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ANALOGY AS A WAY TO OVERCOME LACUNAS IN CIVIL PROCEDURE

The article summarizes the approaches of scholars regarding the possibility of using analogy in civil procedural law. The author noted the possibility of using analogy in civil procedural law. The analysis of approaches of scholars as to the issue whether the public authority has the right to use the analogy of civil procedural law has been conducted. In this article, the author has noted about the possibility of using analogy exclusively by the courts. Author has cited a number of examples of gaps in the civil procedural law, which the court overcomes using the analogy of the law in civil proceedings.

The importance of analogy in civil procedural law in founding and eliminating lacunas is underlined.

The need for research on this topic is connected with its theoretical and practical significance.