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ABOUT UKRAINIAN MODEL OF CRIMINAL-LEGAL INFLUENCE ON CORPORATIONS

The article is devoted to criminal-legal influence on corporations actual problems in accordance to Ukrainian Criminal Code changes. This aspect is an important essential part of criminal-legal influence theory.

Following such approach is being proposed to observe the criminal-legal influence limits as a sphere (consisting of the attached to its influence objects or persons), includes the measures of such influence.

Three basic aspects are being pointed out and analyzed by author. There are criminological expediency, legal legitimacy and set of measures. Their complex consideration let us to make up holistic model for criminal-legal influence on corporations.

In the context of criminal law influence and criminal responsibility differentiation, in the context of criminal law reaction on corporation activity models regulation in foreign law the criminal-legal influence on corporations regulation model is substantiated by author. The basic corresponding condition is the personal criminal liability and criminal-legal influence on corporation combination.

Also, the perspectives of corresponding theoretical basis for this institute and normative text are outlined. In particular: doctrinal recognition for criminal responsibility and criminal-legal influence delimitation; the expansion of the list of crimes, able to be ground for criminal-legal influence on corporation; the list of such measures conceptual revision.

Such approach opens possibilities to improve criminal-legal influence on corporations and resolve Ukrainian criminal law conceptual problems. In particular, most important of them are: criminal responsibility paradigm, criminal-legal influence differentiation, system of punishment and criminal-legal influence measures, crime subjects and criminal-legal conflicts participants.