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## **ARREST OF CORRESPONDENCE AS UNDERCOVER INVESTIGATIVE (DETECTIVE) ACTION**

The paper gives the thesis that arrest of correspondence means prohibition to post offices and financial institutions to handle correspondence to the addressee without relevant instruction of investigator, prosecutor.

The author argues the fact that arrest can be imposed on the correspondence, addressed to specific person or sent by that person because this undercover investigative (detective) action is fixed in Art. 2 chapter 21 of the Criminal Procedural Code of Ukraine “Interference in private communication,” according to which arrest cannot be imposed on correspondence, sent from or to specific address without statement of a specific person, to whom it is addressed.

It is shown that the reason for arrest of correspondence is a sufficient basis to consider that postal and telegraphic correspondence of a specific person to other person or from other persons to him, can contain information on circumstances or objects and documents which are of essential value for pretrial investigation.

The aim of arrest is to receive information which is fixed in postal corre-

spondence or telegrams about criminal activity of a person, his illegal relations, location of the wanted person, disclosure of objects and substances, turnover of which is prohibited.

Review and seizure of correspondence means undercover opening and examination of detained correspondence, which is under arrest, its seizure or copying, or samples getting, marking of revealed objects and documents with specific notes, equipping them with technical control instruments, change of objects and substances, which are dangerous for surrounding or prohibited for free circulation, for their harmless analogs.

Also, the author provides the necessary recommendations that in the case of arrest of correspondence which is delivered by private postal services to investigator or prosecutor, it is reasonable to pass a decision on nonclassification of protocols of undercover investigative (detective) action and to notify participants of this undercover investigative action about criminal responsibility for disclosure of pretrial investigation data.