



TRIBUNE OF DOCTORAL CANDIDATE

T. Koliankovska

Candidate of Law Sciences,
Doctoral Candidate at the Department of Civil Law,
National University "Odessa Law Academy"

ORGANIZATIONAL CIVIL CONTRACT: ESSENCE AND LEGAL NATURE

Having carried out an analysis of certain types of organizational contracts, we defined the characteristics that allow singling out the examined contracts among other civil contracts.

The subject of the studied contract can be considered non-property actions of its members, aimed mainly at organization of their property relations.

The purposes of organizational contracts can be divided into general and immediate purpose of the contract.

The general purpose of any civil contract is satisfaction of mutual interests by parties in the achievement of certain benefits. Organizational agreement is no exception. The general purpose of organizational contract is the same as in the relationship (usually property) that it organizes.

The immediate purpose of organizational agreement is to achieve a certain state of order of subjects' relations. The state of order may have different essential content. The parties voluntarily agree upon certain restrictions of their freedom of action, hoping to obtain thereby confidence that they acquire the possibility of achieving the goals of future property relations.

Organizational relations are aimed at preparing an act of barter for their parties. In this connection, organizational agreements mainly precede property ones. It should be borne in mind that such contracts themselves are not able to satisfy the interests of participants of civil relations to achieve certain financial benefits. Only in connection with property contracts they enable to achieve economic results.

