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## **DISPOSITIVE REGIME IN CRIMINAL LAW REGULATION**

Author maintains that criminal law has prescriptions of both private and public character which can be viewed as private and public basics in criminal law. Public basics prevail in criminal law regulation. Some of the Ukrainian Criminal Code provisions are of private character. This article is specifically dedicated to theoretical research of criminal law private basics as a dispositive regime of criminal law regulation, consisting of a triad of its components – principle, method and rule.

Dispositive legal regime has four main features such as i) it is imposed and maintained by state; ii) aims to legally regulate specific social relations (e.g. reconciliation and private lawsuit); iii) it is a combination of specific legal instruments, realized by granting subjective rights and imposition of legal obligations; iv) it directs social relations to satisfy the interests of some subjects by stimulating the necessary

behavior and limitation of the unnecessary one.

Dispositive regime of criminal law regulation is based on the dispositivity principle, uses the dispositive method and such instruments as permit, prohibition and stimulation, and finally specific criminal dispositive norms. It aids in regulation of dispositive criminal-law relations which occur between free-willed and formally equal parties of criminal conflict. Such dispositive regime aims to effectively achieve the goals of criminal legislation by following its major principles.

Dispositive regime and dispositive criminal law regulation imply that parties of criminal conflict can discretionally either freely impose their own model of legal relation (rights and obligation), or choose the alternatively given in criminal code way of their behavior (realize their right or restrain of its realization as per personal will without any negative consequences).