

Yurchyshyn V.M. Departmental control and procedural guidance – guarantees of legality observance in pre-trial investigation. The article deals with clarifying the concept, nature, departmental control and procedural guidance of pretrial investigation in minimal offenses. The authorizations of the head of the pretrial investigation body and the constitutional function of the procedural head (prosecutor) in organizing and managing the pre-trial investigation have been studied.

The author has concluded that the prosecutor's powers are to prevent, detect and correct violations. Ways to prevent violations are: 1) consenting to the investigator's submission to the court about the conduct of individual investigative actions and the application of coercive measures; 2) authorizing individual investigative actions; 3) extension of the investigation period; 4) giving consent to the referral of the case to court; 5) approval or refusal to approve indictments.

The methods of detecting violations are the right of the prosecutor: 1) to request criminal cases, documents, materials and other information about the crimes committed and the course of the pre-trial investigation to be checked; 2) participate in the investigation, in the conduct of individual investigative actions; 3) review complaints against actions and decisions of bodies and officials conducting investigations; 4) to instruct the head of the investigation body to carry out inspections of the activities of subordinates.

And the ways of correcting the detected violations are: 1) abolition of illegal and unjustified decisions of the investigation bodies; 2) transferring the case from one investigator to another; 3) transfer-ring the case from one investigative body to another; 4) removal of the investigator from the investigation; 5) the release of anyone illegally detained; 6) change of preventive measure; 7) closure of criminal proceedings; 8) initiation of disciplinary proceedings against the investigator and the like.

Keywords: head of the pre-trial investigation body, procedural head (prosecutor), investigator, materials of criminal proceedings.