

FEATURES OF RAIDING IN UKRAINE AND METHODS FOR THEIR IMPLEMENTATION

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In the media, discussions often unfold over illegal redistribution of property, constant raider attacks, illegal seizures of enterprises, institutions, organizations or the so-called "raiding". The term "raiding" is so included in the vocabulary of everyday life, to ignore the fact of the existence of this phenomenon is meaningless. However, the main methods of raider capture have not been thoroughly studied, therefore, require detailed study.

The main classical methods of raider attacks, which are most widespread in Ukraine:

- 1) purchase of shares;
- 2) management change;
- 3) errors during privatization.

When implementing the first method, raiders buy up 10-15% of the shares, and this is usually enough to initiate a meeting of owners and make the right decision, for example, on a change of leadership.

When using the second method, it changes through hired management, which can simply "withdraw" assets to structures controlled by the raider or take loans secured by property at high interest rates. The offense consists in the fact that the chairman of the board was presented with a falsified protocol of the general meeting of shareholders, according to which a new composition of the board was appointed, as well as the protocol of the supervisory board in a composition significantly different from that elected at the general meeting. In addition, the security of the hotel complex was changed and control over the constituent documents and the seal of the enterprise was established. The use of the third method is possible when the company is privatized illegally.

The above methods are the so-called "classical" ones, however, recently, in the conditions of the financial and economic crisis, traditional raiding based on legal manipulations has begun to decline, and instead, seizures based on economic models and the use of various information resources are used.

We believe that it is advisable to combine the latest forms of raiding into two main groups:

- 1) debt (using payables, budget debt and using collateral);
- 2) corruption.

Separately, they are rarely used, most often you can find their combinations among themselves. In schemes using accounts payable, the important thing is to obtain information on the financial condition of the enterprise, or rather, on financial stability and its limits. After receiving which, the raider proceeds to buy the accounts payable of the enterprise, and the more its volume is consolidated, the more chances it will absorb the business without any particular risk.

As for the corrupt methods of unlawful seizure of enterprises and businesses, they are very relevant for Ukraine, attractive to raiders and relatively simple to implement. This scheme is one of the most primitive, however, its primitiveness does not reduce its effectiveness, since its main lever is quite tough - it deprives the managers and owners of the object of will to resist and voluntary choice of selling a business instead of criminal prosecution. A business takeover according to this scheme can be organized both by a traditional acquisition customer, with the involvement of specialized raider companies, and independently by a professional aggressive participant in the mergers and acquisitions market, which must profitably realize the accumulated corrupt administrative force.

So, an analysis of the peculiarities of raider seizures in Ukraine showed that in most of them a significant role is played by the corruption component with the involvement of state authorities at various levels.

Keywords: methods of raider attacks; forms of raiding; business.