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### **TERMS OF IMPLEMENTATION OF PROCESSUAL STATUS OF PURSUER IN ADMINISTRATIVE COURT**

Paper deals with the conditions of realization of the procedural status of the plaintiff in administrative legal proceedings. The classification of such conditions and the division into basic and optional ones is suggested. The criteria for assigning to the basic and optional conditions of realization of the procedural status of the plaintiff are substantiated. Conditions directly affecting the possibility of realization of the procedural status of the plaintiff in administrative proceedings are classified as basic ones. These include: the presence of administrative procedural legal personality; compliance with the rules of administrative jurisdiction with the application to court; observance of the term for filing an application to an administrative court; submission of a statement of claim to a court with observance of the requirements of Articles 160, 161 of the the Code of Administrative Proceedings of Ukraine; a court regulating an opening a proceeding in an administrative case.

It is noted that the main condition for the implementation of the procedural status of the plaintiff in administrative proceedings is the existence of an administrative

procedural legal personality. Since the current the Code of Administrative Proceedings of Ukraine does not define the administrative procedural legal personality, two aspects of administrative procedural legal personality are investigated: administrative procedural legal capacity and administrative procedural capacity. The peculiarities of acquiring administrative and procedural legal capacity by various subjects are considered.

To the optional conditions for the implementation of the procedural status of the plaintiff, the observance of which is mandatory for a certain circle of plaintiffs in administrative proceedings, the following are argued reasonably: compliance with the rules of association of claims, submission of a statement of claim by a plenipotentiary, if submitted by the representative, availability of grounds for the appeal of the prosecutor to court in the interests of the state, taking measures for pre-trial settlement of a dispute in cases where the law obliges the pre-trial settlement to be determined or when the plaintiff a claim within a specified statutory period for pre-trial settlement of the dispute.

The proposals are aimed at the improvement of the status of legal regulation of the procedural status of the plaintiff in the administrative proceeding.

**Keywords:** plaintiff, administrative court, processual status, administrative processual legal personality, administrative and procedural legal capacity, administrative legal competence, administrative jurisdiction, legal proceedings.

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