

(maternity) like any other cases of special proceedings, in compliance with the general rules, set by Civil Procedural Code of Ukraine, except for competition and limits of court consideration. There have been determined the content features of the operative part of the court decision of establishing the fact of paternity (maternity), which must contain the detailed description of the facts established by the court and the circumstances which prove these facts. It has been reasoned that the court decision of the establishment of the fact, having its legal value, do not substitute those documents issued by mentioned bodies but only act as basis for their issuing. Therefore, if the court establishes the fact of paternity (maternity) the state registration authorities must make the relevant record on the basis of the court decision.

**Keywords:** special proceeding; consideration of cases by court; establishment of the fact of paternity; maternity by the court; persons participating in the case; court decision.

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## **PLACE CIRCUMSTANCES CHARACTERIZING THE PERSONALITY OF THE ACCUSED IN THE SYSTEM CIRCUMSTANCES TO BE PROVED**

The purpose of this article is to determine the place and circumstances characterizing the personality of the accused in the system circumstances to be proved and their significance for criminal proceedings.

In practice proving the circumstances that characterize the identity of the accused is not always high quality and limited collection of reference and general information, which is obviously

not a substitute for a full analysis of the circumstances. In particular disadvantages in terms of incomplete and inaccurate establish the circumstances that characterize the accused person to lead investigators errors, false conclusions about the circumstances of the criminal proceedings in deciding whether to prosecute a person to criminal responsibility and sentencing.

The proof of circumstances that characterize the detainee - an important condition of legality, completeness and objectivity of criminal proceedings, its implementation is subject understanding and correct assessment of the value of these circumstances, please accept ownership and methods of gathering relevant information.

The circumstances that characterize the personality of the accused occupy an important place in the circumstances to be proved, have their own specifics and linked to other elements of the system.

**Keywords:** the accused person; study of the accused person; criminal proceedings; circumstances to be proved.