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## **ПРИНЦИПИ МІЖНАРОДНО-ПРАВОВОГО СТАТУСУ БІЖЕНЦІВ**

У статті розглянуто принципи правового статусу біженців, як один з елементів їх міжнародно-правового статусу, що визначають сутність та зміст правового становища даної категорії осіб у рамках міжнародного права, обмежують поведінку держав з метою дотримання й поваги до прав біженців, виконують утворювальні функції правозахисної системи, а також регламентують компетенцію держави у застосуванні норм щодо біженців.

**Ключові слова:** біженці, принципи, міжнародно-правовий статус біженців, захист біженців, права людини.

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### **ПРИНЦИПЫ МЕЖДУНАРОДНО-ПРАВОВОГО СТАТУСА БЕЖЕНЦЕВ**

В статье рассмотрены принципы правового статуса беженцев, как один из элементов их международно-правового статуса, которые определяют сущность и содержание правового положения этой категории лиц в рамках международного права, ограничивают государства с целью соблюдения и уважения прав беженцев, выступают в качестве основы правозащитной системы беженцев, а также регламентируют компетенцию государств в применении норм относительно беженцев.

**Ключевые слова:** беженцы, принципы, международно-правовой статус беженцев, защита беженцев, права человека.

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## **THE PRINCIPLES OF THE REFUGEES' INTERNATIONAL LEGAL STATUS**

**Problem setting.** The global and topical nature of refugee rights requires clear and comprehensive international legal regulation of the status of this group of people. The current situation is fuelled by many factors: - by some outdated content of the basic documents in this area; - by the emergence of new regional mechanisms for the defence of the refugees rights; - by the refusal of countries to recognize international standards in this area and share a joint responsibility for the life and security of such persons; - by the spread in developed countries of the policy of “control” migration flows from the so - called “Third World countries»; - by significant difference between the legal refugees status, captured in international agreements, and its actual situation; - by significant growth in the early XXI century of the scale of migration in different regions of the world, caused by the instability of political, socio-economic development and the emergence of new armed conflicts.

**Analysis of recent researches and publications.** The question of refugees' international legal status and the analysis of the principles of the status of the corresponding category is the subject of such foreign and Ukrainian scientists, as Grabar N. M. Goncharenko O. A., Goodwin-Gill G. S., Kotliar O. I., Kozinets G. I., Mun P. G., Poiedynok O. G., Sirant M. M. and others.

**Target of research** is to analyse modern approaches to the definition of the diversity of the principles of the refugees' legal status in international law, as part of the refugees' international legal status, as well as to formulate recommendations on solving problems related to the defence of the refugees' rights in international and national law.

**Article's main body.** The article deals with two groups of principles of refugees' international legal status: general, which are based on the natural legal concept of human rights, recognized by all civilized nations, and which acquire the character of universality and are considered as a standard for countries in different regions of the world; and special, which are jointly developed by countries to protect refugees and are the basis for the implementation of material and procedural legal standards of refugee law.

**Conclusions and prospects for the development:** Following general and specific principals directly form the nature and content of the legal situation of private entity – participants of relations in the framework for international refugee law. General principles are

respect for human rights, equality and non-discrimination. Special ones include: principles of non-refoulement, non-expulsion, voluntary repatriation and reunification of refugee families. The others mentioned in the various works of scientists are rather the principles of cooperation of other subjects of international law – international organizations and countries (allocation of such commitments as reception and resettlement of refugees by all countries) and procedural guarantees (prompt and humane determination of the refugees' status).

**Key words:**

refugees, principles, refugees' international legal status, refugee protection, human rights.