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LEGAL ANALYSIS OF CORRUPTION AND WAYS TO COMBAT BRIBERY IN HIGHER EDUCATIONAL INSTITUTIONS

Integrity is inseparable from freedom, corruption of despotism.

A. France

Today, even though the plight of the country when political collapse, economic and humanitarian crises, Ukraine still maintains the level of the Ukrainian education system according to the European and even world level while observing the relevant standards. But even if these positive traits in the system of education of Ukraine there are also negative factors and one of major corruption, ambiguous impact on the indicators of the level of education of Ukraine on the international level. In our time quite fast-paced fight with the «yoke» of the country that is quite deftly curls at the neck of the Ukraine, but no less quickly developed plans for the development of this negative factor in all spheres of our life and the education sector is no exception. It was a fairly common problem with student achievement through bribery among students at the University. How would it sound ironic, but the absolute majority of the students, denouncing corruption, themselves ready to give bribes. Most young people who study at the University agrees to offer a bribe to the teacher, that is «a stick in the wheel of education.» Students openly do not complain about the facts of corruption, because they believe that it will not change the situation for the better. That is, perfectly realizing that the initiator and a point of reference is himself, the student who gives money for the improvement of index in education, argues that from the fact that it will stop giving a bribe and will prevent anti-corruption policy on your surroundings, it will not give positive results, although compensation low intelligence-money long enough is a positive achievement for some people.

We like and understand that bribery is bad, that it is a serious criminal liability (article 368, 369, criminal code) but formed a system of several tens or even hundreds of years, which led to total disorder not one higher educational institution, striding forward and more and more is in the educational system. Regular student will not be able to break this dissonance of educational institutions, and therefore to give a bribe. This is the mentality of the Ukrainian people [1].

One of the problems of bribing student teacher is also insufficient awareness of their illegal actions. Regular student is not completely understood the gravity of his acts, he had heard somewhere that corruption is like a negative factor, but since it is not punished almost no one student, it will improve performance in teaching or even provide him security and integrity in the event of a fall and the threat of exclusion from the University due to lack of basic knowledge. In our country such a phenomenon as corruption in universities, pay enough or you could even say, does not pay attention through the insignificance compared to the overall public level of corruption in the country. We all perfectly understand and see how official statistics and practical activities on industries, public enterprises, organizations and anywhere, any issue can be solved by bribing. We just don't know of other options, and are on the wrong path with the University, and some even from school.

Understanding that any original problem can be solved wisely, logical thinking, and through the development of strategic plans for overcoming the problems long ago nobody takes into consideration because all issues can be solved much easier.

In fact, corruption in University leads to significant distress and conceived many State-level issues. For example, due to the fact that the student was takers all the questions by the end the country will get an inexperienced, an unprofessional observer, poor quality and in accordance with the profession competent leader with what goes bad organization of the Department in the future leads to emergency problems in some areas of social and State development. This is supported by the problem of human resource crisis which last several years gaining significant momentum in the various areas of the State and social development, which in turn leads to a significant deterioration of the social level of the country [4, p. 37].

On the basis of the project, which was conducted during September – December 2014 «Community Center» time «with the financial assistance of the International Renaissance Foundation, on the theme:» relevant to the corruption of student/faculty/admin. Apparatus, determination of its species and the development of mechanisms to overcome only 37.7% of the students never faced with the phenomenon of corruption in the University. Have experience of direct contact with the manifestations of corruption 33.2% of the students, and even 29.1% have heard about such examples from people that experience with them personally. The most common, according to the students, are manifestations of corruption during the Assembly of tests and exams, so consider 74.6% of students. The relatively widespread corruption also during defending theses (23.3%) and in case of danger of expulsion from the UNIVERSITY (22.9%) can make a conclusion that the extremely ambiguous is the evaluation of the students of the phenomenon of corruption in UNIVERSITIES for 35.1% students of corruption is one of the possible ways to solve problems, 31.1% regard it as a crime, and yet 20.8% – as the norm of social life. Accordingly, only every third student evaluates corruption in higher education institutions of purely negative [2]

Therefore, on the basis of sociological research, practical knowledge and proof of the irresistible fact corruption in UNIVERSITIES would be wise to offer a tough anti-corruption policy of the State with the support of faculty members. At the moment, the average salary of a teacher in the University is four thousand UAH, that in our time with keeping the family and solving genre-communal problems is too small. Based on this arguments can say that most teachers take bribes because of insufficient salary and a rather passive attitude of the State authorities to all educational bodies in General.

We believe that to solve this problem you need to make to the law of Ukraine «on State service» needed in article 35, add to the mandatory annual leave of 30 days tickets to public resorts and recreation for the public servant and the whole family [6].

We should make as favorable, promising and profitable conditions for scientific workers and teachers, in order to guarantee stable and anti-corruption work in universities, as well as boost productivity, improve the quality of work, the efficiency of social production and improving on this basis material and cultural standard of living of workers, strengthen labor discipline and the gradual transformation of the labor for the benefit of society in the first vital need of every human properly as it is stated in the code of laws on labor [5].

It will be a significant step in the field of issues related to corruption in universities. You also need to make changes to the Criminal Code of Ukraine, namely: Article 368 part 1 change on the punishment of two to five to seven years of imprisonment and the deprivation of right to hold teachers' posts or engaged in teaching [3].

There are also solutions; you can connect the issue of awareness and social prevalence. Bring corruption in higher education institutions in common coverage and show seriousness of problems that will haunt the pretty gravity of penalties. Nowadays, people are the most lucid and aware through the media (media). Therefore, if taking advantage of this influential lever of State for responsibility and a practical example that will express a tough and not insidious anti-corruption policies, which will apply to anyone who wants to jump on the shadow side of earnings or so-called «easy» money you will get informed and until society, the status of the UNIVERSITY is able to compete with international universities will be able to consolidate the work of a public servant at the prestigious level and eventually improve the social level of the country.

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НАПРЯМИ ВДОСКОНАЛЕННЯ МЕХАНІЗМУ НАДАННЯ АДМІНІСТРАТИВНИХ ПОСЛУГ В УКРАЇНІ

Сьогодні головною метою реформування публічної адміністрації є формування ефективної системи публічної адміністрації, що спроможна буде надавати якісні публічні послуги громадянам нашої держави на рівні, що відповідає європейським стандартам, а також забезпечувати оптимальне використання публічних коштів та буде здатна вчасно і адекватно реагувати на соціально-економічні, зовнішньо – політичні та інші виклики.

Чинна публічна адміністрація в Україні не відповідає стратегічному курсу держави до демократії та європейських стандартів належного врядування, оскільки залишається неефективною, схильною до корупції, внутрішньо суперечливою, надмірно централізованою, заритою від суспільства, громіздкою і відірваною від потреб людини.