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USING OF FOREIGN EXPERIENCE IN THE ESTABLISHMENT OF ENVIRONMENTAL RESPONSIBILITY OF ENTERPRISES IN UKRAINE

Current Ukrainian economy requires enterprises to account factors previously not considered in the classical economic theory. The economic consequences of poor environmental liability regime are numerous and significant, including the need for government funding for the restoration of the environment, rising health care costs, and the loss of ecosystem functions. Therefore, the study of international practice in implementation of environmental responsibility and the development of recommendations for the implementation of the best examples adapted to the conditions of Ukrainian enterprises is particularly important.

As practice shows, thoughtful environmental liability regime is an essential tool to prevent violations of regulatory environmental requirements. To protect potentially responsible parties on large financial commitments are increasingly used financial support mechanisms, such as environmental insurance. In many OECD countries, business entities, which are subjects to environmental responsibility, may or even have to purchase insurance against potential claims for damages. Responsibility for emergency and gradual pollution can be cov-

ered by general insurance or special environmental insurance.

In Ukraine, despite the adoption of laws and regulations on environmental insurance, the practice of compulsory environmental insurance has very few cases of compensation. The main reason for the inefficiency of the system of environmental insurance is a weak position of responsibility. Thus, the polluter has no incentive to buy insurance to protect itself against the risk of liability.

Insurance is not the only way to provide sufficient financial guarantees of the risk of environmental pollution. There are several other financial instruments that can be used, including bank guarantees, self-insurance and collective guarantees.

The one more important area to bring environmental responsibility of enterprises in Ukraine to international standards is a reorientation of it to the environmental remediation. The size of the environmental damage in Ukraine should be assessed primarily on the basis of assessment of costs on recovery of damaged natural objects or its functions. This recommendation is directly determined by the leading goal of rehabilitation of the environment.