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## **SPECIFIC INTERACTION OF STATE BORDER SERVICE OF UKRAINE FOR FOREIGN LAW ENFORCEMENT AUTHORITIES**

Serhiy Hronskyy

*The State Border Guard Service of Ukraine*

### **ABSTRACT**

In this paper, the results of consideration of the main legal acts regulating the interaction of SBS with foreign law enforcement authorities found her subjects, main directions and forms.

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### **INTRODUCTION**

Ukraine as a modern democratic, constitutional state is an active member of international cooperation in many areas and areas that occurs as the national level and at the level of individual units of government. In particular, one of the public authorities, which to resolve their problems in daily activities have always cooperate with law enforcement agencies are the State Border Guard Service of Ukraine (SBS). Given the current globalization and integration processes involving the simplification of border crossing procedures between countries and the implementation of numerous international programs on combating crime and other antisocial phenomena in the world, the problem of interaction between SBS and law enforcement agencies of other countries is essential.

### **ANALYSIS OF RESEARCH AND PUBLICATIONS**

In the context of the test questions especially worth noting SBS cooperation with law enforcement bodies of the Russian Federation (hereinafter - the Code), which has the longest border of Ukraine. To do so, the law enforcement agencies of Russia, which in solving their tasks interact SBS. Thus, according to the Federal Law "On the State Border of the Russian Federation" dated April 1, 1993 the State Border Protection as part of the safety of and implementation of the state policy of the border is coordinated activities of federal bodies of state power, bodies of state power of subjects of the Russian Federation and local authorities, carried them within its powers by making political, organizational, legal, diplomatic, economic, defense, border, intelligence, counterintelligence, operational and investigative, customs, environmental, sanitary, environmental and other events. In this activity in the prescribed manner

participating organizations and individuals. [3] Speaking of the law enforcement agencies of Russia, interact with SBS, It is worth mentioning the Federal Security Service of the Russian Federation (hereinafter - the FSB ). According to the Federal Law "On the Federal Security Service " on April 3, 1995 FSB - a single centralized system of the Federal Security Service, which takes decisions within its powers to ensure the safety of. Guidance of the President of FSB of Russia. However, one of the organs that form part of the FSB is to manage (departments, units ) of the federal executive authority in the field of border security services (border enforcement). According to Art. 11.1 above legal act main areas of activity of the FSB Border Guard are: protection and preservation of the state border of the Russian Federation in order to prevent illegal change of passing the state border of the Russian Federation, enforcing natural and legal persons of the State border of the Russian Federation, the border regime and the regime of checkpoints across the state border of; protection and preservation of the economic and other legitimate interests of the Russian Federation within the border zone, the exclusive economic zone and continental shelf of the Russian Federation, as well as protection beyond the exclusive economic zone of the Russian Federation reserves anadromous fish species that grow in the rivers of Russia, transboundary species and highly migratory fish species accordance with international treaties of the Russian Federation and (or) legislation of [4 ].

Therefore, aim of this paper is to: consider the characteristics and the interaction order of the State Border Guard Service of Ukraine with foreign law enforcement agencies.

### THE MAIN MATERIAL

In addition to the above foreign law enforcement agency, SBS interaction with the State Border Committee of Belarus. Thus, the main objectives of the above is a law

enforcement agency : the state border policy and border security; Health Organization of the State border of the Republic of Belarus; implementation guidance from the border guard; the interaction and coordination of state agencies and other organizations in the state border policy and border security, participation in the task of defense of the Republic of Belarus; organization of border crossing individuals and within their competence vehicles; prevention and suppression of offenses that threaten border security, providing comprehensive operational and service and other activities of the Border Service; implementation of state policy in the field of ideology and work with staff in the border guard; other tasks stipulated by legislative acts. [1]

In this context it should be noted that the purpose of the most effective and beneficial use of existing capabilities to prevent, detect and deter illegal activity at the Ukrainian - Belarusian border between Ukraine and Belarus was organized cooperation between the competent departments. Thus, in accordance with Art. 1 of the Protocol between the State Border Service of Ukraine and the State Committee of Border Troops of the Republic of Belarus on cooperation and co-operate with the State Border Guard Service of Ukraine and the Border Troops of the Republic of Belarus dated October 5, 2005 for implementation of the Protocol, the Parties are authorized unit : 1) Ukrainian side - Department of Operations of the State Border service of Ukraine, the ODA divisions of Chernihiv, Zhytomyr and Lutsk frontier troops; 2) from the Belarusian side - Department of Operations of the State Border Troops Committee of the Republic of Belarus, Service Operations and inquiry Brest Frontier Group, Gomel and Pinsk border detachments of border troops of the Republic of Belarus. [6]

It should be noted that the cooperation between the abovementioned parties authorized unit implemented in the framework

of their competencies in the following areas : combating terrorism at the state border and at checkpoints across the state border; combating trafficking through the state border of weapons, ammunition, explosive, toxic, radioactive substances, narcotic drugs, psychotropic substances and precursors; the fight against illegal migration and human trafficking; combating smuggling activities at the state border; prevent illegal crossing of the state border. [6]

In addition to the above international law enforcement, SBS during their interaction with the tasks of Poland. Yes, June 14, 2006 between the Authority and SBS Chief Commandant of the Border Guard of the Republic of Poland concluded a Protocol on operating conditions counseling centers. The above legal act was signed in order to: promote and strengthen good relations between Ukraine and the Republic of Poland; strengthening cross-border cooperation and realizing the task of ensuring and improving border control of persons and goods; security at the joint Ukrainian -Polish border and to combat all forms of criminal activity. [7]

The mentioned legal act was defined as the activity of which each side seeks to achieve the above objectives:

1) to Ukrainian side Lutsk frontier detachment SBS; Mostyska border detachment SBS.

2) the Polish side : Commandant Nadbuzhanskoho Department of Border Guard, Commandant of the Bieszczady Division of Border Guard, Border Guard Commandant Platsuvky Korchova [7].

According to Art. 3 of the international treaty objective of counseling centers is to share information needed for effective implementation of the Agreement, namely : changes in the legislation of the Parties on border issues; circumstances that can lead to difficulties when crossing the Ukrainian -Polish border; circumstances that might affect the situation on the Ukrainian -Polish border, emergencies controlled border areas,

checkpoints across the state border and access roads to them; environment that may affect the organization of border controls, including the planned crossing of the state border organized groups of travelers, including by air; vehicles that cross the Ukrainian - Polish border, and goods that move through it, people who are denied entry into the territory of the Party of the reasons for refusal; the lawfulness of entry of a citizen of a third country to the territory of a Party; violation or attempted violation of the laws of the Parties on border issues when crossing the Ukrainian -Polish border; detect signs of illegal crossing of the Ukrainian- Polish border by persons or groups of persons; illegal migrants detained in the border controlled areas and checkpoints on the Ukrainian - Polish border; requests and suggestions for the protection of Ukrainian -Polish border, which arise on the basis of joint patrols. [7]

To ensure the security of the common border of the European Union and Ukraine, timely prevention and suppression of criminal offenses on the Ukraine -Slovak border, organizing and maintaining cooperation between operational by SBS and the Bureau of Border Police and the Foreign Police Presidium of the Police Corps of the Slovak Republic, signed the Protocol on the direction interaction -operate. So, in the interest of the tasks set out the above protocol, direct interaction within the competence of the exercise : 1) Ukrainian Party Department Operations Administration SBS; Operational-Investigative Division Western Regional Department of SBS; - Operational and investigative department Chop border of the State Border Guard Service of Ukraine; 2) from the Slovak Party National unit to combat illegal immigration bureau Border Police and the Foreign Police Presidium of the Police Corps of the Slovak Republic, Department of investigative operations "East" national forces to combat illegal immigration bureau Border

Police and the Foreign Police Presidium of the Police corps of the Slovak Republic. [8]

Thus the above departments shall cooperate in the fight against crime, including organized its possible forms that have an international character, including terrorism; illegal migration (illegal crossing of the state border and transferring ); - Contraband, including cigarettes, weapons, ammunition, explosive, poisonous, radioactive substances, narcotic drugs, psychotropic substances, their analogues or precursors [8].

In the context of the test questions should be noted that under international cooperation SBS is working closely with law enforcement agencies of the Republic of Hungary. Yes, May 25, 2010 to coordinate activities carried SBS and the Department of Police of Hungary in the Hungarian - Ukrainian state border and aimed at preventing the trafficking of persons across the state border, vehicles, cargo and other property, and any other outstanding issues, within their jurisdiction, between the Authority and SBS Chief police of Hungary signed the Protocol on Information Exchange. In particular, c. 1 above international treaty has been established, the Parties shall exchange information on the situation at the state border and its development , as well as the main results of the operational activities and SBS Chief Police of Hungary to ensure the security of the state border . Thus the above bodies within the interaction will exchange the following information:

- 1) general statistical information about the admission of persons and vehicles on the Ukrainian- Hungarian state border;
- 2) general statistical information about illegal actions at national borders (citizenship, reasons and circumstances of detention, etc.);
- 3) general statistical information on persons not missed (returned) the state border (nepropuschenyh citizenship, reasons for not crossing the direction of movement, etc.);

4) general statistical information on cases of detection and apprehension at the state border smuggling of goods and cargo (Citizenship of offenders, the amount of smuggled goods evaluation, classification detained smuggled goods, etc.);

5) general statistical information on cases of detection and apprehension at the state border service (stolen, invalid and forged documents, etc.);

6) general statistical information on cases of detection and apprehension on the state border of weapons, ammunition, explosives and radioactive substances (classification detained weapons, ammunition, explosives and radioactive substances, etc.);

7) general statistical information about the identification and apprehension on the state border of narcotic substances and precursors (classification of detected drugs, precursors, etc.) [7].

To unite the efforts of operational Border Forces of Ukraine and Romania MIA Border Police in the fight against illegal migration and cross-border organized crime at checkpoints across the state border between Ukraine and Romania, March 21, 1997 signed an international treaty - the direction of the interaction of operational Border Troops of Ukraine Border Police and Ministry of Interior of Romania. According to the above legal act, in order to improve the reliability of these operational border control authorities shall take the following actions : together, and everyone in their district to develop and take measures for the establishment and termination of illegal immigration, organized crime, active in the points (move weapons, radioactive, explosive and toxic agents, drugs, parties, smuggled goods), inform each other of the presence of such structures in the border zone and near the checkpoint; engaged in mutual exchange of information on criminal structures involved in the manufacture of fake documents to cross the border; carried out on the basis of previous

approvals common filtration- test measures against those who are trying to break the border with invalid documents; major efforts focus on operational cover for the likely direction of movement of the border violators. Specific places Tactics border violators will be specified at the meetings of the Parties to the heads of operational units and others. [2].

In order to address issues related to the prevention, detection and suppression of organized forms of crime on the Ukraine - Moldova border April 22, 2005 between the Authority that border and the Border Guard Service of the Republic of Moldova, signed the Protocol on Co-operate. For example, in Art. 1 above international treaty stated that the implementation of the provisions of this Protocol, the competent authorities of the Parties: 1) From the Ukrainian side - Department Operations Administration SBS, operational and investigative divisions: the Southern Regional Administration, Western Regional Department, Chernivtsi, Mogilev-Podolsky, Kotovskogo Belgorod -Dniester border troops and Ismail SBS; 2) on the Moldovan side - Operational management of the Border Guard of the Republic of Moldova, operational territorial divisions of the Border Guard of the Republic of Moldova. [9]

Thus the interaction of the above is done in the following areas: combating terrorism and terrorist activities; prevention and suppression of crimes related to trafficking, including the illegal movement across the frontier of drugs and precursors, toxic, radioactive or explosive substances, explosives, weapons and ammunition; prevention and suppression of crimes related to human trafficking and illegal migration.

Moreover the above competent authorities within their competence, shall exchange information: persons linked to terrorist organizations, illegal conveyance of the state border of explosives, weapons, ammunition and other forms of terrorist activity; channels found illegal movement of persons across the

state border, narcotic drugs, psychotropic substances and precursors, toxic substances and other contraband; persons involved in the preparation to commit crimes on the state border, and their connections; identify new channels (attempts to create them) implementation of illegal activity at the state border, forms and methods of operation; new items in the tactics of actions infringe legislation on the state border of the Parties use illegal purposes both modern technical facilities and support of the local population of the border areas; ways violation of the state border, etc. [9].

Conclusion. Thus, the SBS during the assignment to ensure inviolability of borders, protection of the sovereign rights of Ukraine in its exclusive (marine) economic zone is in a relationship of interaction with law enforcement agencies of foreign countries. Thus SBS often interact with law enforcement agencies of the countries with which Ukraine has common borders. Among these foreign law enforcement agencies, primarily include: Border Guard Service of the FSB, the State Committee of Border Troops of the Republic of Belarus, Chief Commandant of the Border Guard of the Republic of Poland, the Bureau of Border Police and the Foreign Police Presidium of the Police Corps of the Slovak Republic, Department of Police Hungary, Romania MIA Border Police, Border Guard of the Republic of Moldova.

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