

# **Tsuvina Tetiana**

## **LIST OF PUBLICATIONS**

### ***Dissertations:***

- Tsuvina T. Principle of the Rule of Law in Civil Procedure: Theory and Practice. Dissertation for obtaining a degree of Doctor of Legal Science. Kharkiv, 2021. 600 p. (in Ukrainian);
- Tsuvina T. Right to a Fair Trial in Civil Procedure. Dissertation for obtaining a degree of PhD. Kharkiv, 2013. 220 p. (in Ukrainian);

### ***Books:***

#### *Personal monograph:*

- Tsuvina T. Right to a Fair Trial in Civil Procedure. Kharkiv: Slovo, 2015. 381 p. (in Ukrainian);

#### *Collective monographs:*

- Serhieieva A., Tsuvina T. Access to Justice in Civil Cases: Filling the Gap in the Sustainable Development Agenda. *Law and Sustainability: Perspectives for Lithuania and Beyond*, edited by A. Bartolacelli and D. Sagatiene. Krakow, 2023. P. 241-256.
- Ferz S., Tsuvina T. The Singapore Convention on Mediation: National Implementation Practices and EU Prospects. *The European Union and the Evolving Architectures of International Economic Agreements*, ed. By O. Quirico & K. Kwapisz Williams. Springer, 2023. P. 303-314.
- Tsuvina T. Procedural Abuses: Approach of the ECtHR and National Practice. *Abuses of the rights: monograph* ed. by I. Spasibo-Fateeva. Kharkiv: Ekus, 2021. P. 207-226 (in Ukrainian);
- Tsuvina T. Reasonable Time of a Trial as an Element of the Right to a Fair Trial: Approach of the ECtHR. *Terms in Law. Statute of Limitation: monograph* ed. by I. Spasibo-Fateeva. Kharkiv: Ekus, 2021. P. 142-160 (in Ukrainian);
- Tsuvina T. Problem Issues of the Control for the Bailiffs' Activity. *Execution of Court Decisions: Theory and Practice* ed. by R. F. Hanova, S.O. Kravtsov. Kharkiv: Pravo, 2021. P. 176-192 (in Ukrainian);
- Tsuvina T. Consistency of Judicial Practice as an Element of Legal Certainty: Approach of the ECtHR. *Access to Justice in Conditions of Sustainable Development: to the 30th Anniversary of Ukraine's Independence: a Collective Monograph* ed. by Y. Prytyka and I. Izarova. Kyiv, Dakor, 2021. P. 108-134;
- Komarov V., Tsuvina T. Constitution Reform of the Judiciary and the Principles of Civil Procedure. *Constitution and Constitutional Changes in Ukraine: a Collection of Essays Dedicated to the Memory of V. Musiyaka*. Kyiv: Zapovit, 2020. P. 172-186.

- Tsvina T. International Standards of the Right to a Fair Trial and National Practice of Civil procedure. *Civil procedure of Ukraine: Main Principles and Institutions*. Kharkiv: Pravo, 2016. 125-158 (in Ukrainian);

### ***Research articles:***

#### *Indexed in Scopus and Web of Science:*

- Mazaraki N, Tsvina T. Creating an Effective Mediation Scheme for Business-Related Human Rights Abuses: The Case of Ukraine. *Business and Human Rights Journal*. Published online 2023. P. 1-21. DOI:10.1017/bhj.2023.34
- Tsvina T, Ferz S, Tvaronavičienė A and Riener P. The Implementation of Consensual Tenet in Modern Civil Procedure: Comparative Analysis of Court-Connected Settlement Procedures Applied in Austria, Lithuania, and Ukraine. *Access to Justice in Eastern Europe*. 2024. № 1(22). Published online 20 Dec 2023. DOI: <https://doi.org/10.33327/AJEE-18-7.1-a000109>
- Tsvina T., Ferz S., Tvaronavičienė A., Riener P. The Implementation of Consensual Tenet in Modern Civil Procedure: A European Approach of Court-Related Amicable Dispute Resolution Procedures. *Access to Justice in Eastern Europe*. 2023. № 1 (18). P. 198-224.
- Tsvina T., Ferz S. The Recognition and Enforcement of Agreements Resulting from Mediation: Austrian and Ukrainian Perspectives. *Access to justice in eastern Europe*. 2021. № 1. P. 32-54.
- Tsvina T., Vakhonieva T. Law of Ukraine ‘On Mediation’: Main Achievements and Further Steps of Developing Mediation in Ukraine. *Access to justice in eastern Europe*. 2021. № 1 (in English). URL: [http://ajee-journal.com/upload/attaches/att\\_1643449305.pdf](http://ajee-journal.com/upload/attaches/att_1643449305.pdf);
- Izarova I., Prytyka Y., Tsvina T., Karnaukh B. Case Management in Ukrainian Civil Justice: First Steps Ahead. *Cuestiones Politicas*. Vol. 40 (72). P. 927-938 (in English). URL: <https://produccioncientificaluz.org/index.php/cuestiones/article/view/37812>;
- Komarov V., Tsvina T. The Impact of the ECHR and the Case-law of the ECtHR on Civil Procedure in Ukraine. *Access to justice in eastern Europe*. 2021. № 1 (in English). URL: <https://doi.org/10.33327/AJEE-18-4.1-a000047>;
- Tsvina T., Komarov V. International standard of access to justice and subject of civil procedural law. *Journal of the National Academy of Legal Sciences of Ukraine*, Vol. 28, No. 3, 2021. P. 197-208 (in English);
- Karnaukh B., Tsvina T., Sakara N. Legal protection of bank secrecy: balancing private and public interests. *Financial and Credit Activity: Problems of Theory and Practice*. 2019. № 2(29). P. 21-31 (in English);

Indexed in other scientific databases:

- Tsvina T. Online Courts and Online Dispute Resolution in Terms of the International Standard of Access to Justice: International Experience. *Problems of Legality*. 2020. № 149. P. 62-79 (in Ukrainian);
- Tsvina T. The Role of Supreme Courts: the Balance of Private and Public Interests in Civil Procedure (in Ukrainian). *Problems of Legality*. 2020. № 148. P. 52-65.
- Tsvina T. Access to Justice in Terms of the Rule of Law: Origins of Understanding. *Recht der Osteuropäischen Staaten*. 2020. № 1. P. 84-88 (in Ukrainian);
- Tsvina T. Special Mechanisms for the Guarantying of the Consistency of Court Case-law in Civil Procedure: Experience of Foreign Countries. *Law and Society*. 2020. № 1. P. 170–180 (in Ukrainian);
- Tsvina T. Case Management Concept: Foreign Experience and Prospects for Implementation in Ukraine. *Juridical Scientific Electronic Journal*. 2020. № 1. P. 75–78. URL: [http://lsej.org.ua/1\\_2020/20.pdf](http://lsej.org.ua/1_2020/20.pdf) (in Ukrainian);
- Tsvina T. Prior Judicial Participation of the Judge in a Trial with the Same Litigants: Some Comments about Functional Impartiality of the Judge within the Terms of Rule of Law. *Comparative-analytical Law*. 2020. № 1. P. 218–222 (in Ukrainian);
- Tsvina T. Realization of the Res Judicata Principle in Civil Procedure: Experience of Foreign Countries. *Herald of Kyiv University of Law. Herald of Kyiv University of Law*. 2020. № 1. P. 220–225 (in Ukrainian);
- Tsvina T. Right to an Access to Justice: ECtHR Approach. *Entrepreneurship, Economy and Law*. 2020. № 4. P. 60-69.
- Tsvina T. Formal and Substantive Conceptions of the Rule of Law in Current Discourse. *Entrepreneurship, Economy and Law*. 2020. № 11. P. 197-203.
- Tsvina T. Problem of the Excessive Formalism and the Right to a Fair Trial in Civil Procedure in terms of the Rule of Law Principle. *Lege si Viata*. 2020. № 2/2 (338). P. 90–94.
- Tsvina T. Principle of Res Judicata in Civil Procedure. *Entrepreneurship, Economy and Law*. 2019. № 9 (283). P. 38-44;
- Tsvina T. Consistency of Judicial Practice as an Element of Legal Certainty in Civil Procedure. *Problems of Legality*. 2019. № 146. P. 63-74 (in Ukrainian);
- Tsvina T. ‘Court, Established by Law’ as an Element of the Right to a Fair Trial in Civil Procedure. *Herald of Kyiv University of Law*. 2019. № 2. C. 137-141 (in Ukrainian);
- Tsvina T. National Model of the Appeal and the Right to a Fair Trial: Some Thoughts in Terms of the Rule of Law. *Comparative-analytical Law*. 2019. № 5. P. 139-143.
- Tsvina T. The Retroactive Effect of Legal Acts and the Right to a Fair Trial in Civil Cases in terms of the Rule of Law. *Herald of Kyiv University of Law*. 2019. № 3. C. 172-176 (in Ukrainian);

- Tsvina T. The Principle of Rule of Law in ECHR Practice. *Herald of Kyiv University of Law*. 2019. № 4. C. 373-378 (in Ukrainian);
- Tsvina T. Problem Issues of the Civil Jurisdiction in terms of the Rule of Law. *Problems of Legality*. 2019. № 147. P. 85-96 (in Ukrainian);
- Tsvina T. Constitutional Complaint and Review on Exceptional Circumstances in terms of the Rule of Law. *Subcarpathian Law Herald*. 2019. № 3 (28). P. 136–141 (in Ukrainian);
- Tsvina T. Independence and Impartiality of the Court as an Element of the Rule of Law in Civil procedure. *Theory and Practice of Law*. 2019. № 16(2). URL: <http://tlaw.nlu.edu.ua/article/view/186025> (in Ukrainian);
- Tsvina T. Principle of the Proportionality and Legitimacy of the Limitation of the Right of Access to Court in Courts of Appeal in Civil Procedure. *Visegrad Journal on Human Rights*. 2019. № 5. P. 172–176 (in Ukrainian);
- Tsvina T. Principles of Civil Procedure in the Context of the Constitutional Reform of Judiciary in Ukraine. *Juridic National: Teorie si Practica*. 2019. № 6 (40). P. 128–131 (in Russian);
- Tsvina T. Principle of Legal Certainty in Civil Procedure. *Leges si viata*. 2019. № 9. P. 162-166 (in English);
- Tsvina T. Principle of Proportionality in Civil Procedure. *Law of Ukraine*. 2018. № 10. P. 50-63 (in Ukrainian);
- Tsvina T. Execution of Court Decisions in Ukraine: Reforming the System in Terms of the Right to a Fair Trial. *Problems of Legality*. 2018. № 142. 55-76. URL: <http://plaw.nlu.edu.ua/article/view/141440/141876> (in English);
- Tsvina T. Execution of Court Decisions in Terms of the Right to a Fair Trial. *Problems of Legality*. 2018. № 141. 80-93. URL: <http://plaw.nlu.edu.ua/article/view/131081/130434> (in Ukrainian);
- Tsvina T. Recognition and Execution of International Courts Judgments in Civil Cases in term of the Practice of the ECtHR. *Problems of Legality*. 2017. № 138. 29-42 (in Ukrainian);
- Tsvina T. Reasonable Time of a Trial and the Conception of Judicial Time Management. *Problems of Legality*. 2016. № 132. 65-74. URL: <http://plaw.nlu.edu.ua/article/view/59347/62276> (in English);
- Tsvina T. Features of Calculation of the Reasonable Time of a Trial in Civil Cases in the Context of the ECtHR Practice *Problems of Legality*. 2015. № 130. 95-104. URL: <http://plaw.nlu.edu.ua/article/view/53804/4983> (in Ukrainian);
- Tsvina T. The Protection of the Right to a Fair Trial within a Reasonable Time: Case-law of the ECtHR and Experience of Foreign Countries. *Theory and Practice of Jurisprudence*. 2014. No 5. URL: <http://tlaw.nlu.edu.ua/article/view/62936/5838> (in Ukrainian);
- Tsvina T. Independence of a Court as an Element of the Right to a Fair Trial in Civil Procedure. *Ukrainian Lawyer*. 2014. № 2(27). 101-109. URL: [http://nbuv.gov.ua/UJRN/uy\\_2014\\_2\\_15](http://nbuv.gov.ua/UJRN/uy_2014_2_15) (in Ukrainian);

- Tsuvina T. Reasoning of Court's Decisions and the Right to a Fair Trial in Civil Procedure. *Problems of Legality*. 2013. № 121. P. 215-224. URL: [http://dspace.nlu.edu.ua/bitstream/123456789/6251/2/Tsuvina\\_215.pdf](http://dspace.nlu.edu.ua/bitstream/123456789/6251/2/Tsuvina_215.pdf) (in Ukrainian);
- Tsuvina T. Right to a Court in Civil Procedure. *Forum of Law*. 2012. № 4. P. 990–999. URL: <http://arhive.nbu.gov.ua/e-journals/FP/2012-4/12ctaucc.pdf> (in Ukrainian);
- Tsuvina T. Impartiality of the Court in Case-Law of the ECtHR. *Law of Ukraine*. 2011. № 10. P. 304-372 (in Ukrainian);
- Tsuvina T. Principle of Rule of Law and the Right to a Fair Trial. *Entrepreneurship, Economy and Law*. 2011. № 12. P. 28-32 (in Ukrainian).

### ***Materials of the conferences:***

- Tsuvina T. Impartiality of the Court: International Standards and National Context. *Materials of the Round Table Dedicated to the 18th Anniversary of the European Day of Civil Justice* (Kharkiv, 25 October 2021). Kharkiv: Oberig Ltd., 2021. P. 57-61 (in Ukrainian);
- Conception of the Rule of Law in Works of A. van Dicey. *Actual Ways to Improve Ukrainian Legislation: Collection of Thesis of the XII Ukrainian Scientific-Practical Conference of the Scientists, Practicing Lawyers, Graduate Students and Students* (Kharkiv, 14 November 2020). Kharkiv: Pravo, 2020. P. 84–87 (in Ukrainian);
- Tsuvina T. The Origins of the Idea of the Rule of Law in the Works of Plato. *Materials of the International Scientific Conference* (Kharkiv, 23 November 2020). Kharkiv: NYU, 2020. P. 257–260 (in Ukrainian);
- Tsuvina T. Principle of Rule of Law in Civil Procedure. *Materials of the Round Table Dedicated to the 105th Anniversary of the Birth of Prof. Kats: Collection of Thesis* (Kharkiv, 15 December 2020). Kharkiv: Oberig, 2020. P. 115–118 (in Ukrainian);
- Tsuvina T. Requirements for the Quality of Law in the Case Law of the ECtHR. *Problems of Law-Making, Implementation and Interpretation of Law in the Light of the Principle of the Rule of Law: Thesis of Reports of the Participants of the IV International Scientific Conference* (Ivano-Frankivsk, 3-4 October 2019). Kharkiv: Pravo, 2019. P. 212–215 (in Ukrainian);
- Tsuvina T. Online Mediation: World Experience and Prospects for Ukraine. *5 Years of Dialogue and 25 Years of Mediation in Ukraine: from Confrontation to Understanding*. Kyiv: VAITE, 2019. P. 158-162 (in Ukrainian);
- Tsuvina T. Application of the Proportionality Principle in Determination of the Legitimacy of Restrictions of Access to Justice in the Case Law of the ECtHR. *Legal Doctrine: International Experience and Practical Implementation in Ukraine: Materials of the International Scientific Conference* (Mariupol, 22 May 2019). P. 373-376 (in Ukrainian);

- Tsuvina T. Mediation as a Mandatory Pre-Trial Procedure in Terms of the Access to Justice in Civil Cases. *Bar of Ukraine: Current Situation and Prospects of the Development: Materials of the Ukrainian Scientific Conference* (Kharkiv, 16 May 2019). Kharkiv: Pravo, 2019. P. 180–182 (in Ukrainian);
- Tsuvina T. Universal Principles of Law and the Right to a Fair Trial. *Human rights: Philosophical, Theoretical, Legal and Political Dimensions: Collection of Articles of Participants of the II International Round Table* (Lviv, 24-26 November 2017). Lviv: LOBF ‘Medicine and Law’, 2018. P. 194-220 (in Ukrainian);
- Tsuvina T. Perspectives of the Implementation of Court-related Mediation in Ukraine. *Problems of Civil Law and Procedure: Materials of the Conference*. Kharkiv, HNUVS. 2017. pp. 383-386 (in Ukrainian);
- Tsuvina T. Implementation of Judge-Led Mediation as a Perspective Strategic Pathway of Ukrainian Civil Procedure Legislation. *Ukraine on the Way to Europe: Reforms of Civil Procedural Legislation*. Materials of International Conference. Kyiv. 2017. P. 195-200 (in Ukrainian);
- Tsuvina T. Perspectives of the Implementation of Court-related Mediation in Ukraine. *Problems of Civil Law and Procedure: Materials of the Conference*. Kharkiv, HNUVS. 2017. P. 383-386 (in Ukrainian);
- Tsuvina T. Limitation of the Right to an Access to Court in terms of the Proportionality Principle. *Adaptation of the Legal System of Ukraine to the Law of the European Union: Theoretical and Practical Aspects: Materials of the II Ukrainian Scientific Conference* (Poltava, 23 November 2017). Poltava: Rossava, 2017. Part 2. P. 183–186 (in Ukrainian);
- Tsuvina T. Features of the Interpretation of the Reasonable Time of the Trial in terms of the Time Management Concept. *Legal Technique and Technology: Theory and Practice of Application: Thesis of the Reports of Participants of the II Ukrainian Scientific Conference* (Lviv, 24-25 November 2016). Kharkiv: Pravo, 2016. P. 187-190.
- Tsuvina T. Access to Court as an Element of the Right to a Fair Trial in ECtHR Practice. *Právna veda a prax: výzvy moderných európskych integračných procesov : Zborník príspevkov z medzinárodnej vedeckej konferencie* (Bratislava, 27–28 novembra 2015). Bratislava, 2015. P. 254–257 (in Ukrainian).
- Tsuvina T. Independence of the Judges in terms of the Practice of ECtHR. *Current Issues of Law: Materials of the International Scientific Conference, devoted to prof. Marochkin* (Kharkiv, 30 October 2015). Kharkiv: Pravo, 2015. P. 106-108.
- Tsuvina T. About Principles of Mediation Procedure. *Problems of Civil Law and Procedure*. Kharkiv, HNUVS. 2014. pp. 462-465 (in Ukrainian) etc.