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CONTENT RESEARCH OF SUPERVISED PROBATION IN UKRAINE

The article is devoted to the study of the content of supervised probation in Ukraine. The authors decided to analyze the normative and legal framework of the issue, to outline the main doctrinal provisions of foreign and domestic scientific literature, to conduct a comparative legal analysis, to combine them by common features and to outline the differences, to determine the peculiarities of the relationship between them and to provide scientifically based conclusions.

The institution of probation is a relatively new phenomenon of the criminal law of Ukraine. And, although the foundation for its implementation was laid back in 2002, the modern stage of formation began only in 2015 with the adoption of a relevant normative legal act. However, a significant part of theoretical and practical issues remained unexplored. One of these issues is the content of supervised probation. The scientific discussion within the limits of the mentioned issues is theoretical in nature, but it undoubtedly affects law enforcement and is relevant in view of the growing role of probation in the criminal law of Ukraine.

Based on the results of the study, it can be concluded that the content of supervised probation in Ukraine consists of supervision itself (monitoring according to the global analogy) and social and educational measures as mandatory elements. Also, an obligatory, although not pronounced element is punishment. In addition, depending on the individual characteristics of the convict, counseling and psychological assistance, assistance in solving social issues, employment, involvement in education, measures of individual preventive work, etc. may be applied. In their combination, these elements correlate with the fourth type of supervised probation according to the classification of C.B. Klockars constitute a combination of monitoring and counseling, promotion of public safety and support of the convict.

Keywords: supervised probation, content, scientific research, probation in Ukraine.

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