Yaroslav Mudryi National Law University Department of Civil Procedure

WORKING PROGRAM

of the academic discipline
«European standards of civil procedure /
Європейські стандарти цивільного процесу»

The level of higher education is the second (master's) level of higher education is a master's degree
Field of knowledge - 08 "Law"
Specialty - 081 "Law"
The status of the academic discipline is at the student's choice

The status of the academic discipline is at the student's choice.

The recruitment year is 2021

Working program of the academic discipline "European standards of civil procedure" for students of the second (master's) level of higher education in the field of knowledge 08 "Law" specialty 081 "Law". Kharkiv: Yaroslav Mudryi National Law University, 2021. 22 p.

Author:

Tsuvina Tetyana Andriivna, doctor of legal sciences, associate professor

Approved at a meeting of the Department of Civil Procedure (protocol no 11 from June 2, 2021) updated (protocol no 11 from June 8, 2022)

Head of Department: Kostiantyn Volodymyrovych Husarov, doctor of legal sciences, professor

Content

1. Description of the educational discipline	4
2. Expected learning outcomes	5
3. Content of the curriculum of the educational discipline	9
4. Scope and structure of the academic discipline	12
4.1. For students of full-time higher education	12
4.2. For applicants of higher education in the correspondence form of education	.14
5. Forms of pedagogical control and means of assessment of learning outcomes	.16
6. Criteria for evaluation of learning outcomes	17
7. Pedagogical control for students of full-time/part-time higher education	.19
8. Educational, methodical and information support of the educational discipline	.19

1. Description of the academic discipline

The working program of the educational discipline "European standards of civil procedure" was developed in accordance with the educational and professional program "Law" of the second (master's) level of higher education in the field of knowledge 08 "Law" specialty 081 "Law".

	Field of	Didactic structure	of the educational	
Name of indicators	knowledge,	discipline		
Name of indicators	specialty, level of	full-time education	external form of	
	education		education	
The number of ECTS	Field of	At the student's	At the student's	
credits is 4.0	knowledge - 08	choice	choice	
The number of modules is	"Law"	Year of preparation:	Year of preparation:	
3	g : 1, 001	2021-2022	2021–2022	
	Specialty - 081	semester	semester	
The total number of hours	"Law"	1–2	1–2	
is 120		Lectures	Lectures	
	Level of education - second (master's)	2 0 hours	6 hours	
		Practical / seminar	Practical / seminar	
		classes	classes	
		8 p.m.	4 hours	
Weekly hours for full-time		Individual work	Independent	
education:		muiviuuai work	work	
classrooms – 2–4,		80 hours	110 hours	
independent work of the		Types of control:	Types of control:	
student - 6–8.		current control;	current control;	
		final control of	final control of	
		knowledge (knowledge (
		differentiated and	differentiated	
		offset)	assessment)	

Goal of academic discipline - formation of a system of scientific knowledge about European standards of fair trial, developed on the basis of the provisions of the Convention for the Protection of Human Rights and Fundamental Freedoms (hereinafter - ECHR) and the practice of the European Court of Human Rights (hereinafter - ECHR), which should be applied during the administration of justice in civil cases at the national level.

Tasks:

- formation of a system of theoretical knowledge about the impact of the fundamentalization of human rights on the formation of European standards of civil

justice;

- determination of actual problems of implementation and implementation of
 European standards of civil justice, as well as their impact on the procedure for the
 administration of justice in civil cases;
- analysis of the essence of the right to a fair trial as the primary basis of
 European standards of civil justice;
- providing a structural and functional description of the right to a fair trial
 and its components;
- development of skills and abilities to apply civil procedural legislation,
 taking into account European standards of civil procedure.

Prerequisites: "Civil process", "Procedural acts-documents in civil cases".

Details: "Universal and regional systems of human rights protection", "Introduction that European legal values".

2. Expected learning outcomes

As a result of mastering the academic discipline, the student of higher education must demonstrate the following learning outcomes:

LO-1.	Demonstrate knowledge and understanding of the mechanism of harmonization and
	unification of national legal systems and the development of a unified supranational
	approach to understanding the essence and components of the right to a fair trial.
LO-2.	Interpret the main directions of legal globalization and internationalization in the field
	of human rights protection and determine the main directions of changes in civil
	procedural legislation based on existing European civil procedure standards.
LO-3.	To analyze the impact of the fundamentalization of human rights on the formation of
	European standards of civil procedure.
LO-4	Demonstrate knowledge and understanding of the mechanisms of implementation of
	European standards of civil justice in the national legal system.
LO-5	Analyze the legal nature of the right to a fair trial.
LO-6	Search for information that reflects the specifics of the relevant civil process standard.
LO-7	Determine the criteria on the basis of which the presence of an effective means of
	legal protection at the level of the relevant legal system is recognized.
LO-8	To analyze the methodological aspects of interaction between the science of civil
	procedural law, the ECHR and the practice of the ECHR.
LO-9	To reveal the content of the principle of the rule of law through the prism of European
	standards of civil justice.
LO-10	Determine compliance with the principle of proportionality when introducing
	restrictions on the right to access to justice at the national level.
LO -11	Interpret the content of individual institutional elements of the right to a fair trial.

LO -12 Demonstrate the ability to communicate freely in a foreign language and use the legal terminology inherent in it both orally and in writing.

The teaching of the academic discipline ensures the formation of general and special competences in the student of higher education and the achievement of learning outcomes determined by the standard of higher education of the relevant specialty and the educational and professional program "Law", namely:

General competencies:

- GC1. Ability to abstract thinking, analysis and synthesis.
- GC 2. Ability to conduct research at an appropriate level.
- GC3. Ability to search, process and analyze information from various sources.
- GC 4. Ability to adapt and act in a new situation.
- GC 5. The ability to communicate in a foreign language in the professional sphere, both orally and in writing.
 - GC 6. Ability to generate new ideas (creativity).
 - GC 7. Ability to make informed decisions.
 - GC 9. Ability to work in an international context.
 - GC 1.1. The ability to solve innovative problems.
- GC 1.3. The ability to formulate a personal opinion and present it with evidence.

Special competencies:

- SC1. The ability to apply the principles of the rule of law to solve complex problems and problems, including in situations of legal uncertainty.
- SC 2. Ability to analyze and evaluate the impact of the legal system of the European Union on the legal system of Ukraine.
- SC 3. The ability to analyze and evaluate the impact of the Convention on the Protection of Human Rights and Fundamental Freedoms, as well as the practice of the European Court of Human Rights on the development of the legal system and law enforcement in Ukraine.
 - SC 5. Ability to use modern legal doctrines and principles in law-making and

in the process of applying institutions of public and private law, as well as criminal justice.

- SC 6. The ability to justify and motivate legal decisions, to give detailed legal arguments.
- SC 7. Ability to apply knowledge and understanding of the basic principles (principles) and procedures of the judiciary in Ukraine.
- SC 8. Ability to use mediation and other legal tools of alternative out-of-court proceedings and resolution of legal disputes.
- SC 10. The ability to make decisions in situations that require a systematic, logical and functional interpretation of legal norms, as well as an understanding of the peculiarities of the practice of their application.
- SC 11. The ability to critically evaluate the effectiveness of representation and protection of the rights, freedoms and interests of clients.
- SC 13. The ability to convey information, ideas, the content of problems and the nature of optimal solutions to specialists and non-specialists in the field of law with proper reasoning.
- SC 15. The ability to independently prepare drafts of law enforcement acts, taking into account the requirements for their legality, reasonableness and motivation.
- SC 1.2. Ability to demonstrate knowledge and understanding of legal systems in the context of globalization.
- SC 1.6. Ability to demonstrate legal knowledge technique and its applied aspects (law-making, legislative technique, technique of creating corporate acts, legal documents, systematization of legal acts, legal writing and legal terminology, etc.

Program learning outcomes:

- PLO1. Assess the nature and character of social processes and phenomena, and demonstrate an understanding of the limits and mechanisms of their legal regulation.
 - PLO 2. Correlate modern system civilizational values from legal values,

principles and professional ethical standards.

- PLO 3. Conduct collection, integrated analysis and summarization of materials from various sources, including scientific and professional literature, databases, digital, statistical, test, and others, and check them for reliability using modern research methods.
- PLO 4. Make a presentation of your research on a legal topic, using primary sources and techniques of legal interpretation of complex complex problems arising from this research, argue the conclusions.
- PLO 5. Communicate freely in a legal foreign language (one of the official languages of the Council of Europe) orally and in writing.
- PLO 6. Reasonably formulate one's legal position, be able to oppose, evaluate evidence and present convincing arguments.
- PRN7. Discuss complex legal problems, propose and justify options for their solution.
- PLO 8. Evaluate reliability of information and reliability of sources, to process effectively and use information for conducting scientific research and practical activity.
- PLO 10. To analyze the interaction of international law and international legal systems with the legal system of Ukraine based on the awareness of the main modern legal doctrines, values and principles of the functioning of law.
- PLO 14. To substantiate the legal position at various stages of law enforcement.
- PLO 15. Have practical skills in solving problems related to the implementation of procedural functions of law enforcement entities.
- PLO 17. Integrate the necessary knowledge and solve complex law enforcement tasks in various spheres of professional activity.
- PLO 1.2. Demonstrate knowledge and understanding of globalization issues in the context of the development of modern legal systems.

3. Contents of the curriculum

Module 1. General characteristics of European standards of civil procedure.

The concept of European standards of civil procedure and their essential characteristics. Fundamentalization of human rights and its influence on the formation of European standards of civil procedure. Formation of ideas about human rights and freedoms and their normative consolidation. The evolution of the components of the right to a fair trial. Generational classification of human rights and freedoms and the place of the right to a fair trial in it. Internationalization of human rights. The concept of European standards of civil procedure. Signs inherent in European standards of civil procedure. Sources of formation of European standards of civil procedure. The impact of European standards of civil procedure on the national legal system. Reforming procedural legislation in the light of European standards of civil procedure.

The right to a fair trial as a fundamental basis of European standards of civil procedure. The legal nature of the right to a fair trial. Classification of human rights. The place of the right to a fair trial in the human rights system. The right to a fair trial as a positive procedural right. Guarantees of the right to a fair trial provided for in Clause 1 of Art. 6 of the ECHR, and guarantees of the right to a fair trial developed in the practice of the ECHR. The scope of the right to a fair trial. The right to a fair trial and the right to an effective remedy for rights and freedoms.

Generally recognized norms and principles of international law as principles of civil proceedings in the practice of the European Court of Human Rights. Generally recognized norms and principles of international law as principles of civil justice. The principle of the rule of law. The principle of the right to a trial. The principle of legal certainty. The principle of proportionality and subsidiarity.

Module 2. International standards of fair trial: institutional characteristics.

The right to access to court and the conditions for its implementation. General characteristics of the right of access to the court. Criteria for assessing the legality of restrictions on the right to access to court. The principle of proportionality and limitation of the right of access to court. The structure of the right of access to the court. Obstacles in access to the court and their types. Subjective, jurisdictional,

temporal, procedural, financial obstacles to access to court. The right to unimpeded initiation of proceedings in the case and resolution of the issue on the merits. The right to a "reasonable" amount of court costs, the existence of institutions for exemption from their payment, reduction of the amount, provision of postponement or installments in their payment. The right to free legal aid and conditions for its provision. The right to appeal and cassation appeal in the context of the right of access to court.

Independence of the court. The essential characteristic of the "court" in the practice of the ECtHR. Criteria of judicial independence in the practice of the ECtHR. External independence of the court. Internal independence of the court. Independence from the parties to the proceedings.

Impartiality of the court. Objective and subjective impartiality of the court. Standards of proving the objective and subjective impartiality of the court. Functional and personal impartiality of the court. Institute of impeachment of judges as a mechanism for ensuring impartiality of the court.

"Court established by law". Concepts of "law" and "quality of law" in the practice of the ECtHR. Institutional, procedural and competence elements of the "court established by law".

Module 3. International standards of fair trial: procedural characteristics.

General characteristics of procedural guarantees of the international standard of judicial fairness. Understanding "justice" in the context of the right to a fair trial. A dual approach to understanding justice in the context of Clause 1 of Art. 6 of the ECHR. Broad and narrow understanding of justice. The ratio of "material" and "procedural" justice. Fair (proper) judicial procedure and its components.

Proper (fair) judicial procedure and its components. The principle of competitiveness and equality of the parties. Due notice and hearing. Acceptance of evidence obtained by legal means. Motivation of the decision. Non-interference of the state in the process of administration of justice.

Public hearing of civil cases. Open mode of court sessions. Cases of closed court proceedings. Oral examination. Public announcement of court decisions.

Reasonable term of trial. The beginning of the calculation of the reasonable period and its end. Criteria of reasonableness of trial terms. The complexity of the case. The behavior of the applicant. Behavior of state bodies. Significance for the applicant of the issue before the court, or the special position of the party in the process.

Execution of court decisions. Enforcement of court decisions as part of a trial. World models of executive proceedings and civil proceedings. "Timeliness" of execution of court decisions. "Reasonable" term of execution of court decisions. Calculation of the beginning and end of the terms of execution of court decisions. Criteria for assessing the timeliness of execution of court decisions. General requirements for the order of execution of court decisions. Requirements regarding the procedure for violation of enforcement of court decisions. Requirements for enforcement agencies of court decisions. Conditions of state responsibility for untimely execution of court decisions.

4. Scope and structure of the academic discipline

4.1. For students of full-time higher education

No	Date			Volu	ıme in hours	
	(according	Subjects of the	That's		Including	
	to the schedule)	training course	all	Lectures	Practical classes, seminars, colloquiums, etc	Individual work
		Module 1. General characteristics of European standards of civil procedure				
		Topic 1. The concept of European standards of civil procedure and their essential characteristics.	12	2	2	8
		Topic 2 . The right to a fair trial as a	12	2	2	8

fundamental basis	1			
of European				
standards of civil				
procedure (part 1).	10	2	2	0
Topic 3. The right	12	2	2	8
to a fair trial as the				
primary basis of				
European				
standards of civil				
procedure (part 2).	1.0			
Topic 4.	1 2	2	2	8
Generally				
recognized norms				
and principles of				
international law				
as principles of				
civil proceedings				
in the practice of				
the European				
Court of Human				
Rights.	40	0		22
Together	48	8	8	32
Module 2.				
International				
standards of fair				
trial: institutional				
characteristics.	- 10			
Topic 1. The right	12	2	2	8
to access to court				
and the conditions				
for its				
implementation.				
Topic 2.	12	2	2	8
Independent and				
impartial court.				
Topic 3. "Court	12	2	2	8
established by				
law" as an element				
of the right to a				
fair trial	_			
Together	36	6	6	24
Module 3.				
International				
standards of fair				
trial: procedural				
characteristics.				
Topic 1. Proper	12	2	2	8
(fair) judicial				
procedure and its				
components.				

Topic 2. Public consideration of civil cases.	12	2	2	8
Topic 3. Reasonable term of court proceedings and execution of court decisions.	12	2	2	8
Together	36	6	6	24
Total hours / ECTS credits	120/4.0	20	20	80

4.2 . For applicants of higher education in correspondence form of education

No	Date		Volume in hours					
	(according	Subjects of the	That's					
	to the schedule)	training course	all	Lectures	Practical classes, seminar classes, colloquiums, etc	Individual work		
		Module 1. General characteristics of European standards of civil procedure						
		Topic 1. The concept of European standards of civil procedure and their essential characteristics.	15	2	2	11		
		Topic 2. The right to a fair trial consideration as a primary basis European standards of civil procedure (part 1).	11	-	-	11		
		Topic 3. The right to a fair trial consideration as a primary basis European standards of civil procedure (part 2).	15	2	2	11		
		Topic 4 . Generally recognized norms	11	-	-	11		

ECTS credits	140/4.0	U	-	110
Together Total hours /	33 120/4.0	6	4	33 110
court decisions.	22			22
and execution of				
court proceedings				
Reasonable term of	11	-	-	11
civil cases. Topic 3.	11	_		11
consideration of				
Topic 2. Public	11	-	-	11
components.				
procedure and its				
(fair) judicial	11	_	_	
characteristics. Topic 1. Proper	11	_		11
trial: procedural				
standards of fair				
International				
Module 3.				
Together	35	2	-	33
fair trial				
law" as an element of the right to a				
established by				
Topic 3. "Court	11	-	-	11
impartial court.				
Independent and				
Topic 2.	11	-	-	11
implementation.				
and the conditions for its				
to access to court				
Topic 1. The right	thirteen	2	-	11
characteristics.				
trial: institutional				
standards of fair				
International 2.				
Together Module 2.	52	4	4	44
Human Rights.	50	4	4	4.4
European Court of				
practice of the				
proceedings in the				
principles of civil				
international law as				
and principles of				

5. Forms of pedagogical control and means of evaluation of learning results

Evaluation of the results of mastering the educational discipline " European standards of civil procedure / European standards of civil procedure " provides for current and final control and is carried out on the basis of a cumulative point-rating system.

Current knowledge control includes:

- quality control of students' assimilation of the program material of the educational discipline in practical classes using the following means: oral/written survey, express survey, solving practical tasks, participating in the development of a case, preparing a presentation, essay, abstract, etc. The current control is aimed at checking the level of the student's preparation in studying the current material. In the course of the practical session, the student can receive an assessment on a four-point scale (0, 3, 4, 5);
- quality control of the students' assimilation of the program material of the educational discipline, which is conducted at the end of the modules in the form of colloquiums.

An obligatory form of independent work of students is the preparation of a final written work. The maximum number of points based on the results of the defense of the final written work is 20 points.

The form *of final control of the* knowledge of higher education students in an academic discipline is a differentiated assessment. Minimum number of points to receive differentiated assessment - 60 points.

Distribution of points between forms of organization of the educational process and types of control measures:

	Current control						
N	Module No. 1	Module No. 2 Module			dule No. 3	Independent work of students	,
p/z	Colloquium	p/z	Colloquium	p/z	Colloquium		
max 20	max 10	max 15	max 10	max 15	max 10	max 20	max 100

6. Criteria for evaluating learning outcomes

type of control	Scores	Criteria (for each grade)
		Excellent assimilation of educational material on the topic, some
Current control	Max 5	minor shortcomings are possible.
in a practical	4	Good assimilation of the material on the topic, but there are some
session		mistakes.
	3	Satisfactory level of assimilation of the material, a significant
		number of errors.
	Mi n 0	Unsatisfactory level of assimilation of the material.
Colloquium	Mach 10	The results of processing the material are high, a small number of
-		insignificant errors are possible.
	5	Satisfactory level of assimilation of the material, a significant
		number of errors.
	Minimum 0	Unsatisfactory level of assimilation of the material.
Individual final	Mach 20	The work is designed in accordance with the requirements of the
written work		department.
		The work does not contain methodological errors, there are
		references to sources and own conclusions.
		In the defense, in-depth knowledge of the topic is demonstrated, as
		well as proof of conclusions, positions, classifications, etc.
	15	The work is designed in accordance with the requirements of the
		department.
		The work contains minor methodological errors, there are
		references to sources, there are own conclusions.
		During the defense, sufficient knowledge of the topic is
		demonstrated, as well as proof of conclusions, positions
		classifications, etc.
	10	The work is designed in accordance with the requirements of the
		department, but with minor errors.
		The work contains methodological and content errors, there are
		references to sources, there are own conclusions.
		During the defense, sufficient knowledge of the topic was
		demonstrated, but there were problems with the argumentation of

		individual concepts and judgments in the work, the proof of conclusions.
	5	The work was prepared with errors and violations of cathedral requirements regarding the form of work. The work contains methodological and substantive errors, an insufficient number of sources were used to substantiate the
		research and conclusions. During the defense, difficulties arose regarding the disclosure of the content of the topic, providing arguments regarding individual provisions of the work and the validity and provenance of the conclusions.
	Minimum 0	The work is improperly designed, without references to sources, and contains methodological errors.
		During the defense, the author of the work cannot demonstrate knowledge of the chosen topic, provide arguments for concepts and perform information analysis. The work was performed in violation of the requirements of academic integrity.
	100	Comprehensive, systematic and deep knowledge of the material provided by the curriculum of the academic discipline, including orientation in the main scientific doctrines and concepts of the academic discipline. Learning the main and additional literature recommended by the department.
		3. Ability to independently replenish knowledge of the academic discipline and use the acquired knowledge in practical work.
Differentiated scoring	90	 Complete knowledge of the material provided by the curriculum of the academic discipline. Mastering the basic literature and getting to know the additional literature recommended by the department. Ability to independently replenish knowledge of the discipline,
	85	understanding its importance for practical work. 1. Sufficiently complete knowledge of the material provided by the program of the educational discipline, in the absence of significant errors in the answer. 2. Learning the basic literature recommended by the department. 3. Ability to independently replenish knowledge of the discipline, understanding its importance for practical work.
	75	1. Knowledge of the basic material provided by the curriculum of the academic discipline, in an amount sufficient for further study and future work in the profession. 2. Learning the basic literature recommended by the department. 3. Errors and significant inconsistencies in the answer to the assessment if there is knowledge to eliminate them independently or with the help of the teacher.
with calculated	70	 Knowledge of the basic material provided by the curriculum of the academic discipline, in an amount sufficient for further study and future work in the profession. Acquaintance with the basic literature recommended by the department. Errors in the answer to the test in the presence of knowledge to eliminate the most significant errors with the help of the teacher.
	60	 Gaps in knowledge of certain parts of the main material provided by the curriculum of the academic discipline. The presence of errors in answering questions on the test.

not counted	55	1. Lack of knowledge of a significant part of the main material
		provided by the program of the academic discipline.
		2. Impossibility to continue studying or carry out professional
		activities without passing a repeated course in this discipline.

7. Pedagogical control for students of higher education full-time/part-time teaching

Scale of final pedagogical control

Rating	Definition	Rating	Rating
according		on a national	on a 100-point
to the		scale	scale used at NYU
ECTS		for credit	
scale			
A	Excellent - Excellent execution, with only		
	a small number of errors		90 - 100
В	Very good - above average with a few		
	errors		80-89
C	Good - generally correct work with a	counted	
	number of minor errors	Counted	75-79
D	Satisfactory - not bad, but with a		
	significant number of shortcomings		70-74
E	Sufficient – performance meets minimum		
	criteria		60-69
F	Unsatisfactory - work needs to be done		
	before rewriting	not counted	35-59
FX	Unsatisfactory - serious further work is	not counted	
	required, a mandatory repeat course		0 - 34

8. Educational, methodical and information support academic discipline

Normative and legal acts

Constitution of Ukraine dated June 28, 1996 No. 254k/96-vr. URL: https://zakon.rada.gov.ua/laws/show/254k/96-in r#Text

Convention on the Protection of Human Rights and Fundamental Freedoms dated November 4, 1950 URL : https://zakon.council_gov.ua/laws/show/995_004#Text

Civil Procedure Code of Ukraine dated March 18, 2004 r. no 1618-IV . URL : https://zakon.rada.gov.ua/laws/show/1618-15#Text

Basic literature

- 1. Tsuvina T.A. The unity of judicial practice as an element of legal certainty: the approach of the European Court of Human Rights. *Problems of legality* . 2019. Issue 146. P. 63–74.
- 2. Tsuvina T. A. The right of access to the court: the approach of the ECtHR. *Entrepreneurship, economy and law.* 2020. No. 4. P. 60–69.
- 3. Tsuvina T. A. The principle of the rule of law in the practice of the European Court of Human Rights. *Journal of the Kyiv University of Law* . 2019. No. 4. P. 373–378.
- 4. Tsuvina T.A. The principle of proportionality in civil proceedings. *Law of Ukraine* . 2018. No. 10. P. 50–63.
- 5. Tsuvina T. A. "Court established by law" as an element of the right to a fair trial in civil proceedings. *Journal of the Kyiv University of Law* . 2019. No. 2. P. 137–141.
- 6. Komarov V., Tsuvina T. (2021). International standard of access to justice and subject of civil procedural law. *Journal of the National Academy of Legal Sciences of Ukraine*. Vol. 28. No. _ 3. P. 197 208.
- 7. Komarov V., Tsuvina T. The Impact of the ECHR and the Case Law of the ECtHR on Civil Procedure in Ukraine. *Access to Justice in Eastern Europe* . 2021. No. 1(9). P. 79–101.
- 8. Sakara N. The Applicability of the Right to a Fair Trial in Civil Proceedings: the Experience in Ukraine. *Access to Justice in Eastern Europe*. 2021. No. 1(9). P. 199–222.
- 9. Tsuvina T. Access to justice in terms of the rule of law: origins of understanding. *Recht der Osteuropäischen Staaten* . 2020. No. 1. P. 84–88.
- 10. Tsuvina T. Execution of court decisions in Ukraine: reforming the system in terms of the right to a fair trial. *Problems of legality* . 2018. Issue 142. P. 55–76.
- 11. Tsuvina T. A. Principle of legal certainty in civil procedure. *lie down life* _ 2019. No. 9/2 (333). P. 162–166.

Additional literature

- 1. Tsuvina T. A. The concept of case management: foreign experience and prospects for implementation in Ukraine. *Legal scientific electronic journal*. 2020. No 1. S. 75-78.
- 2. Tsuvyna T. A. The principle of proportionality and legitimacy of restrictions on the right to access to courts of higher instances in civil proceedings. *Visegrad Journal he Human Rights* . 2019. No. 5. P. 172–176.
- 3. Tsuvyna T. A. The problem of excessive formalism and the right to court access in civil proceedings in the context of the rule of law principle. *lie down Viata* . 2020. No. 2/2 (338). P. 90–94.
- 4. Tsuvina T. A. Independence and impartiality of the court as components of the rule of law in civil proceedings. *Theory and practice of jurisprudence* . 2019. Issue 16 (2). URL: http://tlaw.nlu.edu.ua/article/view/186025
- 5. Tsuvina T. A. Online courts and online dispute resolution in the context of the international standard of access to justice: international experience. *Problems of legality* . 2020. Issue 149. P. 62–79.
- 6. Tsuvina T. A. Repeated participation of the judge in the consideration of the case between the parties: some remarks on the functional impartiality of the court in the context of the principle of the rule of law. *Comparative and analytical law*. 2020. No. 1. P. 218 222.
- 7. Tsuvina T. A. Implementation of the principle of res judicata in civil proceedings: the experience of foreign countries. *Journal of the Kyiv University of Law* . 2020. No. 1. P. 220–225.
- 8. Tsuvina T. A. Formal and substantive concepts of the rule of law in modern discourse. *Entrepreneurship, economy and law* . 2020. No 11. P. 197 203.

Internet resources

The website of the Council of Europe is http://www.coe.kiev.ua

EU project "Supporting reforms in the sphere of justice" - http://www.justicereformukraine.eu/uk/

The official web portal of the Verkhovna Rada of Ukraine - http://rada.gov.ua/

The official web portal of the President of Ukraine is http://www.president.gov.ua

The official web portal of the Cabinet of Ministers of Ukraine is http://www.kmu.gov.ua

The official web portal of the Supreme Court - https://supreme.court.gov.ua/supreme/gromadyanam/perelik_sprav/

The official web portal of the Constitutional Court of Ukraine – https://ccu.gov.ua/

The official web portal of the Ministry of Justice of Ukraine - https://minjust.gov.ua/

SENMK

Standardized electronic educational and methodical complex of the Department of Civil Procedure. URL: https://library.nlu.edu.ua/senmk/item/154-tsyvilnyi-protses.html