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PROBLEMS OF ADOPTION AND REGISTRATION OF MUNICIPAL CHARTERS IN UKRAINE

Nowadays in Ukraine only some territorial communities (municipal communities) have their own municipal charters. The Law of Ukraine "On Local Self-Government in Ukraine" allows the municipal councils to adopt such charters, though it is not obligatory. The paper proposes a binding decision to establish the municipal charter for each territorial community.

The author thinks it is reasonable to make the municipal councils responsible for the adoption of the municipal charters, as these councils are the representative bodies of the local communities. In the article the second way of the municipal charter's adoption through the local referendum is analyzed. How-

ever, the current situation in Ukrainian legislation makes it rather difficult. The problem is that there is only the law of Ukraine on state referendums, not on local ones. Thus, at first the legislation on referendum has to be changed, and only after that – the legislation on the municipal charters. Thus, for now the municipal councils seems to be the only one affordable and available option to adopt the local charter. It might be fruitful to introduce a special procedure of such a charter's adoption.

The author argues it will be productive to cancel the state registration of charters of the local communities.

Also this article suggests making some terminology improvements.