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IMPLEMENTATION OF POLICY MEASURES IN THE CONTEXT OF HUMAN AND CITIZEN RIGHTS

An observance of a reasonable balance between preventive and coercive measures for combating the offense still remains one of the main problems in the policy of the police, and therefore the establishment of restrictions on the rights and freedoms of people that are possible in the implementation of police measures should be proportional to the values of the rule of law protected as the main law, and other laws of the state. Such restrictions should take into account the necessary balance of interests of the individual, society and state. Respect for the person, support and protection of his honor and dignity is the duty of all state bodies, public organizations and officials. This constitutional obligation equally concerns the activities of the National Police to ensure the implementation of the rights, freedoms and responsibilities of man and citizen.

The Bill of Ukraine "About National Police" (hereinafter – the Bill) specifies the principles of police activity (Articles 6-12): observance and respect for human and civil rights and freedoms; legality; impartiality; openness and publicity; public trust and citizen support; interaction and cooperation; use of the achievements of science and technology, modern technologies and information systems. An important point of these principles is that they all correspond to constitutional requirements. The limits of the implementation of these principles don't lie not only in the sphere of constitutional norms, but are determined by the regulations of other branches of law (administrative, criminal, criminal procedural, etc.).

In particular, such a principle as an observance and respect for human and civil rights and freedoms has direct constitutional content in the general system of principles of the police activity, which is not in doubt, because in accordance with the Constitution of Ukraine (Article 3) a person, his life and health, honor and dignity, integrity and security are determined in Ukraine as the highest social value. Recognition, observance and protection of human and civil rights and freedoms are the obligations of the state.

Regarding the democratic principles of the state development, it is clear that the activities of the National Police are being built and carried out in accordance with the principle of an observance of human rights, which in its turn is envisaged and regulated by the Constitution of Ukraine, bills of Ukraine and departmental acts.

It is the knowledge of the National Police's employees of the fundamental rights and freedoms of citizens and the order of their implementation that enables them to orient correctly themselves in the way of applying measures of persuasion and coercion for each citizen.

Keywords: police measures, National Police, observance of human rights and freedoms, man and citizen, preventive measures, coercive measures, bodies of the system of the Ministry of Internal Affairs.

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