Ya. Yedynak

IMPROVEMENTS OF INSTITUTIONAL SUPPORT
OF THE DISTRICT ADMINISTRATIONS OPERATION
IN THE CITY

Since Ukraine gained independence the practice of establishment of the district administrations in the city has been applied in the cities with regionalism as a form of the interim governmental management between the people of the city’s districts and the city council. At the same time, establishment and operation of the district administrations in the city does not comply with the regulations of the current legislation in regard to the local governments and results in a range of inconsistencies in their operation.

This article is aimed to analyze a conflict of laws in the institutional support of activity of the district administrations in the city and to develop recommendations on elimination thereof.

Projects of such scientists as V.Antonenko, M.Baimarutov, V.Bordeniuk, Ye.Borodin, O.Batanov, Ya.Vermenich, Ye.Glukhachov, O.Konotoptsev, M.Korniienko, V.Kravchenko, V.Kuibida, V.Nikitin, V.Oluiko, I.Pavlov, S.Sakhnenko, V.Shabelnikkov, Yu.Sharov etc., are dedicated to operation of the executive authorities of the local governments in the cities with regionalism. Majority of the scientific projects are aimed to research essence of the district councils in the city, exercising of their own powers and authorities, their correlation and cooperation with the public authorities, reasonability of existence of the district councils in the city through interrelations between the local councilors and the people of the city’s districts, to analyze operation of the public administrations in the cities with the special status. Meantime, the scientists paid no attention to the problem of improvement of institutional support of the district administration operation in the city.
Summary of the research basic material. The Law of Ukraine “On local self-governments of Ukraine” stipulates the meaning of the executive bodies of the councils as the bodies which, in accordance with the Constitution of Ukraine and this Law, are established by rural, settlement, city and district councils in the city (if any) for performance of the executive duties and powers of the local governments within the scope stipulated thereby and other laws. At the same time, the aforementioned Law established that the executive bodies of rural, settlement, city and district councils in the city (if any) are to be their executive committees, departments, administrations and other executive bodies established by such councils. It may be assumed that the wording “other executive bodies” the city council includes the meaning of the district administrations in the city as equivalent to the local administrations stipulated by the Law of Ukraine On local self-governments of Ukraine”.

Such form of organization of management of the city’s districts by means of the district administrations in the city alternatively to other executive bodies of the city council, namely, departments, administrations, divisions, sectors, services etc., must have an independent legal status. In other words, the district administration in the city shall be included in the system of the local governments as the separated interim administrative body of the city’s districts. Such statement, first of all, is conditioned by the fact that the district administration in the city is the separated body of the local government, which is established under the resolution of the city council and operates within the relevant administrative-territorial part of the city.

Analysis of the legal and regulatory base demonstrates that the current legislation of Ukraine does not provide for to the city council any rights to establish the district administrations in the city as the separated body of the local government, to entitle them with the stated powers, by its own discretion without any relevant law principles, to determine regulations of the head of the district administration in the city and the status of the meetings of the district administrations in the city as a board, to approve the structure of the district administration in the city and number of its employees, to determine classification
of officials in the district administration in the city as well as to make payments for their work.

In connection thereof, such legal uncertainty unable the cities of our country, wherein management of the districts is carried out through the district administrations in the city, to create legal technologies of interrelations of the district administration with other bodies of the local government, enterprises, establishments and organizations, including the public authority.

**Conclusions.** The performed analysis of the status of the district administrations in the city provides an opportunity to state that institutional support of operation of the district administrations in the city does not comply with the requirements of the current legislation. Elimination of the discovered discrepancies may get up operation of the district administrations in the city to the proper level as the separated executive body of the city council, subsequently, ensuring efficient performance of duties and tasks assign thereto.