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PRINCIPLES OF CIVIL PROCEDURE AS A SINGLE INTEGRAL SYSTEM

In the article, on the basis of rules of civil procedure law, general principles of civil procedure are analysed. A concept and content of the basic principles of civil procedure are determined. It is proposed to enshrine a system of principles of civil procedure in a separate section of the Civil Code of Ukraine.

The problem of principles of civil procedure occupies one of the key places in the science of civil procedural law. The issue acquires a particular relevance in terms of the reformation of civil procedure law. In the rulemaking activity, principles of civil procedure law affect the content of rules governing civil procedure and contribute to the systematization of civil procedural law, identification, and exclusion from it of the rules that discord with the system of civil procedural law. In practice of enforcement, principles of the civil procedure set out general approaches to the administration of justice, promote proper

understanding and interpretation of procedural laws, constitute the basis of using the analogy of law. The principles serve as a basis for the elaboration of theoretical concepts for any field of law, including civil procedural law.

One of the most unexplored and controversial issues is the system of principles of civil procedure law. In the scientific literature, there is no unity of views on the concept of a system of principles, no description of the static and dynamic structure of the system, complex processes that occur within the system at the interaction of principles are not explored, the issue of the role and place of each of the principles in the framework of the overall system is not addressed, many issues related to shortcomings of implementation of the requirements of the system of principles at various stages of civil process are not resolved. The above study led to the research of this topic.