

STATE ADMINISTRATION AND LOCAL SELF-GOVERNMENT

I. Paterylo

Candidate of Law Sciences, Associate Professor,
Associate Professor at the Department
of Civil, Labor and Commercial Law,
Oles Honchar Dnipropetrovsk National University

ON DETERMINATION OF THE PRINCIPLES OF PUBLIC ADMINISTRATION OF UKRAINE

Today, there is no consensus on the list of principles of the activity of public authorities in general and public administration in particular and unified approach for their organization among scholars. Expressing personal view on this matter, we note that the system of the above principles should have a slightly different look. It is appropriate to allocate three elements (subsystems) in its content: subsystems of the principles of formation of public power, subsystems of principles of the public authorities, and subsystems of principles of public administration. This approach, in our view, meets rules of construction as well as regulation of the public authorities.

Thus, the principles of the formation of public authorities should include

the following: 1) serving the people of Ukraine; 2) rule of law; 3) decentralization of power; 4) combination of public authorities and public institutions; 5) combination of public and private interests. Systematic principles of the public authorities, in our view, should include the following: 1) rule of law; 2) legal supremacy of law; 3) openness; 4) proportionality; 5) accountability. The system of principles of public administration, or the principles of good governance, is formed by the following ones: 1) impartiality; 2) participation in the decision-making; 3) legal basis; 4) cancelability (or revocation of unlawful administrative act); 5) transparency.