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ADMISSION TO PRACTICE LAW IN UKRAINE: REQUIREMENTS FOR PERSONS

The establishment of a state governed by the rule of law and civil society caused the reforming and establishment of institutional setting whose activity is directed to protection of human rights, freedoms, legitimate interests of man and the citizen. One of such ones is advocacy. To perform its duties properly it is necessary to compose it of skilled, qualified, experienced lawyers. To reach it, the law requires person who are going to become barrister (solicitor) to satisfy the special requirements.

The article featured in details the statutorily prescribed requirements for persons planning to get the permission for advocacy in Ukraine: higher legal education, knowledge of the Ukrainian language, not less than 2 years of work experience in legal field, passing the exam,

period of probation, swear an oath, getting the license for advocacy.

The writer paid the big attention to the period of probation. In terms of analyses of the period of probation, the writer emphasized the inexpediency of the ascertainment of payment for work as a trainee. The writer pointed out that ascertainment of above-mentioned payment is a kind of limitation of a right of person to free choice of employment, which is written in part 2 of article 43 of the Constitution of Ukraine.

On the basis of analyses made by writer the requirements that need the attention of lawmakers were highlighted and the recommendation concerning improving statutorily prescribed requirements for persons planning to get the permission for advocacy in Ukraine have been given.