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THE EXPROPRIATION OF LAND PARCELS AS A MEANS OF IMPLEMENTING THE CONSTITUTIONAL PROVISIONS IN THE LEGISLATION OF UKRAINE

The article deals with the issue of constitutional provisions reflect on expropriation of property law in Ukraine as an example of land.

Institute of termination of property rights is one of the central institutions not only to land law, but also for the Ukrainian legislation in general. Respect for and protection of property of every natural or legal person whatever the form of ownership is one of the criteria for the rule of law. The issue of property rights protection from illegal alienation is given meticulous attention in the supreme law of all democratic countries in the whole world.

Land as a natural economy resource is always a special object of public relations. Therefore, the conditions of the importance and limitations of such an object is seen important study all possible limits, exceptions as part of the ownership of the land, and safeguards against unlawful encroachments.

Whereas the Constitution of Ukraine in its rules reflect fundamentals protect

owners from illegal encroachment and outlines the general grounds the possibility of incarceration of ownership, it is important to study the constitutional provisions on compulsory purchase of private property in general and special legislation.

Analysis of judicial practice confirms the conclusion about the impossibility of incarceration property rights to land in the absence of a special procedure established by law for such expropriation.

It should be noted that overall, the general and special legislation extends and complements studied, the Constitution of Ukraine. Civil, Land Code specifies relevant constitutional grounds for expropriation in more detail, reinforce basic concepts and procedures for such exclusion.

Analysis of existing legislation shows that there are many rules and regulations that need improvement, additions and bringing coherence to each other and to the standards of legal technology.