

NORMATIVE LEGAL FRAMEWORK FOR COMPETENCES OF NATIONAL AGENCY FOR PREVENTION OF CORRUPTION

Problem statement. Fighting corruption underlies an effective public administration. It concerns all civil servants and is an actual issue for the future of all nations, in particular of developing and transitive economies. The problem of corruption in Ukraine remains topical, as according to the National Office of Transparency International, in 2015 Ukraine ranked 130th in the global rating of 168 positions (in 2014, the country occupied the 142nd place out of 175 positions). The Ukrainian people expect the authorities to implement effective and urgent measures against corruption. In order to meet their expectations, the anticorruption reform was launched in 2014. Thus, the former Law of Ukraine of 07.04.2011 No3206-VI “On Principles of Preventing and Fighting Corruption” was replaced with the Law of Ukraine of 14.10.2014 No 1700-VII “On Prevention of Corruption”, accompanied by the Law of Ukraine of 14.10.2014 No 1698-VII “On the National Anti-Corruption Bureau of Ukraine”. Along with the National Anti-Corruption Bureau of Ukraine, another anti-corruption body was designed – the National Agency for Prevention of Corruption.

Recent research and publications analysis. Countering corruption is researched by such public administration scholars as V. Filippovskiy, S. Klimova, T. Kovaliova, O. Melnychenko, V. Shchegortsova, V. Stepaniuk, V. Tkach, H. Tolstykh and others. However, considering the urgency of the corruption problem and changing laws, it is expedient to analyze the normative legal framework for the main jurisdiction of the specialized body of central executive power i.e. the National Agency for Prevention of Corruption in Ukraine.

The paper objective is determining the main competence of the National Agency for Prevention of Corruption in Ukraine in accordance with the law.

The paper main body. The National Agency for Prevention of Corruption in Ukraine was created as a multi-purpose institution aiming to concentrate all the key functions within a single organization and implement a complex approach to prevention and countering corruption. A model of that kind ensures fulfillment of multiple functions, namely: policy design, analysis, technical support, interaction with the civil society, providing free access to information, monitoring, and investigative activities.

The scope of competence of the National Agency for Prevention of Corruption in Ukraine is a totality of rights, duties, and responsibility of that executive authority and its officials who ensure the performance of anticorruption functions and tasks, established by the regulatory acts of Ukraine.

The main normative legal act that regulates the activity of the National Agency for Prevention of Corruption in Ukraine is the Law of Ukraine of 14.10.2014 No 1700-VII “On Prevention of Corruption”. According to that law, the National Agency for Prevention of Corruption in Ukraine is a special-status central executive authority, which ensures formation and implementation of the state anticorruption policy. The Agency was established by the Cabinet of Ministers of Ukraine in accordance with the Law of Ukraine of 14.10.2014 No 1700-VII “On Prevention of Corruption”, the Law of Ukraine “On Central Bodies of Executive Power”, Decree of the CMU dated March 25, 2015 No170 “Certain Issues of Selecting Candidates for Membership in the National Agency for Prevention of Corruption in Ukraine”. The legal framework for the careers of the members, officials, and the executive office staff of the National Agency for Prevention of Corruption is the Law of Ukraine “On Civil Service”.

The main rights, duties, and responsibility of the National Agency for Prevention of Corruption in Ukraine and its members have been determined by the Law of Ukraine of 14.10.2014 No 1700-VII “On Prevention of Corruption”.

The National Agency for Prevention of Corruption is responsible and subordinated to the Verkhovna Rada of Ukraine and accountable to the Cabinet of Ministers of Ukraine. Apart from that responsibility, the activity of the National

Agency for Prevention of Corruption is subject to public control through the Public Council attached to it. The Public Council under the National Agency for Prevention of Corruption hears regularly accounts of the Agency' s activities and adopts its annual reports that are later on publicized at the official portal of the National Agency for Prevention of Corruption.

Conclusions. The National Agency for Prevention of Corruption is a specialized institution, authorized legally to prevent and fight corruption. In accordance with the law, it performs its anticorruption functions, namely: research and analysis, anticorruption policy making and coordination, control of income declarations of public officials, training and consultations to governmental agencies regarding corruption risks and preventive measures.