

### F.2.3. Specific Activity: RESEARCH (if applicable)

<b>Research Activity Nr.</b>	1
<b>Person in charge</b>	Zavorodnia Vladyslava, Mariia Kuntsevych, Anna Slavko
<b>Title</b>	Prospects for Enforcement of EU Values in Ukrainian Law
<b>Description</b>	<p>The research aims to investigate the current state and prospects for enforcement of EU values in Ukrainian legal system. The <b>need</b> of research is determined by an almost total lack of studies in the this field and urgent need of revising of Ukrainian law enforcement practice in order to ensure full implementation of EU-Ukraine Association Agreement. <b>Previous researches</b>, conducted by authors, had shown the viability of value-based approach to studies in the field of administrative law and public administration. Some previous papers are focused on problems of privacy protection, combating intolerance, discrimination and hate crimes. Therefore the transition of these methodology on the higher level of legal system is expected to be instructive and fruitful.</p> <p><b>Objectives</b> of the research are:</p> <ul style="list-style-type: none"> <li>• to examine current situation, including legislative provisions and law enforcement practice;</li> <li>• to identify legislative gaps and most problematic areas of law enforcement;</li> <li>• to determine causes of the situation and influenced factors;</li> <li>• to study foreign experience of enforcement of EU values both in EU members and non-EU countries (having common past, similar cultural and legal traditions with Ukraine) via comparative legal research;</li> <li>• to evaluate prospects for enforcement of each EU value in short and long terms;</li> <li>• to suggest measures to enhance the enforcement of EU values in Ukraine, including legislative changes, and to develop recommendations on adoption value-based legal reasoning as a key method of interpretation and enforcement of legal rules.</li> </ul> <p><b>Issues covered by monograph</b> are:</p> <ul style="list-style-type: none"> <li>• Ukraine and European Values, the place of Ukraine in the European civilisation and legal space;</li> <li>• European Union Nature and its values;</li> <li>• enforcement of EU values in EU members and non-EU countries;</li> <li>• the relationship between EU law and Ukrainian law, implementation of EU acquis as an obligation in accordance with EU-Ukraine Association Agreement;</li> <li>• current state and further direction of implementation of EU-Ukraine Association Agreement;</li> <li>• value-based approach to implementation of EU-Ukraine Association Agreement and adoption value-based legal reasoning in Ukrainian legal system;</li> <li>• tendencies of enforcement EU values in Ukraine and identification of most problematic areas (examination of each value and different sectors of law enforcement);</li> <li>• summarizing the direction and measures of possible changes.</li> </ul> <p>The expect result of the proposed study is a complex knowledge development and dissemination in the field of enforcement and perception of EU values and value-based approach in Ukrainian law.</p>
<b>Methodology</b>	<p>Methodology of research is based on comparative and socio-legal approach, aimed to undertake theoretical and empirical analyses of the EU law and values, analyse, both historical and contemporary, of the factors leading to the development of the Ukrainian law and legal practice, an examination of the operation of the law in formal and informal contexts with the focus on legal values and their protection.</p> <p>Qualitative and quantitative data, statistical analysis, field surveys, case research shall be used for estimation of current state of law enforcement practice in Ukraine. A systematic analysis, exposition and critical evaluation of legal rules will help to identify legislative gaps, highlight conceptual basis of the legal rules and forward proposals for reforms and recommendation for harmonisation of Ukrainian law and practice with EU standards.</p>

	<p>The study will be based on the EU primary and secondary law, the legal framework of the Council of Europe, Ukrainian legislation, the legislation of EU members and selected non-EU countries; case law of CJEU, ECHR, jurisprudence of national courts and law enforcement practice of administrative bodies; published writings of legal scholars; writings in sociology and philosophy; the practice of teaching of law; drafts and other documents originating from lawmakers; surveys materials and statistic data.</p>
<b>Impact</b>	<p>The proposed monograph will be a complex descriptive and analytical study of adoption of EU values and value-based approach in Ukrainian law.</p> <p>The <b>academic impact</b> includes:</p> <ul style="list-style-type: none"> <li>• enhancing the visibility of scientific resources and academic activities, consolidation of legal and interdisciplinary researchers' efforts by attracting attention to the problem of enforcement EU values and more largely - their perception in Ukrainian society;</li> <li>• shifting understanding EU values and advancing development of theory and methodology of legal studies applicable across and within legal and non-legal disciplines;</li> <li>• using the results of research in teaching of lawyers and other professionals.</li> </ul> <p>The <b>social impact</b> is determined by:</p> <ul style="list-style-type: none"> <li>• influencing the development of Ukrainian policy, shaping legislation lawmaking and law enforcement practice with the focus on EU values;</li> <li>• contribution to successful implementation of EU-Ukraine Association Agreement;</li> <li>• altering human behaviour and public consciousness, promoting legal culture and elimination of gender and other forms of discrimination, manifestations of intolerance, xenophobia and other undesirable practices;</li> <li>• contribution to stimulating knowledge on the European integration process, developing awareness of EU values in professional circles and dissemination EU values among the public at large;</li> <li>• promotion of solidarity, strengthening of civil society and ensuring a more systemic involvement of civil society into European integration process.</li> </ul>
<b>Resulting publications</b>	<p>Monograph "Prospects for Enforcement of EU Values in Ukrainian Law"</p>