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EXAMPLE OF THE ARTICLE

UDC 341.43

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THE INSTITUTE OF ASYLUM IN THE CONTEMPORARY INTERNATIONAL LAW

Summary. Some elements of institute of the right to asylum arose as early as ancient international law. The institute of proxenia in Ancient Greece was one of the earliest prototypes of asylum. Substantial influence on development of the right of asylum was rendered by a canonical right of the Catholic Church. The institute of the right of asylum in the contemporary international law was formed in the nineteenth century. A sovereign right of the state to give asylum for the foreigner pursued by his own state or another state is the main content of institute of right of asylum. There are two basic types of the asylum – the territorial asylum which foresees the grant of the asylum by the state to the foreigner on its own territory, and the diplomatic asylum, that foresees a grant of the asylum in the building of state’s embassy abroad. The possibility of granting diplomatic asylum is denied by many states; however practice of international relations allows admitting the diplomatic asylum neither legal nor illegal. The basic source of right of asylum is an international custom that is why there is a requirement of adopting international convention on the right of asylum.

... (250-300 words).

Key words: right of sanctuary, territorial asylum, diplomatic asylum, refugees legal regime.

Problem Setting. Institute of asylum plays a specific role in modern international law. First of all, it appears to be quite effective mechanism of international protection of human rights against violations by the state of citizenship. At the same time, application of the right of asylum is often viewed as a means of political pressure in international relations and can cause a significant increase in their intensity. Therefore, prudence of international legal regulation of relations connected with asylum, largely determines the effectiveness of international legal guarantees of human rights and stability in international relations.

Analysis of recent researches and publications. Despite the relevance of the problem institution of asylum is neglected in legal science.

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Шевченко О. Інститут права притулку в сучасному міжнародному праві

Анотація. У статті досліджується історія зародження і розвитку інституту права притулку та розкривається його зміст. Автор розглядає співвідношення між правом притулку та правовим статусом біженців, а також характеризує основні види притулку.
... (250-300 words).

Ключові слова: право притулку, територіальний притулок, дипломатичний притулок, правовий режим біженців.

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