

MINISTRY OF DEFENCE OF UKRAINE
NATIONAL DEFENCE UNIVERSITY OF UKRAINE



EDUCATIONAL AND SCIENTIFIC PROGRAM

“Law”

the third (educational and scientific) degree of higher education

Specialty № 081 Law

Area of expertise № 08 Law

APPROVED BY THE SCIENTIFIC COUNCIL OF
THE NATIONAL DEFENCE UNIVERSITY OF
UKRAINE

(Protocol No. 9 dated 21.08.2023)

Kyiv 2023

FOREWORD

The educational and scientific program "Law" of the third (educational and scientific) level of higher education for the preparation of Doctors of Philosophy in the field of knowledge "Law" in the specialty "Law" is developed in accordance with the requirements of the Law of Ukraine "On Higher Education" (as amended), resolutions of the Cabinet of Ministers of Ukraine of 23.03.2016 № 261 "Procedure for the preparation of higher education applicants for the degree of Doctor of Philosophy and Doctor of Science in higher education institutions (scientific institutions)" (as amended), of 23.11. 2011 No. 1341 "On Approval of the National Qualifications Framework" (as amended by the Resolutions of the Cabinet of Ministers of Ukraine of 12.06.2019 No. 509 and of 25.06.2020 No. 519), and of 12.01. 2022 No. 44 "On Approval of the Procedure for Awarding Doctors of Philosophy and Cancellation of the Decision of a One-time Specialized Academic Council of a Higher Education Institution, Scientific Institution on Awarding the Degree of Doctor of Philosophy", the Exemplary List and Description of Subject Areas of Research within the specialty 081 "Law", approved by the Order of the Ministry of Education and Science of Ukraine of 28.02.2018 No. 1477, and the Order of the Ministry of Defense of Ukraine dated 15.02.2019 No. 65 "On the Distribution of the Main Areas of Scientific Research between Scientific Institutions, Higher Military Educational Institutions, Military Educational Units of Higher Educational Institutions of the Ministry of Defense of Ukraine and the Armed Forces of Ukraine".

The educational and scientific program "Law" is developed taking into account the recommendations and recognized scientific practices of scientific education of the European Education Area, in particular: Salzburg Principles (Salzburg I Conclusion and Recommendation from the Bologna Seminar on "Doctoral Programs for the European Knowledge Society", 2005 & Salzburg II "Initiative Recommendations of the European University Association", 2010).

Developed by a working group:

Head of the Department of Legal Support of the Humanitarian Institute of the National Defense University of Ukraine, Candidate of Law, Associate Professor Colonel of Justice Mykhailo PROKHORENKO.

Head of the Department of Social Sciences of the Humanitarian Institute of the National Defense University of Ukraine, Doctor of Psychology, Professor Colonel Oleh Khmilyar;

Professor of the Department of Legal Support of the Humanitarian Institute of the National Defense University of Ukraine, Doctor of Law, Professor, Officer of the Armed Forces of Ukraine Tymoshenko Andriyovych.

Professor of the Department of Legal Support of the Humanitarian Institute of

the National Defense University of Ukraine, Doctor of Law, Associate Professor, Officer of the Armed Forces of Ukraine Mykola KARPENKO;

Professor of the Department of Legal Support of the Humanitarian Institute of the National Defense University of Ukraine, Doctor of Law, Professor, Officer of the Armed Forces of Ukraine Anatolii Kolodii;

Stakeholders involve:

Deputy Commandant of National Defence University of Ukraine of Ukraine for Scientific Work, Candidate of Military Sciences, Professor, Major-General SHCHYPANSKYI Pavlo Volodymyrovych;

Deputy Director of the Department - Head of the Defense Lawmaking and Legislation Division of the Legal Support Department of the Ministry of Defense of Ukraine Colonel of Justice HANKEVYCH Kyrylo Borysovych

PhD student of the Scientific and Methodological Center for Organization of Scientific and Scientific-Technical Activities of the National Defense University of Ukraine Lieutenant Colonel of Justice Dmytro Borysovych STUPAK.

Guarantor of the educational and scientific program:

Head of the Department of Legal Support of the Humanitarian Institute of the National Defense University of Ukraine, Candidate of Law, Associate Professor Colonel of Justice Mykhailo PROKHORENKO

Reviews and feedback from external stakeholders:

Director of the Department of Military Education and Science of the Ministry of Defense of Ukraine, Doctor of Technical Sciences, Professor, Honored Worker of Education of Ukraine Volodymyr MIRNENKO;

Head of the Department of State Security of the Kyiv Faculty of the National Academy of the National Guard of Ukraine, Doctor of Law, Professor Colonel Oleksandr Kobzar;

Head of the Department of Legal Support of the Military Institute of Taras Shevchenko National University of Kyiv Doctor of Law, Professor, Colonel of Justice Ihor KOROPATNIK.

I. Profile of the educational and scientific program "Law"
in the specialty 081 "Law"

1 – General information	
Full name of the higher education institution and subdivision	The National Defence University of Ukraine
Higher education degree and qualification	Philosophy Doctor 81 “Law”, Philosophy Doctor of Law, 081 “Law”
The official name of the educational program	Law
Diploma Type for the educational program scope	Doctor of Philosophy Diploma, single, the volume of the educational component is 48 ECTS credits. Duration of study: 4 years.
Accreditation availability	-
Cycle/degree	NQF of Ukraine - level 8, QF-EHEA - third cycle, EQF-LLL - level 8
Preconditions	Availability of the second (master's) level of higher education. The requirements for admission are determined by the Rules of Admission to the National Defense University of Ukraine, approved by the Academic Council of the University
Language(s) of instruction	Ukrainian and English
The duration of the educational program	Before updating or introducing a new educational program due to changes in the regulatory framework, based on the results of accreditation, at the request of the customer (no more than the accreditation period)
Internet address of permanent program placement	https://nuou.org.ua/
2 – The purpose of the educational program	
To ensure the training of highly qualified scientific and scientific-pedagogical personnel capable of solving significant problems and independently conducting innovative scientific and technical research, the results of which have theoretical and practical significance in the field of national security law and military law.	

3 – Characteristics of the educational program	
Subject area (area of knowledge, specialty, specialization (if any))	<p>The objects of study are advanced achievements and current issues in the field of national security law and military law.</p> <p><i>Learning objectives:</i> to acquire the ability to solve significant problems in the field of national security law and military law, to expand and reassess existing knowledge and professional practice, to initiate, plan, implement and adjust a consistent process of thorough scientific research in compliance with proper academic integrity, critical analysis, evaluation and synthesis of new and complex ideas.</p> <p><i>Theoretical content of the subject area</i> - basic laws, laws, categories, concepts, concepts, principles and methods related to theoretical and experimental research in the field of national security law and military law.</p> <p><i>Methods, techniques and technologies of scientific cognition:</i> theoretical, general logical, empirical methods of scientific cognition, analysis, synthesis, comparative, information systems and technologies related to theoretical and experimental research in the field of national security law and military law. (08 Law, 081 Law)</p>
Educational program orientation	Educational and scientific (Doctor of Philosophy), academic.
The main educational program focus and specialization focus	<p>Research in the field of national security law and military law.</p> <p>The educational and research program is aimed at training highly qualified scientific and scientific-pedagogical personnel capable of solving significant problems and independently conducting innovative research, the results of which have theoretical and practical significance in the field of national security law and military law.</p> <p>Keywords: national security law, military law, legal support of troops (forces), military legal relations, military legislation, international humanitarian law, legal work in the Armed Forces of Ukraine, economic activity in the Armed Forces of Ukraine</p>
Program peculiarities	The program is focused on an integrated approach to training specialists in national security law and military law who are competent to solve complex tasks and problems under uncertain conditions and requirements, capable of conducting fundamental and applied research on topical issues of legal

	support for the activities of security and defense forces, both in peacetime and in a special period.
4 – Suitability of graduates for employment and further education	
Graduates applicability	Scientific and scientific-pedagogical positions in higher military educational institutions, military units of higher education institutions, scientific institutions and military authorities.
Further education	Doctoral degree, advanced training at leading universities and research institutions in Ukraine and abroad.
5 – Teaching and evaluation	
Teaching and studying	<p>Problem-based learning with the acquisition of competencies necessary to solve significant problems in the field of national security law and military law. Mastering the methodology of scientific and pedagogical work in higher education.</p> <p>The main types of classes are lectures, seminars, consultations, and independent work.</p>
Evaluation	<p>Current control (surveys, individual tasks for the preparation of parts of the dissertation research).</p> <p>Final control (exams, tests).</p> <p>Public defense of scientific achievements in the form of a dissertation</p>
6 – Program competencies	
Integral competence	Ability to solve complex problems in the field of law, national security law, military law and/or research and innovation in the field of national security law and military law and to generate new ideas in the course of professional activities that involve rethinking existing and creating new knowledge.
General competencies (GC)	<p>GC01. Ability to identify, formulate and solve problems.</p> <p>GC02. Formation of a systematic scientific outlook, professional ethics and general cultural outlook.</p> <p>GC03. Ability to conduct research at the appropriate level.</p> <p>GC04. Skills in the use of information and communication technologies.</p> <p>GC05. Ability to communicate in a foreign language.</p>

<p>Special (professional, subject-orientated) competencies (SC)</p>	<p>SC01. Ability to conduct research on the state of proper provision of human and civil rights and freedoms, the legal status of military personnel, legal regulation of the rights and freedoms of military personnel and their protection, in the field of legal education of personnel on compliance with international humanitarian law, measures to clearly prevent crimes against peace, human security and international law and order among military personnel.</p> <p>SC02. Ability to conduct research in the field of national security law and military law, legal support of troops (forces), military legal relations, activities of state authorities to ensure national security and defense and the legal status of components of the security and defense sector.</p> <p>SC03. Ability to develop and improve the theoretical and methodological basis of science and practical methodological approaches to conducting specific legal research in the field of national security law and military law.</p> <p>SC04. Ability to publicly present the results of educational and scientific activities.</p> <p>SC05. Ability to substantiate scientific and pedagogical, scientific and innovative activities in higher military educational institutions, acquisition of pedagogical skills, pedagogical techniques, professional skills of future scientists, teachers of higher military school.</p> <p>SC06. Ability to solve conceptual problems in working with information sources, knowledge of the basics of information retrieval, analysis, and identification of problematic issues in the field of legal principles of intellectual property in Ukraine.</p> <p>SC07. Ability to substantiate the requirements for national security law and military law and use them in planning the development and development of new components of the legal system.</p> <p>SC08. Ability to develop and improve regulations to support the activities of public authorities and components of the security and defense sector at the stages of rulemaking, law enforcement and law enforcement with the help of legal techniques.</p>
<p>7 – Learning outcomes</p>	
<p>Program learning outcomes</p>	<p>LO01. Demonstrate a systematic scientific outlook, professional and scientific ethics, generate new ideas, critically analyze interdisciplinary processes and phenomena, events and situations</p>

in conditions of uncertainty.

LO02. Deliver public speeches of various types (lecture, scientific report, discussion, presentation, report, etc.), building effective interaction with the target audience; apply the basic laws and rules of argumentation and polemics in public speaking and interpersonal communication.

LO03. Critically analyze, evaluate and synthesize new ideas; formulate the methodological basis of scientific research, determine its relevance, purpose and significance for the development of legal science and other fields of knowledge; formulate a hypothesis, scientific apparatus, select research methods, use modern scientific tools.

LO04. To organize and carry out the educational process in the higher military school, in particular, to conduct various types of classes (lectures, group, seminars, practical), consultations, ensuring the achievement of the planned learning outcomes. To provide educational and methodological support for the educational process, in particular, to develop programs and work programs of primary disciplines, methodological developments for training sessions; to develop test tasks of different cognitive levels of complexity.

LO05. Develop, improve and research conceptual, mathematical and computer models of processes and systems, effectively use them to obtain new knowledge and/or create innovative products in the field of national security and military law and related interdisciplinary areas.

LO06. Apply knowledge of the state and foreign languages in educational and scientific activities, in particular when processing foreign language sources, preparing scientific publications, presenting research results to the general scientific community.

LO07. To analyze and interpret legal norms and regulations on the rights and freedoms of servicemen, to provide an adequate legal assessment of the international situation in the field of application of international humanitarian law, to provide legal means to ensure the observance of constitutional rights and freedoms of servicemen.

LO08. Analyze trends in the development of national security law, military law and military legislation, identify promising areas of scientific and legal research.

LO09. Ability to use a system of methods of scientific and legal research, independently apply methods: dialectical, historical, comparative legal, sociological, systemic and structural, questionnaires, document study and observation, apply various forms of presentation of scientific research materials, be able to

	<p>prepare a scientific article, report, review, abstract, process statistical information using computer technology, present the data obtained using graphic means.</p> <p>LO10. Possess in-depth, conceptual and methodological knowledge, as well as developed research skills sufficient to conduct original scientific and applied research at the level of the latest world achievements.</p> <p>LO11. Organize and conduct theoretical and experimental research on scientific projects using scientometric databases.</p> <p>LO12. Be able to work with the legislative and regulatory framework on intellectual property in the state; critically analyze, evaluate and synthesize new and complex ideas in the field of intellectual property, logically coordinate the structural elements of the study, draw conclusions and develop recommendations for intellectual property compliance.</p> <p>LO13. Organize and conduct theoretical and experimental research using conceptual knowledge and conceptual and categorical apparatus of the philosophy of war and peace.</p> <p>LO14. Develop practical proposals based on the results of the study to amend and supplement regulatory legal acts, using the recommendations of linguistics and formal logic, following the basic rules of lawmaking technique; organize research on draft regulatory legal acts, the practice of implementing existing regulatory legal acts and determining their effectiveness.</p> <p>LO15. Demonstrate the principles of high academic integrity and academic culture.</p>
8 – Program implementation resources	
Staffing/personnel	The program involves academic and research staff who have a degree and/or academic title and a proven level of scientific activity.
Logistics	<p>Meets the technological requirements for material and technical support of educational activities in the field of higher education in accordance with the current licensing requirements of the Ministry of Education and Science of Ukraine.</p> <p>Applicants are provided with free access to all resources of the educational environment of the National Defense University of Ukraine, in particular, to the university's classroom fund (lecture rooms, computer classes), library (including electronic) with a reading room, scientific center for distance learning, center for simulation modeling. There are sports grounds, a stadium, and a swimming pool of the Ministry of Defense of Ukraine for leisure activities.</p> <p>For other needs, there is a medical unit, canteens and</p>

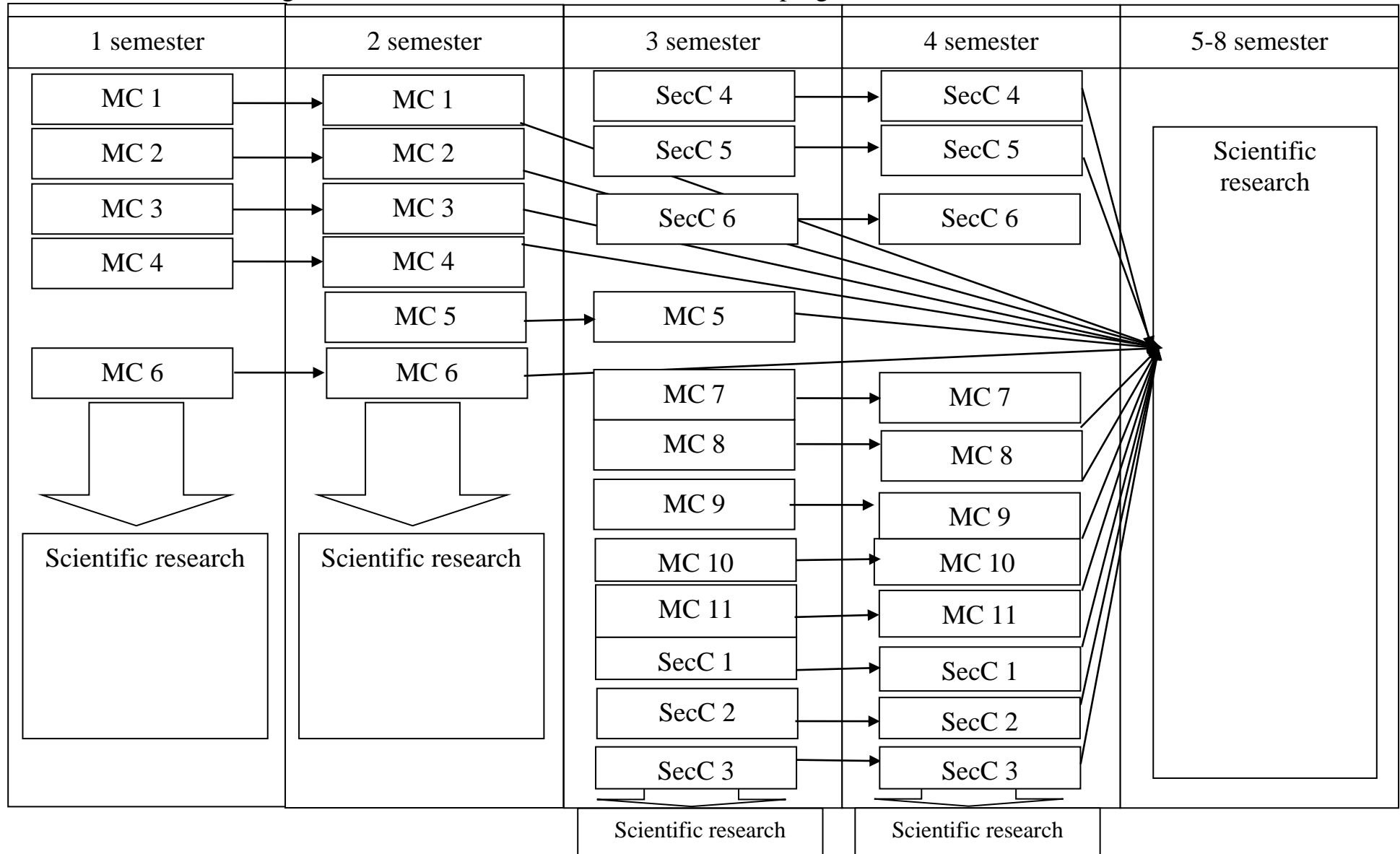
	comfortable dormitories.
Information, education and methodology support	<p>The information support complies with the Licensing Conditions for Educational Activities in terms of technological requirements, as evidenced by the following indicators:</p> <ul style="list-style-type: none"> - provision of the library with the necessary number of domestic and foreign professional periodicals of the relevant or related profile; - All adjuncts have unlimited access to the Internet; - access to databases of periodicals in English of the relevant or related profile; - availability of the official website of the NPO, which contains all the basic information about its activities, which is available in English and adapted for persons with disabilities; - all the necessary documents for the educational program are available (educational and professional program, curricula, work programs of academic disciplines (syllabi), practical training program, methodological materials for the final certification of higher education applicants, etc.) <p>In addition, all the necessary information is available on the NUEO's distance learning platform.</p>
9 – Academic mobility	
National credit mobility	It is carried out in accordance with agreements and memorandums of scientific and technical cooperation with the institutions of the National Academy of Sciences of Ukraine, higher education institutions, military educational units of higher education institutions and scientific organizations
International credit mobility	This is carried out in accordance with the requirements established by the legislation of Ukraine for the preservation of state secrets. In accordance with cooperation agreements with foreign military universities, joint educational and research projects (ERASMUS+, DEEP UKRAINE Program), and participation in international conferences
Training of foreign applicants for higher education	Under separate agreements within the framework of educational and research projects

II. List of components of the educational and scientific program and their logical sequence

2.1 List of components of the educational and scientific program

number	Components of the educational professional program (academic disciplines, course projects (works), internships, qualification work)	Number of credits	Form summary. Control
Mandatory components of the educational and scientific program			
1. Gaining in-depth knowledge of national security law and military law			
MC 1	Legal status of military personnel and protection of human rights and freedoms during armed conflicts	3	E
MC 2	Fundamentals of national security law and military law	3	E
MC 3	Методологія науково-правових досліджень	3	E
2. Mastering general scientific (philosophical) competencies			
MC 4	Philosophy and methodology of science	3	E
MC 5	Modern pedagogical rhetoric	3	E
3. Obtaining universal research skills			
MC 6	Theory and Methods of Scientific Research in Higher Military School	3	DT
MC 7	Teaching methods in a higher military school	3	DT
MC 8	Application of modern information technologies in scientific activities	3	E
4. Obtaining language competencies			
MC 9	Foreign language in scientific activity	6	E
5 Practice			
MC 10	Pedagogical practice	4	Report
MC 11	Research and development practice	4	Report
Total amount of mandatory components		38	
6. Scientific component			
	Scientific research	200	Defense
Selective components			
1. Disciplines of free choice of the PhD student			
SecC 1	Methodology of scientific and scientific-pedagogical activity	3	DT
SecC 2	Current issues of legal technique	4	DT
SecC 3	Basics of working with research projects and scientometric databases	3	DT
SecC 4	Current issues of intellectual property law	4	DT
SecC 5	Philosophy of war and peace	3	DT
SecC 6	Current Problems of the Military Legislation of Ukraine	4	DT
Total amount of elective components that an applicant can choose		10	
TOTAL VOLUME OF THE EDUCATIONAL AND SCIENTIFIC PROGRAM		48	
General procedure for choosing academic disciplines. The applicant chooses academic disciplines from the list of elective disciplines from this EPP with a total of 6 ECTS credits. A compulsory choice is: either pedagogical practice or research practice with a volume of 4 ECTS credits. The total amount of elective components is 10 ECTS credits. Also, the applicant has the right to choose disciplines from the list of disciplines taught by specialists of various institutes and departments of the National Defense University of Ukraine.			

2.2 Structural and logical scheme of the educational and scientific program



III. Form of certification of higher education applicants

Public defense of scientific achievements in the form of a dissertation.

Attestation is carried out openly and publicly, subject to the requirements of the legislation of Ukraine in the field of state secret protection.

A prerequisite for admission to the defense is the successful completion of the individual curriculum and individual research plan by the applicant.

Attestation is completed by issuing a document of the established form on awarding the degree of Doctor of Philosophy to the applicant.

IV. Matrix of correspondence of program competencies to the components of the educational and scientific program

	MC 1	MC 2	MC 3	MC 4	MC 5	MC 6	MC 7	MC 8	MC 9	MC 10	MC 11	SeIC 1	SeIC 2	SeIC 3	SeIC 4	SeIC 5	SeIC 6
GC01			+	+							+			+		+	
GC 02			+		+			+		+	+	+	+		+		
GC 03	+	+		+	+	+			+		+					+	+
GC 04								+		+				+			
GC 05									+								
SC01	+										+						
SC 02	+	+	+			+		+			+	+	+		+		+
SC 03	+	+	+	+		+										+	
SC 04			+							+		+		+			
SC 05			+	+			+			+		+	+			+	
SC 06					+		+				+		+				
SC 07	+	+							+					+	+		+
SC 08	+	+									+					+	

V. Matrix of providing program learning outcomes with relevant components of the educational and scientific program

	MC1	MC2	MC3	MC4	MC5	MC6	MC7	MC8	MC9	MC10	MC11	SeIC1	SeIC2	SeIC3	SeIC4	SeIC5	SeIC6
LO01		+	+	+		+				+	+				+		+
LO 02					+		+	+		+				+	+		
LO 03		+	+	+		+					+	+	+				+
LO 04							+			+			+				
LO 05								+			+					+	
LO 06									+	+	+					+	
LO 07	+																
LO 08	+	+	+	+											+		+
LO 09			+					+			+						+
LO 10					+						+	+	+	+			
LO 11						+	+				+		+	+		+	
LO 12		+	+	+			+							+	+		+
LO 13	+					+	+		+		+				+	+	
LO 14	+	+									+					+	+
LO 15			+	+		+						+			+		

VI. Form of certification of higher education applicants

The dissertation for the degree of Candidate of Sciences should have a main volume of 6.5-9 author's sheets, drawn up in accordance with the requirements established by the Ministry of Education and Science.

The total volume of the dissertation does not include tables and illustrations that completely occupy the page area. One author's sheet is equal to 40 thousand printed characters, including numbers, punctuation marks, spaces between words, which is about 24 pages of printed text when the dissertation is prepared by computer using the Word text editor: font - Times New Roman, font size - 14 pt.

The dissertation is printed on one or two (optional) sides of a sheet of white A4 paper (210x297 mm) with 1.5 line spacing.

The typeface is broom (14 points). It is allowed to prepare a dissertation in LaTeX format with the appropriate style design.

The text of the dissertation must be printed, leaving the following margins: left - at least 20 - 25 mm, right - at least 10 mm, top - at least 20 mm, bottom - at least 20 mm

VII. List of research areas for higher education applicants

I NATIONAL SECURITY LAW:

1. Social relations in the field of national security as an object of law; subject and methods of research, scientific schools, trends and patterns of formation of legal science in the field of national security; conceptual and categorical apparatus, principles and functions of national security law.

2. Legal foundations and problems of formation and development of the national security system, criteria for ensuring national security, objects of national security and subjects of national security.

3. Interests of society, functions of the state, rights, freedoms and duties of a person and citizen in the field of national security; legal basis for the protection of human and civil rights and security, the relationship between the right of society to security and human and civil rights.

4. Legal basis and problems of determining the priorities of national interests, problems and principles of ensuring the protection of vital interests of a person and citizen, society and the state from external and internal threats to the national security of Ukraine.

5. Legal basis for the formation and implementation of state policy on national security, the formation and development of the system of public administration in the field of national security, strategy and tactics of national security; the role of the state and law in ensuring national security.

6. Legal support of national security in the foreign policy, domestic policy, social and humanitarian spheres, economic, scientific and technological, environmental and other spheres; legal framework for combating terrorism, combating corruption and organized criminal activity that pose threats to national security.

7. Theoretical, legal and applied problems of formation and development of state and non-state components of security forces, their legal status, functions and competence, coordination of activities and organization of interaction.

8. Legal principles and problems of the use of forces and means of ensuring national security; legal regulation of complex personnel, information and other types of resource support for the activities of the security forces.

9. Fundamentals of lawmaking in the field of national security; subject, principles, stages and mechanisms of legislative regulation in the field of national security; conceptual, strategic and tactical levels of legal regulation of national security.

10. Legal and Historical Aspects of Ensuring National Security in Ukraine, Experience of Legal Regulation in the Field of National Security of the EU Member States and Other Foreign Countries.

11. Legal basis for the establishment and development of collective and international security systems; legal status of international security organizations with the participation of Ukraine, regulation of their tasks, competence, forms and methods of activity; adaptation of national legislation in the field of national security to the legal standards of the European Union and North Atlantic Treaty Organization member states.

12. Legal basis and problems of participation of citizens, public and other non-governmental organizations in ensuring national security; legal basis for the establishment and development of democratic control over the security and defense sector of Ukraine.

II MILITARY LAW:

13. Subject matter, principles, functions, system and institutions of military law; methodology of research of the basics of military security, state security and state border security, problems of legislation and law in the field of defense.

14. Theoretical and legal foundations of social relations in the military sphere; subjects of military legal relations, the Armed Forces and other military formations of the state as subjects of military law.

15. Protection of human and civil rights, freedoms and security in the military sphere, during military conflicts, anti-terrorist, military, special and peacekeeping operations.

16. Legal basis for the formation and implementation of state policy in the field of defense and the military-industrial complex, ensuring military security of the state, establishment and development of the system of state and military administration in the military sphere; legal regulation of mobilization training, mobilization, territorial defense and implementation of martial law;

17. Theoretical, legal and applied problems of formation and development of defense forces, military and civil-military administrations, systems of state security and state border protection.

18. Legal framework for the protection of state sovereignty, constitutional order and territorial integrity of Ukraine; legal support for the activities of military security, state security, state border security and the military-industrial complex of Ukraine.

19. Legal support of military discipline and law and order; legal principles of establishment and development of the military justice system, organization and activity of military law enforcement agencies, peculiarities of legal responsibility of servicemen.

20. Organizational and legal support of the comprehensive review of the security and defense sector, defense review and review of the defense industry, strategic planning in the field of security and defense.

21. Military duty and military service, legal basis for military service and service in the military reserve.

22. Legal status of servicemen, legal guarantees and social and legal protection of servicemen and members of their families, veterans of military service and persons discharged from military service.

23. Military legislation, military charters and other sources of military law, systematization of military legislation; military law of foreign states and intergovernmental organizations; adaptation of national military legislation to the legal standards of the European Union and North Atlantic Treaty Organization.