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**ПРАВОВА ПРИРОДА ДОГОВОРІВ,  
УКЛАДЕНИХ У МЕЖАХ ЗДІЙСНЕННЯ  
ДЕРЖАВНИХ ЗАКУПІВЕЛЬ**

*The theoretical approaches and legislative base as to the essence of legislative features of agreement of purchase of goods, work and services funded by the state have been considered. The collision of the acting legislation as to this problem is stated and the arguments as to the solution of the problem by means of the determination of purchasing for state funds as specific agreements with specific features. On the basis of the analysis of the acting legislation and the essence of the principle of the freedom of agreement the legislative nature of the concluded competence as the result of the state order placing, which appeared on the basis of the legal act of the state authority.*





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11. 27 2007 . 04-5/120 „ ” [ ]. – : <http://pro-zakon.com/node/558>
12. . . : . 12.00.03 „ ; ”/ . . . – ., 2000. – . 12.
13. . . - : . 12.00.03 „ ; ; ” / . – , 2008. – . 16.
14. // . – 2011. – 1(1). – . 34–39.
15. . . / . . // . – 2011. – 1(1). – . 85–89.
16. : 21 1997 280/ 97- // . – 1997. – 24. – . 170.
17. : 09.04.1999 586-XIV// . – 1999. – 20–21. – . 190.
18. : 26 2005 . 3.2.-2005 [ ]. – : <http://zakon.rada.gov.ua/cgi-bin/laws/main.cgi?nreg=v3-2-700-05&new=1>
19. . . , - : . 12.00.03 „ ; ; ”/ . . . – ., 2008. – . 42.