

the courts in criminal cases, regulations of the Cabinet of Ministers of Ukraine, regulations of the General Prosecutor's Office of Ukraine, the State Security Service of Ukraine, the Ministry of Internal Affairs, the State Border Guard Service

of Ukraine should be considered as the sources to be used by the participants of criminal proceedings if they contain rules of law not contradicting the criminal procedural law of Ukraine and/or eliminating its gaps.

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ISSUES OF COMPENSATION FOR DAMAGES TO PROPERTY IN THE COURSE OF REHABILITATION OF THE PERSON IN CRIMINAL PROCEEDING

In the article, on the basis of analysis of acting criminal procedure legislation and its practical application, as well as existing theoretical studies in legal literature, some problems of the procedure of compensation for damages to property of innocent persons, who were under criminal prosecution or (and) were convicted, are analyzed.

Based on the aforementioned a conclusion has been drawn that legislation regarding this issue is not sufficiently efficient, has normative contradictions and requires prompt changes.

This can be achieved due to the following factors: creation of a well-defined, coordinated system of normative protec-

tion of rights and legitimate interests of innocent persons; implementation of resolution of all issues relating to compensation for damages, restoration of rights as ways of protection of the rights and interests of individuals within the same judicial proceedings in the same judgment, i.e. the establishment of a single order of protection of rights and lawful interests of individuals, regardless of the stage of criminal proceeding, where the grounds for such a protection arose. Taking into account the fact that the court decision is the final stage of the criminal proceeding and without its actual execution the entire process is negated, adjustment of applicable legislation in this area is necessary.