

is urged to continue to deal with cases affecting international peace and security. Moreover, the international criminal court normally only investigates crimes that were committed in member countries and crimes that the United Nations security council wants the international criminal court to investigate.

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## **INVALIDITY OF TRANSACTIONS: NOTION, TYPES, LEGAL CONSEQUENCES**

Transactions play an important role in the civil law: almost every action of a person is a transaction – a legal ground for the origin, alteration and termination of civil legal relationships. The invalidity of transactions is a fundamental component of the institute of transactions. It is regulated by Chapter 16 of the Civil Code of Ukraine. The term ‘*transaction*’ is a novelty of the Civil Code of Ukraine, adopted on January 16, 2003. In Article 202 it is defined as ‘*an action of a person aimed at acquisition, changing or termination of civil rights and obligations*’. The same legal phenomenon

was called ‘*agreement*’ in the previous civil legislation, such as The Civil Code of the Ukrainian SSR (1963). However, the inability to use this term to designate actions of one party, such as a will, acceptance or rejection of the inheritance etc., caused the application of the term ‘*transaction*’, because ‘*agreement*’ is identical to a contract between several parties. Although, the Economic Code of Ukraine and the Family Code of Ukraine still use terms such as ‘*agreement*’ and ‘*contract*’ without the sign of any application of the term ‘*transaction*’.

In order to analyze the invalidity of transactions properly, it is necessary to mention the conditions of their validity. They can be found in Article 203 of the Civil Code of Ukraine:

1) contents of a transaction cannot contradict this Code, other acts of civil legislation and moral principles of the society;

2) a person that effects a transaction shall have a required scope of civil capacity;

3) expression of the will of a participant to a transaction shall have to be free and shall correspond to his/her inner volition;

4) a transaction shall be effected in the form established by the law;

5) a transaction shall be aimed at realistic occurrence of legal consequences stipulated by it;

6) a transaction effected by parents (adoptive parents) cannot contradict the rights and interests of their infants, minors or disabled children.

According to Article 215 of the Civil Code of Ukraine, a ground for invalidity of a transaction shall be non-compliance of a party (parties) with the requirements established in paragraphs 1-3, 5 and 6 of Article 203 of this Code at the moment of the transaction concluding. Whereas non-compliance with the requirement established in Part 4 of Article 203 only excludes the ability to use this transaction as evidence in court.

According to legislator’s distinction, there are two types of invalid transactions:

1) *void transaction*, invalidity of which is established by the law. In this case, invalidation of the transaction by the court shall not be required (Part 2 of Article 215);

2) *voidable transaction*. Where the invalidity of a transaction is not directly established by the law, but one of the parties or any other concerned

person denies its validity on the grounds established by the law, such transaction may be invalidated by the court (Part 3 of Article 215).

Other types of invalid transactions, defined by the doctrine of civil law, are:

- 1) transactions with the defects of the will;
- 2) transactions with the defects of the subject's composition;
- 3) transactions with the defects of the contents;
- 4) transactions with the defects of the form.

Legal consequences probably are the most important aspect of the discussed issue. The civil doctrine defines two main types of legal consequences of the invalidity of transactions:

- 1) *general legal consequences* (bilateral restitution);
- 2) *special legal consequences* (in the form of an obligation to compensate for the damage and moral damage suffered by one of the parties as a result of the commission and execution of an invalid transaction; the additional consequences which are used against the party due to fraud, mistake, violence, malicious agreement and coincidence of severe circumstances).

It is crucial to know the moment of transaction invalidity in order to apply these legal consequences correctly. Article 236 of the Civil Code of Ukraine says: 'A void transaction or a transaction acknowledged invalid by a court shall be considered invalid from the moment of its conclusion. Where, under an invalid transaction, the rights and obligations are provided only for the future, the possibility of their occurrence in the future shall be terminated'.

Finally, it is hard to deny the fact that development of relationships results in arising of numerous problems, related to transactions and their invalidity [2, p. 5-32]. Nevertheless, there are still some unanswered questions in this area of knowledge, even with a large amount of judicial practice [1].

In my opinion, the analysis of legal nature of invalidity of transactions, its types and legal consequences will allow us to improve the system of legal relationships.

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## **GOVERNMENTAL WAYS TO LOWER CRIME RATE**

The increase of crime rate is caused by various factors affecting the country as a whole and local communities, it is most certain that the government needs to have several factors to tackle, the causes on it best in order to reduce and prevent crime rate.

Largely, the world has tried several measures to reduce crime rate. However, the implications of these measures by the government determine how effective these mentioned below can reduce crime rate and prevent crimes. Therefore looking at it by the eye of justice criminal activities have become inevitable in our world today.

Researchers have proved several factors causing crime and by tackling these factors, crime rate can be reduced.

**UNEMPLOYMENT.** Due to unemployment in this modern world, crime rate has been increasing especially those crimes, which are committed by the youths in order for them to survive. The unemployment rates have been rising drastically over a decade; so many people are involved in illegal means like drug dealing and human trafficking to survive.

**SOCIAL ENVIRONMENT.** The environment that people have been born and raised in has high influence on their behavior. Due to geographical analysis, the study shows that more crimes are being committed in high-density suburbs. More often, these crimes include theft and robbery.