be such: compliance of a training material to the program of a subject matter and the working training program which are approved at faculty meetings; holding lectures on the

principles of scientific character, systematicity, activity and independence of students, professionalism, emotionality and so forth; lecture material has to be logically built and structured; the lecture has to be aimed at intellectual development of students; during lecture occupation processing should focus students on that part of a training material, a subject independent and other. Besides, it is necessary to take into account and the psychological and pedagogical moments of teaching: orientation of the teacher to pedagogical pedantry in work, appearance of the scientific and pedagogical worker, professional orientation of a training material, the language culture of the teacher, which provides application variety of styles of communication with students, etc.

The specified requirements have to be adapted when teaching lectures on discipline "Guarantees of realization of the rights and freedoms of the person in the national legal system". For example, when teaching lecture material for masters at the specified course it is obviously necessary to use scientific style of communication, it can be complemented art, publicistic, role and other styles. At the same time professor or the associate professor, which gives lectures on this discipline have to possess "the quartet of languages", namely:

– in Ukrainian (including scientific and official style) that defines ability of the scientific and pedagogical worker to use originality and its lexical richness, laconicism, a possibility of accurate expression of the opinion;

– in a foreign language as there is a need of an explanation for masters of foreign legal terms and shades of their semantic value (for example, "ombudsman", "Bürgerbeauftragter" – the Representative of the Verkhovna Rada of Ukraine for human rights, "electorate", "Wähler" – voters, "modalities for the implementation", "modalities", "vehicle to implement", "Umsetzungsmodalitäten", "die Modalitäten der Durchführung" – forms of realization, "observance", "enforcement", "Einhaltung", "Beachtung" – observance, "execution", "fulfillment", "Erfüllung" – execution, "employment", "applying", "Verwendung" – use, "practice", "use", "Anwendung" – application) and interpretation of standards of the international and European legal acts in which guarantees of realization of the rights and freedoms of the person are fixed;

– "the lawyer's language" that allows to transfer to masters essence of concepts and terms, the maintenance of legal designs, legal definitions at this course, in particular, a concept "realization guarantees", "the providing mechanism", "special legal safeguards", "international legal guarantees", etc.;

– "the historian-lawyer's language", providing excellent knowledge the teacher of terminology which reflected the maintenance of guarantees of realization of the rights and freedoms enshrined in historical and legal documents of different times, chronological periods and was formed depending on a concrete historical situation.

It is clear, that a technique of holding lectures, their types depend on several factors: audiences of students (bachelors or masters), the level of the general and educational training of students (at masters it is higher, than at bachelors), quantitative filling by stream groups of audience (so, in Ukraine master groups are formed of calculation: 1 group – 10-15 students, baccalaureate – 1 group – 22-28 students) and other.

N. Artykutsa (2005) gives 20 methods, forms and methods of study that can be apply when teaching disciplines at law department. At the same time, the accurate difference between methods and receptions which are expedient for using when holding lectures with students bachelors and students masters is shown. S. Mikityuk (2016) discloses essence of such method as interviewing, however is not clear: it is optimum when holding lecture or seminars. T. Podorozhna (2014) emphasizes importance of a method of "clinical legal education" as it promotes systematic assimilation by students of knowledge during practical work, but the scientist did not explain on which the level of students is calculated this method.

Authors of article offer on a training course of "Guarantees of realization of the rights and freedoms of the person in the national legal system" such types of lectures:

– brainstorming. Such lecture is important considering the experience gained by masters and knowledge of material of a number of the subject matters studied by them on the previous courses

"Theory of the state and law", "Constitutional law of Ukraine", "Constitutional law of foreign countries", "International public law", "Private international law", etc. and which are important for studying at this course. At the same time the teacher forms a problem (a problem situation) in the form of a question (for example if the right of the citizen for work is violated, he can use a type of guarantees at protection of the right in court), which masters have to solve through activization of their mental abilities and, respectively, providing the most effective offers which are grouped and estimated in common by the teacher and students;

– a case method (or a lecture with analysis of a concrete problem situation; problem lecture). The teacher at the beginning of the lecture has to announce a number of problem situations (incidents) which met in domestic court practice. It is clear, that masters have to know not only the theory of a procedural law (to own knowledge and abilities), but also to master the practical skills acquired during practical training on 2-4 courses of a bachelor degree with constitutional, civil, criminal, administrative and procedural and other law. One of application conditions the teacher of this method is his professional practical experience (it is desirable that it carried out lawyer, notarial, judicial or other practical activities);

– lecture discussion. Provides free exchange of views between the teacher and masters. At the beginning of the lecture, the teacher asks a number of parcel questions: what makes the maintenance of a concept of "a realization guarantee", guide the common and distinctive features of international legal and regional guarantees and so forth. In the course of material statement the scientific and pedagogical worker estimates opinions of students, defines inaccuracy and justice of their statements, in general – focuses masters on logic of creation of their statements;

– a lecture polylogue (with elements of modeling of a situation) which provides participation of two teachers (the theorist and the practician), discussion by them of the plan of a lecture in advance, promotion of a problem which can be solved at the theoretical and practical level with attraction of communicative opportunities of masters. Such type of lectures is valuable considering improvisation by students of the solution of unusual situations where practical recommendations about improvement of the current legislation of Ukraine can become result also;

– case game. Provides promotion of "systems plots" which reflect concrete legal situations (for example, during judicial session). Then students are divided into "game teams" (judiciary, witnesses, the lawyer, the prosecutor (if action has criminal character), the parties (the claimant, the defendant, the victim, the defendant, etc.). During a case game important: correctness of the procedure of realization of a situation, and on end – its analysis students and summing up. Case role-playing game is appropriate also when holding seminar occupation when the number of masters (10-15) is rather optimum;

– a lecture – a press conference. It provides the announcement the teacher of a subject of a lecture, problematic issues about which masters will ask questions. At the same time it is important to remember that the teacher has to sort a question from certain problematic issues (5-7 minutes at the beginning of the lecture), and answers have to make disclosures of contents of points of a lecture subject.

II. 3. Technique of holding seminars.

Seminar performs several functions from which we will distinguish as the most important informative, educational, control. At a seminar the teacher has not only to check the level of assimilation of knowledge of students of a certain subject (as at the Soviet higher school), but also to impart to masters independence, activity, initiative, systematicity, regularity, aspiration to obtaining new knowledge, an opportunity to solve practical problems and other. Therefore authors of this article express opinion that carrying out standard types of seminars is not relevant to masters who have to enter knowledge skills on a training course of "Guarantees of realization of the rights and freedoms of the person in the national legal system": pro-seminars (they are inherent generally for 1-2 courses of a bachelor degree), ordinary seminars (in the form of the developed conversations or small reports of masters).

For the masters studying this discipline holding a special seminar within which there is a scientific discussion concerning a seminar subject is optimum. Moreover, not the group form of its

organization, but collective is desire that provides carrying out a peculiar "round table" where the intellectual activity of students is better show. Such seminar has not only control, but also analytical orientation; it is not viewing or introductory (that is inherent in initial courses), and self-organizing and search.

At seminars on purpose of both control of knowledge of masters, and their orientation to cognitive activity it is appropriate to use the following methods:

– a design method which provides creation by the certain student or their group determined by the teacher or masters of the project in the form of the analytical review, the organization of judicial session, role-playing case game, preparation of the collection of acts. Such method serves not only activization of knowledge by students of the maintenance of a training course by those, but also to adjustment of the relations of "partnership" between them;

– the method of a creative research which is closely connected with previous and aims the student at performance of individual and collective and creative tasks. So, the teacher can suggest masters to make the action for declaration or the petition for appeal, to make the expert opinion, to become participants of norm and project work and so forth. At the same time the teacher can divide students into groups and give them identical tasks of, for example, preparation of offers to defined the law for the purpose of fixing in it additional guarantees of realization by the person of the right for studying. The following step – each of groups carries out the critical analysis of proposals of other group, reveals advantages and shortcomings. Thus, the teacher can draw a conclusion on informative, creative activity, initiative and independence of students;

– "my position" method. It is direct to identification by the teacher of level of professional skills of future diplomaed masters, their ability to get into arguments, to solve problem situations, to defend and reason own position. For this purpose, the scientific and pedagogical worker has to raise a number of problematic issues for student's audience, answers to which cannot be in advance unambiguous. For example, it is worth drafting the new acts directed to fixing of additional guarantees of realization of the rights and freedoms of the person in Ukraine? It is possible to pay better attention to legal education of the population, as citizens not rather accurately are guided in already adopted acts? Students, answering similar questions, get into arguments, state a position, and the teacher has to estimate the level of their argument.

Among others, it is possible to give a work method in small groups, a method of "Socrates's dialogue", a method of modeling of a situation, a method of a public statement and so forth.

III. Organization of independent work of masters. Supervision of independent work.

Considering that two thirds of the school hours allowed for studying of disciplines are the share of independent study by students, the organization by the teacher of such work is extremely important didactic tool of a technique of teaching this course. Authors of this article allocate such forms of work of the teacher and master:

– definition of a form of representation by the master of results of independent work. First, it can be a written form – for example, drawing up terminological dictionaries by masters in which it is necessary to reflect Ukranian-language and foreign-language terms that similar retell the matter of concepts: "protection guarantees", "types of guarantees", "economic guarantees", "guarantees of realization of the social rights". Also it is necessary to use design (drawing up tables and schemes) and interactive (communication in media space) forms;

– individual work of the teacher and masters and organization of out-of-class work of students. It is about orientation of masters as on scientific and informative, and professional activity; at the same time the scientific and pedagogical worker has to remember accurately that the student master should not be engaged in reproductive work, and to perform tasks reconstructive (writing of papers, theses, drawing up summaries, etc.) and creative character (writing of research work). Besides, granting to students the advancing tasks who allow masters to seize independently material to its studying with the working training program is desirable.

In our opinion, masters do not need constant control behind process of their independent work. It is important to emphasize freedom of students in development of a training material:

therefore, control of results is necessary. It can take place in such forms as individual interviews, papers and creative essays, examinations, colloquiums and others.

IV. Control of educational activity of masters.

On our belief, such control has to be directed not only to formal estimations of quality of knowledge acquired by students, skills in the form of this or that number of points, and to identification of individual and creative abilities and opportunities of masters, on their progressive development, interest of students in implementation of cognitive activity.

In a control system important current control as it is constant and is directly connect with all types of educational activity, logically continues dialogue between the scientific and pedagogical worker and students. The following element in the called system is modular control of the thematic block (as the training course of "Guarantees of realization of the rights and freedoms of the person in the national legal system" contains two substantial modules, two modular controls in the form of written modular examinations, which part answers to theoretical questions, the solution of test tasks, the solution of a situational problem task are carried out). The last is total control in the form of examination.

Authors of this article are supporters of application of various control methods of educational activity of students by the principle of complexity. Therefore you should not exaggerate (or to underestimate) values, for example, of oral poll or test tasks. Each of them is direct to identification of a certain share in the systems of knowledge, the abilities and skills acquired by the master: cultures of an oral and written language, independence, literacy and logicality of a statement of thoughts, professionalism, spatiality of thinking, argument of a position, systematization, to generalization and so forth.

CONCLUSIONS

Summing up above stated, it is possible to draw the following conclusions. The essence of a technique of teaching a training course "Guarantees of realization of the rights and freedoms of the person in the national legal system" is define by the sequence of stages of its teaching and their substantial filling. Each of the given stages reflects logicality of creation of a technique, its expediency taking into account specifics of a subject matter (contents of educational information) and need of its teaching for masters (transfer of a training material by means of modern information and communication technologies, uses of interactive and communicative methods and receptions in lecture and seminar occupations, optimum forms and types of the organization of independent work of masters, control of their independent work and also control of educational activity). The offered technique of teaching serves increase in responsibility, activity, independence and initiative of masters, directed to obtaining by them qualitative knowledge, abilities and practical skills of discipline "Guarantees of realization of the rights and freedoms of the person in the national legal system".

RECOMMENDATIONS

For the purpose of an intensification of educational process, improvement of quality of providing educational services to masters it is recommend to enter the given technique when teaching at law departments of a training course of "Guarantees of realization of the rights and freedoms of the person in the national legal system".

Is not less important as authors of article consider, preparation of educational and methodical materials by a technique of teaching the specified subject matter (for masters) in which especially it is necessary to pay attention such to sections: Methodical recommendations to holding seminars; Methodical recommendations to the organization of independent work; Control test tasks, questions for an examination and for self-preparation; The Practical tasks directed to the solution of conflict situations.

Organization and holding collective trainings (with the invitation of foreign experts) with the scientific and pedagogical workers who are carrying out teaching on a magistracy whose

purpose can be acquaintance with innovative technologies which take root in higher educational institutions of other states is rather relevant.

LITERATURE CITED

Artykutsa, N.V. 2005. Innovative teaching methods in higher legal education. In: *International scientific and methodical conference in Kyiv-Mohyla Academy – Proceedings*, 25–28 May. Kyiv, Ukraine, pp. 17-24.

Association Agreement. 2014. *Between Ukraine, of the one part, and the European Union, the European atomic energy community and their member states, of the other part.* Available at https://zakon.rada.gov.ua/laws/show/984_011 (Accessed date 17.07.2019)

Charter of fundamental rights of the European Union. 2000. Available at https://www.europarl.europa.eu/charter/pdf/text_en.pdf (Accessed date 17.07.2019)

Decree of the President of Ukraine "On the National Strategy for the Development of Education in Ukraine until 2021". 2013. Available at https://zakon.rada.gov.ua/laws/show/344/2013 (Accessed date 17.07.2019)

Decree of the President of Ukraine "On the decision of the National Security and Defense Council of Ukraine". 2015. Available at https://zakon.rada.gov.ua/laws/show/287/2015 (Accessed date 17.07.2019)

Joint Declaration of the Ministers of Education "European Space in the Area of Higher Education". 1999. Available at https://zakon.rada.gov.ua/laws/show/994_525 (Accessed date 18.07.2019)

Kliap, M. 2015. Innovation methods of study at universities as a tool of internationalization of higher education of Ukraine. *Higher Education in Ukraine* 4: 45–53.

Kupchak, M.Ya., O.V. Povstyn and Z.H. Hontar. 2016. Methods of teaching legal subjects in higher educational establishments of SES of Ukraine. *Bulletin of LDU BZHD* 13: 196–205.

Law of Ukraine "On Higher Education". 2014. https://zakon.help/law/1556-VII (Accessed date 17.07.2019)

Mykytiuk, S.O. 2016. The role and importance of teaching methods of legal disciplines. *Actual Problems of Teaching Methods of History, Law and Social Sciences* 8: 109–114.

Podorozhna, T.S. 2014. Changes in the methodology of teaching constitutional law in terms of constitutional modernization and formation of a new legal order in Ukraine. *Bulletin of Zaporizhzhya National University. Series: Law* 4(I): 65–70.

Shevchenko, A.Ye and L.V. Haponenko. 2016. Improvement of the constitutionality and legal guarantees of ensuring the rights and freedoms of the individual and the citizen at the present stage of state formation. *Public Law* 3(23): 77–83.

The Community Charter of the Fundamental Social Rights of Workers. 1989. Available at https://www.eurofound.europa.eu/observatories/eurwork/industrial-relations-dictionary/community-charter-of-the-fundamental-social-rights-of-workers (Accessed date 17.07.2019)

The European social charter. 1961. Available at https://rm.coe.int/168006b642 (Accessed date 17.07.2019)

Constitution of Ukraine. 1996. Available at https://zakon.rada.gov.ua/laws/show/254%D0%BA/96-%D0%B2%D1%80 (Accessed date 17.07.2019)

The Single European Act. 1986. Available at http://www.europarl.europa.eu/about-parliament/en/in-the-past/the-parliament-and-the-treaties/single-european-act (Accessed date 17.07.2019)

The treaty on European Union. 1992. Available at https://europa.eu/european-union/sites/europaeu/files/docs/body/treaty_on_european_union_en.pdf (Accessed date 17.07.2019)

Publication of this issue became possible with the valuable support of our partners:

SCIENTIFIC PUBLICATIONS
publ.science

www.publ.science
info@publ.science
rus: +7 (487) 244 05 08
ua: +38 (044) 392 45 52
kz: +7 (727) 312 27 86

ISSN 0117-3375

ASIA LIFE SCIENCES

REPRINT

The Asian International Journal of Life Sciences

Beyond Excellence©

SUPPLEMENT 21(2) 28 DECEMBER 2019

Social & Legal Changes for Sustainable Development: Trends, Issues & Effective Solutions

e-mails: asialifesciences@yahoo.com wsmgruezo@gmail.com
Website - http://emtpub.com/journals/ALS/

©Rushing Water Publishers Ltd., 2019 Printed in the Philippines

ASIA LIFE SCIENCES The Asian International Journal of Life Sciences *Beyond Excellence©*

ASIA LIFE SCIENCES -The Asian International Journal of Life Sciences (ISSN 0117-3375) is a non-profit, non-stock, refereed/peer-reviewed (double-blind review), international, scientific journal devoted to the publication of original research in the Life Sciences and other disciplines. Articles originating from anywhere in the world are most welcome. Two issues a year make a volume.

BOARD OF EDITORS - *Asia Life Sciences* Supplement 21(2) 2019

Chairman & Chief Editor: **Dr. William Sm. Gruèzo**, 7288 Santosha Avenue corner Astheya Street, Istana Lovina Bay Park, Puypuy, Bay 4033, Laguna, Philippines.

Members: **Dr. Yung-Cheol Byun**, Department of Computer Engineering, Jeju National University, 102 Jejudaehak-ro, Jeju-si, Jeju-do, 690-756 South Korea. **Dr. Liding Chen**, State Key Laboratory of Urban and Regional Ecology, Research Center for Eco-Environmental Sciences, Chinese Academy of Sciences, Shuangqing Road 18, Haidian, Beijing 100085, China. **Dr. Leonila A. Corpuz-Raros**, Institute of Weed Science, Entomology & Plant Pathology, College of Agriculture and Food, University of the Philippines Los Banos (UPLB), College 4031, Laguna. **Dr. Maribel L. Dionisio-Sese**, Plant Biology Division, Institute of Biological Sciences, College of Arts & Sciences, UPLB, College 4031, Laguna. **Dr. Irineo J. Dogma Jr.**, Graduate School, University of Santo Tomas, España St., Manila. **Dr. Agustine I. Doronila**, School of Chemistry, University of Melbourne, Victoria 3010, Australia. **Dr. Celeste Leiden G. Gruèzo** DVM/MA, 7288 Santosha Avenue corner Astheya Street, Istana Lovina Bay Park, Puypuy, Bay 4033, Laguna. **Dr. Rafael D. Guerrero III**, National Academy of Science and Technology, Level 3, Science Heritage Building, Deparment of Science and Technology Complex, Bicutan, Taguig City, MetroManila. **Dr. Mehmet Varol**, Muğla Sıtkı Koçman University, Faculty of Science, Department of Molecular Biology and Genetics, Kötekli Campus, 48000, Muğla, Turkey.

Technical Production Manager: **Ydred Harriss G. Gruèzo BSA**

Deadlines for submission of manuscripts. *First issue*-01 July; *Second issue*-01 January. Please contact the Chief Editor/Chairman, ALS Board of Editors (see addresses below).

Subscription Prices. **Foreign:** Institutional - US$1000; Individual - US$800 (including Volumes 1-28, 1992-2019 + 21 Supplements). **Local:** Institutional - PhP10,000; Individual - PhP8,000 (including Volumes 1-28, 1992-2019 + 21 Supplements). Prepayment of order/back order is required. All issues are to be sent by air mail. Back orders will have an additional packing-handling and postage cost.

Send manuscripts, subscription orders and correspondence to: Dr. William Sm. Gruèzo, ***ASIA LIFE SCIENCES***, The Asian International Journal of Life Sciences, 81 Governor F.T. San Luis Avenue, Masaya, Bay 4033, Laguna, Philippines. ***e-mails***: asialifesciences@yahoo.com wsmgruezo@gmail.com

Website: http://emtpub.com/journals/ALS/

©Rushing Water Publishers Ltd. 2019 **Printed in the Philippines**

ASIA LIFE SCIENCES

The Asian International Journal of Life Sciences
ISSN 0117-3375

Supplement 21 Number 2 28 December 2019

CONTENTS

1 Theoretical and legal analysis of foreign experience on illegal amber production: Environmental and economic aspects **OLEKSII DROZD, SERGII PAVLENKO & VOLODYMYR SEVRUK**

21 Students' scientific activity as a component of the lawyers' professional training **LILIYA RIABOVOL, YURIY HARUST, OLENA DZHAFAROVA & YEVGENY SOBOL**

45 Administrative and legal mechanism of land relations protection in Ukraine and Russia: Comparative legal analysis **OLEKSANDR SVIDERSKYI, OLEKSANDR HAVRYLENKO, KOSTIANTYN KOVALENKO & TETIANA SHLAPKO**

59 Personality sense transformation of the professional activity of practical psychologists with different behavior strategies **NADIIA M. BIBIK, IRYNA YA. ZHOROVA & MARIANNA M. MARUSYNETS**

77 Legal education and science in Ukraine: Tendencies and perspectives **OLENA CHERNETSKA, OLHA VARYCH, DARIIA BAIRAK & TAMARA MOMOTENKO**

87 Invalidation in a court of law of certain types of contracts concluded in connection with the provision of medical services **OLENA P. RIABCHENKO, VOLODYMYR YA. MATSIUK & YURII YU. RIABCHENKO**

Cont. on Next Page

Reviewers for this Issue: Refer to pages **993-998** of this Issue.

©Rushing Water Publishers Ltd. 2019 **Printed in the Philippines**

Contents

101 Problems of the introduction of the academic honesty principles in domestic institutions of higher education **Anatolii Kulish, Inna Gyrenko, Oleksandr Kobzar & Bohdana Pavlenko**

117 Administrative and legal mechanism of execution of decisions of the European Court of Human Rights as the basis of case law application in the judicial system of Ukraine **Oksana Pchelina, Viktor Sezonov, Valeriia Myrhorod-Karpova & Yevheniia Zherobkina**

135 Theoretical and legal analysis of the category "financial security of the state" **Serhii Shartava, Marina Smolyarova, Yuriy Harust & Konstiantyn Kryvosheiev**

153 International financial institutions as subjects of the financial system of the state **Tetiana Syroid, Yuriy Kolomiets, Oleksandr Kliuiev & Valeriia Myrhorod-Karpova**

165 Legal responsibility of police officers in conducting pre-trial investigations of crimes **Anatoliy Klochko, Darya Kaznacheyeva, Oleksandr Muzychuk & Elena Kiselova**

177 Constitutional complaint in Ukraine: Theory and practice **Tatyana Milova, Pavlo Pinchuk, Nataliia Rybalko & Serhii Hrechaniuk**

189 Search for ways to optimize the activities of state bodies managing the funds of international technical assistance **Andrii Manzhula, Yuriy harust, Valeriia Myrhorod-Karpova & Yevgeny Sobol**

Contents

213 Problems of construction of the financial system of the state: Organizational and legal aspects
Yuriy Harust, Daria Zagorska, Svitlana Vashchenko & Serhii Moskalenko

233 Foreign experience in providing public security and order by police during mass events and the possibility of using it in Ukraine
Vitalii Pchelin, Lina Fomina, Ruslana Maksakova & Ivan Kubariev

247 Economic crimes: Innovative mechanisms of counteraction by law enforcement agencies
Yurii Harust, Vadym Melnyk, Yurii Kiiashko & Vira Halunko

265 Problems of construction of national financial system under the influence of globalization processes
Liudmyla Rudenko, Yevhen Barash, Iryna Petrova & Ihor Bohdaniuk

279 Comparative analysis of the financial system of Ukraine and foreign countries
Ihor Chumachenko, Valentyn Melnyk & Viktoriia Sychova

295 Vectors of education development: From enlightenment to post-modernism
Leonid C. Vakhovskyi, Andriy V. Ivchenko & Yana S. Snisarenko

309 Innovations in Ukrainian modern art: New technologies **Tatyana Mironova & Anastasiia Honcharenko**

325 Modernization of the academic discipline "Administrative law" **Ganna Gubina, Olena Ivanii & Alina Kurova**

Contents

341 Ensuring of child's dignity as a principle of modern education: Administrative and legal aspects
Olena Kovalova, Maksym Kornijenko & Olena Postol

359 Modern law education in the context of natural understanding of law **Andrii M. Kuchuk, Liliia M. Serdiuk & Yuliia S. Zavhorodnia**

371 Developing computer literacy among elementary school children – Education for the future
Nevenka Tatković, Linda Juraković & Sanja Tatković

385 Role of modern legal elite in formation of legal culture of Ukrainian society **Liliia Matvieieva, Polina Baltaji & Viktor Konopelsky**

405 Legal regulation of conformity assessment of personnel qualification in construction
Oleksandr Nepomnyashchyy, Oksana Medvedchuk & Iryna Lahunova

421 Legal education in Ukraine in the context of integration to the European educational space
Liudmyla Dobroboh, Vitalii Zavhorodnii & Olena Orlova

433 International customs law as a means of public and private law specialists training improvement
Ievhen V. Bilozorov, Olena M. Ivanii & Serhii M. Perepolkin

447 Approaches to education reform for children with special needs worldwide
Oleg M. Reznik, Vyacheslav V. Volik & Olha I. Bezpalova

Contents

461 Genesis and legal regulation of mediation institute in Ukraine **Iuliia Shmalenko, Olena Mitina & Olga Kudelina**

479 Three subject didactics in professional-pedagogical training of future lawyers on the basis of acme-culturological approach **Olena Ivanii, Ihor Ivanii & Tamara Kharchenko**

493 Public administration of legal education in the practice of the European Court of Human Rights **Ruslan S. Karahioz, Oksana V. Lehka & Serhii I. Minchenko**

505 The right to education of refugees **Maryna Dei, Tamara Kortukova, Vitalii Khodanovych, Karen Ismailov & Anatoliy Frantsuz**

517 Using English as a foreign language when teaching subjects of the criminal law cycle **Natalia Semchuk, Sofiia Lykhova & Uliya Demianenko**

535 Guarantees of realization of the rights and freedoms of the person in the national legal system: Teaching technique **Anatolii Shevchenko, Olena Kalhanova, Serhii Kudin & Olena Kravchenko**

549 Creating a safe educational environment for children deprived of parental care: Pedagogical and socio-legal aspects **Viktoriia Sydorenko & Alla Kovalchuk**

Contents

563 Effectiveness of the program for development of prosecutor's ecological and legal consciousness
Maryna Dei, Oleksandr Kobets, Andriy Honcharov, Yaroslav Tsekhmister & Katerina Shapovalova

577 Prevention of human rights violations
Oksana Myronets, Mykhailo Burdin, Oksana Tsukan & Yurii Nesteriak

593 Sounding multicode texts: codes, structure, components
Nina L. Fedotova, Valentina A. Sentsova, Natalya M. Marusenko, Tatyana B. Avlova, Boris N. Kovalenko & Daria A. Shchukina

617 Development of a software-hardware complex to diagnose electro-thermal overloads of semi-conductor sensors **Arkadiy A. Skvortsov, Sergey M. Zuev, Dmitriy O. Varlamov & Marina V. Koryachko**

629 Minimization of asymmetry of thrust of dual-flow turbojet engines of airliner in accordance with the results of system analysis of thrust parameters
Adeliya Yu. Burova

645 Features of heat transfer in dissociated air supersonic flows **Petr V. Nikitin, Lev N. Rabinskiy & Olga V. Tushavina**

657 Principles of equitable reparation in the case of compulsory alienation of immovable property
Ekaterina A. Gilina, Yury V. Mishalchenko, George V. Alexeyev, Andrey V. Toropygin & Ekaterina B. Radchenko

667 Basic personality structure
Vladimir A. Starkovskiy

Contents

689 Investigation of a complex stress-strain state of a cylindrical shell with a dynamically collapsing internal elastic base under the influence of temperature fields of various physical nature **Boris A. Antufev, Ekaterina L. Kuznetsova, Lev N. Rabinskiy & Olga V. Tushavina**

697 Certain aspects of interaction between the state and civil law in CIS countries **Yuliia V. Tsurkan-Saifulina, Konstiantyn M. Vitman & Denis A. Kolodin**

719 Legal relation: The issues of delineation (on the basis of the civil law of Ukraine) **Oleg M. Yaroshenko, Andrey M. Sliusar, Olena H. Sereda & Viktoriia O. Zakrynytska**

735 Property civil law liability and material liability of employees for damage caused to an employer: On the basis of civil law of Ukraine **Oleg M. Yaroshenko, Olena V. Moskalenko, Larysa Yu. Velychko & Volodymyr S. Kovrygin**

749 Hardening of samples made of titanium and iron-chromium-nickel alloys to improve their strength, resource and fatigue characteristics **Arkadiy A. Skvortsov & Evgeniya O. Gnatyuk**

759 Digital interpretation of gas dynamics problems as a means of optimizing fundamental general engineering education **Valeriy V. Bodryshev, Lidiya G. Nartova & Lev N. Rabinskiy**

775 Complex stressed deformed state of a cylindrical shell with a dynamically destructive internal elastic base under the action of temperature fields of various physical nature **Boris A. Antufev, Ekaterina L. Kuznetsova, Lev N. Rabinskiy & Olga V. Tushavina**

Contents

783 On the generation of mechanical vibrations of semiconductor membranes under local pulsed excitation
Arkadiy A. Skvortsov & Ivan A. Poselsky

795 The doctrine of human rights in the field of private law relations: legal theoretical aspects
Veronica Yu. Horielova, Vasyl A. Omelchuk, Oleksandr F. Kalinichenko, Inna V. Naida & Yuliya V. Sagaydak

821 Civil law contract: Doctrinal and legal approaches
Oleksandra O. Karmaza, Yulia M. Panfilova, Anastasiia A. saparova, Alina S. Sheludchenkova & Serhii M. Oriekhov

837 Heat transfer in nonlinear anisotropic growing bodies based on analytical solution
Ekaterina L. Kuznetsova & Lev N. Rabinskiy

847 Issues and prospects of legal regulation of commercial concession in Ukraine **Tatyana V. Bodnar, Olena A. Belianevych, Nino B. Patsuriia, Valeria V. Radzyviliuk & Viktoriia V. Rieznikova**

863 Protection of ownership right in the court: The essence and particularities **Viacheslav V. Vapniarchuk, Iryna I. Puchkovska, Oleksii V. Tavolzhanskyi & Roman I. Tashian**

881 The right to artistic freedom in post-Soviet countries
Valentyn O. Bazhanov, Viktoriia O. Bazhanova, Vira O. Kachur, Liliia O. Pankova & Maryna V. Pushkar

897 Mathematical modeling of heat and mass transfer in shock layer on dimmed bodies at aerodynamic heating of aircraft **Lev N. Rabinskiy, Olga V. Tushavina & Vladimir F. Formalev**

Contents

913 Civil law regulation of contracts for joint activity in Ukraine and other post-socialist states
ALLA V. ZELISKO, VALENTYNA A. VASYLYEVA, BORYS V. MALYSHEV, MYKHAILO M. KHOMENKO & SERGIY V. SARANA

927 Groundwater level dynamics in the territory of the Altai Republic **VLADIMIR V. ROLDUGIN, VALENTINA YE. KATS, NINA A. KOCHEEVA & TATJANA V. BOLBUH**

943 Linearization of radiant heat fluxes in the mathematical modeling of growing bodies by the action of high temperatures in additive manufacturing
EKATERINA L. KUZNETSOVA & LEV N. RABINSKIY

955 The problem of trajectory optimization of the inter-orbital mission for a special service space craft with electric propulsion system for removing space debris objects **ILYA A. NIKOLICHEV, VLADIMIR A. OBUKHOV, ALEKSANDR I. POKRYSHKIN & VICTORIA V. SVOTINA**

977 Investigation of an elastic curvilinear cylindrical shell in the shape of a parabolic cylinder, taking into account thermal effects during laser sintering
LEV N. RABINSKIY & OLGA V. TUSHAVINA

993 Reviewers - ***Asia Life Sciences*** Supplement 21, Number 2, 2019

999 Board of Editors -***Asia Life Sciences*** Supplement 21, Number 2, 2019

Beyond Excellence©
e-mails: asialifesciences@yahoo.com wsmgruezo@gmail.com
http://emtpub.com/journals/ALS/

©Rushing Water Publishers Ltd., Philippines 2019

Actual Date of Publication: *Asia Life Sciences* Supplement 21(2) 2019 - 28 December 2019

81 Governor F.T. San Luis Avenue, Masaya, Bay 4033
Laguna, Philippines
Celfone nos. (063) (049) 0916-526-0164; 0977-706-0972
e-mails: asialifesciences@yahoo.com
wsmgruezo@gmail.com
http://emtpub.com/journals/ALS/

©Rushing Water Publishers Ltd., Philippines 2019

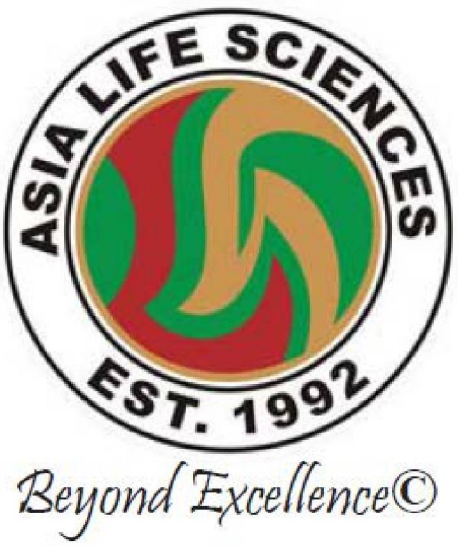
Asia Life Sciences has an Impact Factor of 0.180

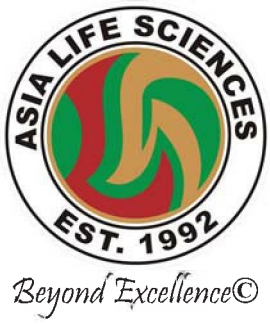
The papers published in ***Asia Life Sciences*** are indexed/covered by SCOPUS, Elsevier B.V., Radarweg 29, 1043 NX, Amsterdam, The Netherlands; CABI, Wallingford, Oxon, UK; China National Knowledge Infrastructure (CNKI), 66 Xixiaokou Avenue, Haidian District, Beijing, China; J-Gate, Informatics Publishing Limited, No. 194, RV Road, Basavanagudi, Bangalore-560004, Karnataka, India and EBSCO Publishing, Inc., 10 Estes Street, Ipswich, Massachusetts, 01938-0682, USA.

Asia Life Sciences is a recipient of the Journal Accreditation Award of the Commission on Higher Education (CHED), Republic of the Philippines (2010-2016).

Printed on acid-free papers

Actual Date of Publication: *Asia Life Sciences* Supplement 21, Number 2, 2019 - 28 December 2019


ASIA LIFE SCIENCES
EST. 1992
Beyond Excellence©



81 Governor F.T. San Luis Avenue, Masaya, Bay 4033
Laguna, Philippines
Celfone nos. (063) (049) 0916-526-0164; 0977-706-0972
e-mails: asialifesciences@yahoo.com
wsmgruezo@gmail.com
http://emtpub.com/journals/ALS/

©Rushing Water Publishers Ltd., Philippines 2019

Asia Life Sciences has an Impact Factor of 0.180

The papers published in ***Asia Life Sciences*** are indexed/covered by SCOPUS, Elsevier B.V., Radarweg 29, 1043 NX, Amsterdam, The Netherlands; CABI, Wallingford, Oxon, UK; China National Knowledge Infrastructure (CNKI), 66 Xixiaokou Avenue, Haidian District, Beijing, China; J-Gate, Informatics Publishing Limited, No. 194, RV Road, Basavanagudi, Bangalore-560004, Karnataka, India and EBSCO Publishing, Inc., 10 Estes Street, Ipswich, Massachusetts, 01938-0682, USA.

Asia Life Sciences is a recipient of the Journal Accreditation Award of the Commission on Higher Education (CHED), Republic of the Philippines (2010-2016).

Printed on acid-free papers