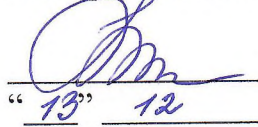


MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
National Aviation University
Faculty of Law
Constitutional and Administrative Law Department

AGREED

Acting Dean of the Faculty of Law



I. Sopilko

" 13 " 12 2023

APPROVED

Vice-Rector for Academics



A. Polukhin

" 14 " 12 2023



Quality Management System

COURSE TRAINING PROGRAM

on

"Constitutional Law of Ukraine"

Educational and Professional Program: "Jurisprudence"

Field of knowledge: 08 "Law"

Specialty: 081 "Law"

Mode of study	Semester	Total (hours/credits ECTS)	Lectures	Practicals	Self-Study	HW/CGP	TP/CP	Semester Grade
Full-time:	2,3	240/8	51	51	138	-	3	Graded Test 2s Examination 3s

Index: CB-9-081/23-2.1.6

QMS NAU CTP 13.01.02-01-2023



The Course Training Program on “Constitutional Law of Ukraine” is developed on the basis of Educational and Professional Program “Jurisprudence”, Curriculum and Extended Curriculum of Higher Education Seekers Training for “Bachelor” № CB-9-081/23, ECB-9-081/23 for Specialty 081 “Law” and corresponding normative documents.

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INTRODUCTION

Course Training Program on “Constitutional Law of Ukraine” is developed based on the “Methodical guidance for the subject course training program”, approved by the order № 249/ОД, of 29.04.2021 and corresponding normative documents.

1. EXPLANATORY NOTES

1.1. Place, objectives, tasks of the subject

The place of the subject is determined by its significance as a theoretical and practical basis of the set of knowledge and skills that form the profile of a specialist in the field of law.

Main objective to study the subject is to help students acquire the ability not only to get conceptual knowledge of Constitutional Law of Ukraine, but also to navigate in those pressing issues that exist in the field of legal regulation of constitutional relations.

The tasks of the subject are


- to form an appropriate level of general outlook of the future lawyer;
- equip him/her with theoretical legal knowledge and skills;
- to ensure the readiness of future lawyers for the practical use of acquired knowledge and skills;
- instill respect for the law.

1.2. Learning outcomes the subject makes it possible to achieve:

The course aims to provide students with the ability to analyze the current constitutional legislation of Ukraine and mechanisms for its implementation at the present stage of development, to determine the persuasiveness of arguments in assessing previously unknown conditions and circumstances, to analyze social processes in the context of the analyzed problem. to collect and integrated analysis of materials from various sources of Constitutional Law, to formulate own reasoned judgments based on the analysis of a known problem, to give a brief conclusion on certain factual circumstances with sufficient validity, to assess the shortcomings and advantages of arguments, analyzing a known problem. sources for the full and comprehensive establishment of certain circumstances, to independently determine the circumstances in which clarification is needed, and to act in accordance with the received recommendations, to communicate freely in state and foreign languages both orally and in writing language, correctly using legal terminology, to convey to the respondent material on certain issues accessible and clear, to use statistical information obtained from primary and secondary sources for their professional activities, to freely use available information technology and databases for professional activities, to show knowledge and understanding basic modern legal doctrines, values and principles of the national legal system, demonstrate the necessary knowledge and understanding of the essence and content of basic legal institutions and norms of fundamental branches of law, apply acquired knowledge in different legal situations, highlight legally significant facts and form sound legal conclusions, prepare projects necessary acts of application of law in accordance with the legal conclusion made in different legal situations, to provide advice on possible ways to protect the rights and interests of clients in different legal situations.

1.3. Competences the subject makes it possible to acquire

- ability to apply knowledge in practical situations;

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- knowledge and understanding of the subject area and understanding of professional activity;
- ability to communicate in the state language both orally and in writing;
- skills of using information and communication technologies;
- ability to learn and master modern knowledge;
- ability to work in a team;
- ability to realize their rights and responsibilities as a member of society, to realize the values of civil (free democratic) society and the need for its sustainable development, the rule of law, human and civil rights and freedoms in Ukraine;
- ability to be aware of equal opportunities and gender issues;
- ability to preserve and increase moral, cultural, scientific values and achievements of society based on understanding the history and patterns of law, its place in the general system of knowledge about nature and society and in the development of society, technology and technology;
- appreciation and respect for diversity and multiculturalism;
- the desire to preserve the environment;
- knowledge and understanding of international human rights standards, the Convention for the Protection of Human Rights and Fundamental Freedoms, as well as the case law of the European Court of Human Rights in the field of air and space law;
- ability to apply knowledge of tasks, principles and doctrines of national law, as well as the content of legal institutions, at least in such areas of law as: constitutional law, administrative law and administrative procedural law, civil and civil procedural law, criminal and criminal procedural law;
- knowledge and understanding of the peculiarities of the implementation and application of substantive and procedural law;
- ability to analyze legal problems and form legal positions;
- ability to critically and systematically analyze legal phenomena and apply the acquired knowledge in professional activities;
- ability to logical, critical and systematic analysis of documents, understanding of their legal nature and significance.

1.4. Interdisciplinary Connections


The subject is based on following subjects, as: “Theory of State and Law”, “History of State and Law of Ukraine”, “Organization of Judicial and Law Enforcement Bodies”, and is a basic for studying the following subjects: “Administrative Law of Ukraine”, “International Human Rights Standards and ECHR Practice”, “Fundamentals of European Union Law”.

2. COURSE TRAINING PROGRAM ON THE SUBJECT

2.1. The subject content

Training material is structured according to the module principle and consists of **two educational modules**:

- **Module № 1 “Principles of the Constitutional System of Ukraine”**,
 - **Module № 2 “Constitutional and legal status and powers of state authorities”**,
- which are logically complete, relatively independent, holistic part of the subject, learning of which provides module test and analysis of its performance.

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Separate **third module** (educational component) is a Term Paper (TP), which is performed in the third semester. TP is an important component of consolidation and deepening of theoretical and practical knowledge and skills acquired by the student in the process of mastering the educational material of the subject.

2.2. Modular structuring and integrated requirements for each module

Module №1 “Principles of the Constitutional System of Ukraine”

Integrated requirements to the module №1:

Know: the basic principles of the theory and practice of constitutionalism; system and content of the main constitutional and legal institutions; history and historical concepts of constitutional law; its normative enshrinement in the constitutional legislation of Ukraine; mechanism for the implementation and protection of constitutional and legal norms and institutions; sources, structure and place of academic discipline in the system of national law; the latest approaches to science; features of constitutional and legal responsibility.

Learning outcomes: analyze the norms of various constitutional and legal acts; synthesize international legal acts and provisions of domestic constitutional law; apply the normative base on constitutional law to solve scientific and practical problems; apply general theoretical knowledge, taking into account the specifics of constitutional legislation for the proper coverage and disclosure of this topic.

Theme 1. Constitutional law as a branch of law, science and discipline.

The concept of constitutional law as a branch of law, its subject and methods. General characteristics of constitutional legal norms, institutions and principles of constitutional law of Ukraine. The subject and tasks of the science of constitutional law. Constitutional law as a discipline.

Theme 2. System of sources of constitutional law of Ukraine. Relations and responsibility in constitutional law

Constitutional responsibility. Constitutional-legal relations and legal facts in the constitutional law of Ukraine. Sources of constitutional law of Ukraine: concepts, features and classification.


Theme 3. Fundamentals of the doctrine of the Constitution.

The concept and classification of constitutions. Functions and basic legal properties of the Constitution of Ukraine. Form and general characteristics of the structure of the Constitution of Ukraine. Peculiarities of amending the Constitution of Ukraine. General characteristics of the Constitution of Ukraine as a political and legal document.

Theme 4. Fundamentals of the constitutional system of Ukraine.

The concept of constitutional order. The basic principles of the constitutional order, their protection. Form of government and form of state structure of Ukraine in accordance with the Basic Law. Ukraine as a sovereign, independent, democratic, social, rule of law. Legal protection (protection) of the constitution.

Theme 5. The citizenship of Ukraine. The constitutional and legal status of foreigners, stateless persons and refugees.

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The constitutional basis of a person's legal status in Ukraine. The concept of citizenship and belonging to the citizenship of Ukraine. Principles of Ukrainian citizenship. The procedure for acquisition and termination of Ukrainian citizenship. Government bodies involved in citizenship issues. The constitutional and legal status of foreigners, stateless persons and refugees.

Theme 6. Constitutional rights, freedoms and duties of human and citizen.

Concepts and types of fundamental rights, freedoms and duties of a human and a citizen in Ukraine. Economic rights, cultural rights and freedoms. Personal, political, economic, socio-cultural rights and freedoms of human and citizen. The constitutional duties of the individual and the citizen. Guarantees of the constitutional rights and freedoms of human and citizen in Ukraine. Human and citizen rights in Ukraine in a state of emergency.

Theme 7. People's will.

People's will: concepts and forms. Concepts and principles of suffrage. Concepts and types of elections. Electoral system of Ukraine. Stages of the electoral process in Ukraine. Concepts and types of referendums. Appointment and holding of referendums.

Theme 8. Territorial structure of Ukraine.

The concept of territorial structure of Ukraine. Constitutional principles of territorial organization. Ukraine in the form of government. Autonomous Republic of Crimea.

Theme 9. Constitutional Foundations of Local Self-Government in Ukraine.

The concept of local self-government and its principles. The system and powers of local self-government in Ukraine. Local government guarantees and functions in Ukraine.

Theme 10. Constitutional and legal status in Ukraine

Constitutional and legal status of national minorities in Ukraine. Constitutional principles of civil society. Constitutional and legal status of public organizations and political parties in Ukraine. Constitutional and legal status of mass media. The constitutional and legal status of religious organizations in Ukraine.

Module № 2 “Constitutional and legal status and powers of state authorities”


Integrated requirements to the module №2:

Know: the main provisions of the system of public authorities under the Constitution of Ukraine; system and content of the main constitutional and legal institutions, normative enshrinement in the constitutional legislation of Ukraine of the constitutional and legal statuses of public authorities; the latest approaches to science; features of constitutional and legal responsibility of public authorities.

Learning outcomes: analyze the norms of various constitutional and legal acts; synthesize international legal acts and provisions of domestic constitutional law; apply the normative base on constitutional law to solve scientific and practical problems; apply general theoretical knowledge, taking into account the specifics of constitutional legislation for the proper coverage and disclosure of this topic.

Theme 1. The constitutional system of state authorities in Ukraine.

The system of public authorities under the Constitution of Ukraine. Classification of public authorities. Principles of organization and activity of public authorities.

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Theme 2. The constitutional and legal status of the Verkhovna Rada of Ukraine.

Concepts and types of parliaments. The main features of the Parliament of Ukraine. Composition and structure of the Verkhovna Rada of Ukraine. The competence of the Verkhovna Rada of Ukraine. Termination of powers of the Verkhovna Rada of Ukraine. Commissioner of the Verkhovna Rada of Ukraine for Human Rights as a body of parliamentary control. Organization of the Verkhovna Rada of Ukraine. Legal status of the People's Deputy in Ukraine.

Theme 3. The legislative process in Ukraine.

The legislative process in Ukraine. Stages of the legislative process. Elections of People's Deputies of Ukraine. Incompatibility of the deputy's mandate with other activities. Forms of activity of the People's Deputy. Guarantees of activity of the People's Deputy of Ukraine. Features of early termination of powers of the People's Deputy.

Theme 4. The constitutional and legal status of the President of Ukraine.

General characteristics of the Presidential Institute. The order of election of the President of Ukraine. Powers of the President of Ukraine. Office of the President of Ukraine. Acts of the President of Ukraine. Grounds and procedure for early termination of powers of the President of Ukraine.

Theme 5. The constitutional and legal status of the Cabinet of Ministers of Ukraine. Other executive authorities.

System of executive authorities. Principles of Government. Prime Minister of Ukraine. Powers of the Cabinet of Ministers of Ukraine. Acts of the Cabinet of Ministers of Ukraine. Grounds for termination of powers of the government. Central executive bodies. Local executive authorities.

Theme 6. Constitutional principles of the judiciary.

Constitutional principles of justice. The Constitutional Court of Ukraine is the only body of constitutional jurisdiction. Judicial system of Ukraine. Functions of the judiciary. Principles of administration of justice. Constitutional and legal status of judges. High Council of Justice. Judicial reform in Ukraine.

Module № 3 “Term Paper

Term Paper (TP) from the subject is performed in the 3th semester according to the method guide.

Its purpose is to consolidate theoretical knowledge and skills acquired by the student in the process of mastering the educational material of the subject in the field of Constitutional Law of Ukraine, which are used in the future in the study of many subsequent subjects of professional training with basic and complete higher education.


Performing of the TP is an important stage in the training of future legal professionals. The main purpose of the students' term paper is in-depth study of a separate section (them) of the subject by self-study of the provisions of relevant regulations, scientific-educational literature, as well as legal practice under the guidance of a teacher.

2.3. Training schedule of the subject

№	Theme (thematic section)	Total, hour



		Total	Lectures	Practical classes	Self-study
1	2	3	4	5	6
Module №1 “Principles of the Constitutional System of Ukraine”					
1.1	Constitutional law as a branch of law, science and academic subject	2rd semester			
		8	2	2	4
1.2	System of sources of constitutional law of Ukraine. Constitutional and legal relations and responsibilities in constitutional law	15	2 2	2 2	7
1.3	Fundamentals of the doctrine of the Constitution	15	2 2	2 2	7
1.4	Fundamentals of the constitutional system of Ukraine	15	2 2	2 2	7
1.5	The citizenship of Ukraine. The constitutional and legal status of foreigners, stateless persons and refugees	15	2 2	2 2	7
1.6	Constitutional rights, freedoms and duties of human and citizen	15	2 2	2 2	7
1.7	Outpouring of popular will	24	2 2 2	2 2 2	12
1.8	The territorial structure of Ukraine	8	2	2	4
1.9	Constitutional Foundations of Local Self-Government in Ukraine	8	2	2	4
1.10	Constitutional and legal status in Ukraine	8	2	2	4
1.11	Module Test №1	6	–	2	4
Total by the module №1		135	34	34	67
Module № 2 “Constitutional and legal status and powers of state authorities”					
2.1	Constitutional system of state authority	3th semester			
		8	2	2	4
2.2	The constitutional and legal status of the Verkhovna Rada of Ukraine	16	2 2	2 2	8
2.3	Legislative process in Ukraine	8	2	2	4
2.4	The constitutional and legal status of the President of Ukraine	8	2	2	4
2.5	The constitutional and legal status of the Cabinet of Ministers of Ukraine. Other Bodies of the Executive Power	16	2 2	2 2	8
2.6	Constitutional principles of judicial power.	12	2 1	1	8
2.7	Module Test №2	7	–	2	5
Total by the module №2		75	17	17	41
Module №3 “Term Paper”					
3.1	Term Paper Preparation and Defence	30	-	-	30
Total by the module №3		30	-	-	30
Total by the subject		240	51	51	138

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2.4. Questions list for the graded test and the examination

The list of questions and content of tasks for preparation for the exam are developed by the leading teacher of the department in accordance with the course training program, approved at the meeting of the department and distributed among students.

3. BASIC CONCEPTS OF GUIDANCE ON THE SUBJECT

3.1. Teaching methods

It is recommended to use the following teaching methods during mastering the subject:


- explanatory and illustrative method;
- method of problem presentation;
- reproductive method;
- research method.

The implementation of these methods are carried out during lectures, demonstrations, self-study, work with the educational material, analysis and solution of problems.

3.2. List of references

Basic literature

- 3.2.1. Совгіря О. В. Конституційне право України. Повний курс: навч. посіб. / О. В. Совгіря, Н. Г. Шукліна. Київ: Юрінком Інтер, 2018. 556 с.
- 3.2.2. Конституційне право України : навч. посібник. 2-е вид., перероб. і доп. / В. О. Боняк, В. А. Завгородній, А. В. Самотуга, Л. А. Філянїна. Дніпро : Дніпроп. держ. ун-т внутр. справ, 2017. 293 с.
- 3.2.3. Бакумова О. С. Конституційне право України: підручник [Електронний ресурс] / О. С. Бакумова, Т. І. Гудзь, М. І. Марчука // Харків. 2019. URL: <https://cutt.ly/JZtptq2>
- 3.2.4. Якимович Я.В. Конституційне право України: Курс лекцій. Ужгород. 2022. 129 с.
- 3.2.5. Constitutional Law of Ukraine: Guide to Practical Classes / compiler I.L. Iurynets. K. : NAU, 2018. 46 p.
- 3.2.6. Iurynets I.L. Constitutional Law of Ukraine: manual. K: NAU. 2019. 262 p..
- 3.2.7. Качурінер В. Л. Конституційне право України : навчально-методичний посібник / В. Л. Качурінер, А. О. Згама. Одеса : Видавничий дім «Гельветика», 2022. 258 с. URL: <http://dspace.onua.edu.ua/handle/11300/24206>
- #### Additional Literature
- 3.2.8. Конституція України: прийнята на п'ятій сесії Верховної Ради України 28 червня 1996 р. / Відомості Верховної Ради України. 1996. № 30. Ст. 141.
- 3.2.9. Про громадянство України: Закон України від 18 січня 2001 р. № 2235-III // Відомості Верховної Ради України. 2001. № 13. Ст. 65.
- 3.2.10. Про вибори народних депутатів України: Закон України від 17 листопада 2011 р. № 4061-VI // Відомості Верховної Ради України. 2012. № 10–11. Ст. 73.
- 3.2.11. Про вибори Президента України: Закон України від 5 березня 1999 р. № 474-XIV // Відомості Верховної Ради України. 1999. № 14. Ст. 81.
- 3.2.12. Про Кабінет Міністрів України: Закон України від 27 лютого 2014 р.

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№ 794-VII // Відомості Верховної Ради України. 2014. № 13. Ст. 222.

3.2.13. Про місцеві державні адміністрації: Закон України від 9 квітня 1999 р. № 586-XIV // Відомості Верховної Ради України. 1999. №20–21. Ст. 190.

3.3. Internet Information resource

3.3.1. Методичні розробки кафедри (в електронному вигляді).

3.3.2. <https://www.rada.gov.ua/>

3.3.3. <https://www.president.gov.ua/ru>


3.3.4. <https://www.kmu.gov.ua/>

4. RATING SYSTEM OF KNOWLEDGE AND SKILLS ASSESSMENT

4.1. Assessment of certain kinds of student academic work is carried out in accordance with table 4.1.

Table 4.1

Kind of Academic Work	Maximum Grade Values
Module №1 “Principles of the Constitutional System of Ukraine”	
	2nd semester
Answers and performing of tasks in practical classes	4p×16 = 64
Lecture notes	2
Express test performing	4
<i>For admission to complete module test №1, a student must receive not less than</i>	<i>44 points</i>
Carrying out Module Test №1	30
Total by the Modules №1	100
Total by the subject	100
Module № 2 “Constitutional and legal status and powers of state authorities”	
	3rd semester
Answers and performing of tasks in practical classes	6p×4 = 24
Express test performing	6p×4 = 18
Keeping a synopsis of lectures	3
Writing theses of reports at scientific and practical conferences	5
<i>For admission to complete module test №2, a student must receive not less than</i>	<i>30 points</i>
Carrying out Module Test №2	30
Total by the Modules №2	80
Semester examination	20
Total by the subject	100
Module №3 “Term Paper”	
Carrying out of Term Paper	60
Defense of Term Paper	40

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Performance and defense of Term Paper	100
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4.2. Completed types of educational work are credited to a student if he/she received a positive rating for them (Appendix 3).

4.3. The sum of rating assessments received by a student for certain types of completed academic work is the current modular rating assessment, which is recorded in the module control report.

4.4. The final modular rating obtained by a student based on the results of a **term paper** performing and defence in points, on the national scale and ECTS scale is entered in the module control report, as well as in a study card, an individual student curriculum and Diploma Supplement, for example, as follows: **92/Excellent /A, 87/Good/B, 79/Good/C, 68/Sat./D, 65/Sat./E, etc.**

4.5. The sum of the final semester module and **examination** ratings, in points, is the final semester rating, which is converted into grades on the national scale and the ECTS scale (Appendix 4).

- in the case of **differentiated test**, the final semester rating is converted into a grade on the national scale and the ECTS scale (Appendix 4).

4.6. The final semester rating in points, on the national scale and the ECTS scale is entered in a test-examination report, a study card and an individual curriculum of a student (a record book), for example, as follows: **92/Excellent /A, 87/Good/B, 79/Good/C, 68/Sat./D, 65/Sat./E, etc.**

4.7. The Total Grade for the subject is defined as the arithmetic mean of Total Semester Grades in points (from this subject for the second and third semesters) with its subsequent transfer to grades into national scale and ECTS system.

The Total Grade is recorded in the Diploma Appendix



(Ф 03.02 – 01)

АРКУШ ПОШИРЕННЯ ДОКУМЕНТА

№ прим.	Куди передано (підрозділ)	Дата видачі	П.І.Б. отримувача	Підпис отримувача	Примітки

(Ф 03.02 – 02)

АРКУШ ОЗНАЙОМЛЕННЯ З ДОКУМЕНТОМ

№ по р.	Прізвище, ім'я, по батькові	Підпис ознайомленої особи	Дата ознайомлення	Примітки

(Ф 03.02 – 04)

АРКУШ РЕЄСТРАЦІЇ РЕВІЗІЇ

№ по р.	Прізвище, ім'я, по батькові	Дата ревізії	Підпис	Висновок щодо адекватності

(Ф 03.02 – 03)

АРКУШ ОБЛІКУ ЗМІН

№ зміни	№ листа (сторінки)				Підпис особи, яка внесла зміну	Дата внесення зміни	Дата введення зміни
	Зміненого	Заміненого	Нового	Анульованого			

(Ф 03.02 – 32)

УЗГОДЖЕННЯ ЗМІН

	Підпис	Ініціали, прізвище	Посада	Дата
Розробник				
Узгоджено				
Узгоджено				
Узгоджено				