

## **The liability as a result of guilt**

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**Research Methodology.** Using the cognitive principle, was investigated the concept of responsibility of the person and were outlined the reasons and the necessary conditions of its occurrence. By the method of analysis of scientific papers of eminent scientists with further generalization of the ideas, were explored theoretical and practical approaches to the determination of guilt as one of the bases of liability in civil law.

**Results.** The concept of guilt was analyzed in detail, according to current national legislation. Were explored the basic concepts for understanding of the guilt - psychological and behavioral, which uses modern civil law. Was studied the relationship principle of reasonableness to the concept of guilt, availability and use of which can be seen in Rome and in modern European law.

**Novelty.** In the article was studied the problem of guilt as a condition for occurrence of civil liability. Using arguments was outlined the need to develop a common approach to the notion of guilt and methods for its determination, based on the analysis of the conceptual aspects of establishing guilt and guilt behavior criteria, based on the doctrinal provisions of civil law and national legislation.

**The practical significance.** One of the directions for further study on guilt as a condition of liability in civil law - is to find a reasonable ratio of the size of possible losses and the cost of safety measures, as defined, using the methods of economic analysis of law, would contribute to building model of behavior reasonable person.