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Sakharova Olena,
Candidate of Juridical Sciences, Senior Researcher,
Head of the Laboratory,
State Research Institute MIA Ukraine, Kyiv, Ukraine,
ORCID ID 0000-0002-9759-5324

**PECULIARITIES OF COMMITTING CRIMINAL AND OTHER OFFENSES
IN THE PROCESS OF PUBLIC PROCUREMENT IN THE NUCLEAR
ENERGY SECTOR OF UKRAINE**

The article reveals the features of committing criminal and other offenses in the process of public procurement in the field of nuclear energy in Ukraine. Analysis and generalization of the studied criminal proceedings opened in the electric power industry of Ukraine allowed the author to identify the main mechanisms for committing crimes in the nuclear industry in the process of competitive bidding. The author

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systematically analyzed the results of the planned on-site audit of the financial and economic activities of SE “NAEC” Energoatom “and its separate divisions for the period from 07/01/2018 to 06/30/2021 in the process of carrying out state financial control measures of the State Audit Service of Ukraine”. The analysis of all recent tenders conducted through the electronic procurement system Prozorro regarding the transparency and competitive risks of these tenders was not left without consideration. In particular, an assessment of the transparency of public procurement conducted by this enterprise allowed the author to come to the conclusion that there are high corruption risks and the lack of transparency of 1/3 of the procurements carried out by SE NNEGC Energoatom, which were often carried out as non-competitive, with the victory in bidding of the same structures that are characterized as affiliated or associated with SE NNEGC Energoatom by long-standing contacts, with the actual overestimation of the amounts of contracts concluded as a result of the auction, the use of “spacing” companies for the purpose of such an overestimation of the amounts of contracts, the conversion of non-cash financial resources into cash in the process of legalizing illegally obtained during the execution of money contracts, the conclusion of contracts based on the results of bidding with companies whose officials appear as accused in previously opened criminal proceedings.

The main emphasis in the article focuses on the consideration of criminal proceedings opened on the facts of committing abuses in the process of tenders in the field of the use of atomic energy in Ukraine for the purchase of goods, works and services. Based on this consideration, the authors comes to the conclusion that most often in the process of procurement in the structure of Energoatom, goods, works and services are purchased from intermediary companies, and not from manufacturers, which leads to overpricing of these goods (works, services). During the study, the authors also found, that very often in tenders with the conclusion of the so-called contract report involved an illegal mechanism to promote and provide bidding customers advantages to a particular business entity by preparing technical conditions of the tender documentation, which specifies the requirements for a particular party, which makes it impossible for other business entities to participate in the procurement.

Keywords: atomic (nuclear) energy, criminal and other offenses, corruption risks, legalization (laundering) of income, public procurement, competitive bidding.

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