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CAPITAL CONSTRUCTION AS AN OBJECT OF COMMERCIAL LEGAL REGULATION

The article investigates the economic and technical features inherent in capital construction. Construction is a sector of material production which has the specific properties. Economic – legal regulation and enforcement of this type of business activity should take place with clear understanding and taking into account of this, because only under this condition can be achieved efficiency of state influence to ensure its sustainable development. Based on that identifies particular economic – legal regulation of the construction industry in Ukraine. The views of scientists who recognize the presence of concept of “capital construction” can be divided into three broad groups. First of them consider it as an activity: economic, economic – production, investment – economic, aimed at the construction of enterprises, buildings and structures. According to the second group of scientists, construction – it’s work. On the third view construction is branch of material production. On the basis of philosophical definitions of categories of activity and work concludes that the category of ac-

tivity more meaningful than the work and includes the latter as its component. It is proved that all views do not contradict each other and complement each other. The term “capital construction” is a multivalued.

Capital construction should be defined as sub-sector of the construction industry sphere of material production. From this understanding it is expedient to proceed for the purpose of optimizing both the macroeconomic and microeconomic levels. Other values can be taken into consideration when dealing with such problems only at the microeconomic level.

Despite the ways of organizing of capital construction its economic – technical features are the same and can be reduced to two groups (especially by results and characteristics of the process of achieving it, doing the work). Article substantiates a conclusion that public and private – legal means should be used in harmony with the specifications inherent to capital construction. Also provides the most appropriate of them to optimize capital construction.