

SUMMARY

Biesieda H. V. General provisions of court controlling. The article is devoted to the investigation of the general provisions of judicial review proceedings: determination of the territorial jurisdiction of consideration of petitions and complaints, disqualifications in judicial review proceedings, consequences of non-appearance of persons in court, the procedure for consideration by the investigating judge of petitions, applications and complaints. The issue of abuse of the right of withdrawal is analyzed, its author's definition is given. It is proposed to amend Art. 81 of the CPC of Ukraine on the procedure for deciding the request for removal. There is a reasonable need to leave a motion, statement or complaint without consideration in the event that the party of criminal proceedings does not appear in court without good reason. It is proposed to determine the general procedure for consideration of petitions, applications and complaints in judicial review proceedings, with the fixation of peculiarities depending on the parties' participation in the court hearing. The expediency of legal regulation of the general provisions of judicial review proceedings in pre-trial investigation in a separate chapter in the CPC of Ukraine is argued.

Keywords: «General provisions of judicial review proceedings», «abuse of the right of recourse», «investigating judge».