

Noémia Bessa Vilela, Juraj Nemec
& Jarosław Kostrubiec (eds.)

Intergovernmental Coordination in Polycrisis Times: Legal, Political and Financial Dimensions

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The Penitentiary System of Ukraine under Martial Law on the Path to European Integration

ABSTRACT

My report will be devoted to the problematic issues of the penitentiary system of Ukraine in times of polycrisis on the path to European integration, in particular, it will analyze the impact of martial law, introduced in Ukraine as a result of the full-scale armed invasion of the Russian Federation into Ukraine on February 24, 2022, on the penitentiary system of Ukraine and the challenges that have arisen before it.

Therefore, the subject of the study will be the new challenges that have arisen before the penitentiary system of Ukraine, which have exacerbated its "security potential", simultaneously deepened existing and created new problems in the process of execution-serving sentences, and also caused the imposition of new tasks and functions on the bodies and institutions of execution of sentences.

Among the challenges facing the penitentiary system under martial law in Ukraine, the following issues will be analyzed: improving the procedure for the effective and prompt evacuation of convicted persons from penal institutions located in areas close to areas where hostilities are taking place to penal institutions with an appropriate detention regime located in a safe area; arming and involving in the defense of Ukraine the paramilitary formations of the State Penitentiary Service of Ukraine; mobilizing convicts into the ranks of the Armed Forces of Ukraine. Special attention will be focused on the issue of implementing a function not inherent in the penitentiary system of Ukraine – the detention of prisoners of war, since its compliance with international standards and its implementation is an important indicator of the civilization of a state, which is Ukraine.

Of course, the current issues of humanizing the penitentiary system, which will guarantee the security of society and at the same time ensure the social adaptation of convicted persons, which is an important vector of its development in the context of Ukraine's integration into the European space, will not be ignored. Since in the process of implementing the constitutional provision on the "European identity of the Ukrainian people and the irreversibility of Ukraine's European and Euro-Atlantic course", Ukraine's cooperation with members of the European Union plays an important role, the issue of international cooperation in the field of execution of sentences of the Ukrainian state will be separately examined, which is a guarantee of its further successful inclusion in the European Community.

Keywords: Penitentiary System of Ukraine, Martial Law, Security, European Integration, International Cooperation.