

**Olena H. Yushkevych. Legislative lacunas in holding persons responsible for driving vehicles under the influence of alcohol.** A general review of the legal framework for holding persons administratively responsible for driving vehicles under the influence of alcohol has been carried out.

Lacunae in the current legislation on holding persons responsible for driving vehicles under the influence of alcohol have been identified. Thus, there is nowadays virtually no practice of drawing up reports on administrative offenses for transferring control of a vehicle to a person who is in a state of alcohol intoxication. The legislative alternative presupposing the police inspecting a vehicle on the scene using specialist equipment or medical staff examining the driver of that vehicle leads, in certain cases, to the closure of the administrative offense proceedings in the actual absence of the administrative offense case to answer. The relevant judicial practice has been analyzed.

The distinctive features of the use by the police of specialist equipment, by means of which the drivers of vehicles are detected to have signs of alcohol intoxication, have been highlighted. Opposing views have been given on the issue of classifying certain equipment, currently used by the police officers, as specialist.

Proposals regarding amendments to the respective regulations have been formulated. In particular, this is the establishment of the lower and upper limits of administrative penalties; taking disciplinary action against respective persons for failure to appear in court for hearing an administrative offense case, as well as conducting internal reviews in case the court recognizes the fact of unlawful drawing up of the report on an administrative offense; the expansion of the list of documents that must be carried by the driver of a motor vehicle, etc.

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