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TO THE QUESTION ABOUT THE NEED FOR THE ADOPTION OF INTERNATIONAL LEGAL ACTS AND TAKE RADICAL ACTIONS BY INTERNATIONAL ORGANIZATIONS FOR THE PROTECTION OF HUMAN LIFE AND HEALTH FROM THE NEGATIVE IMPACT OF THE DESTRUCTIVE AND EXTREMIST CULT ORGANISATIONS AND MOVEMENTS

One of the most dangerous to life and health of modern man, preserve her mental integrity bioethical global threats today is the emergence and catastrophic rise in society of destructive and extremist religious organizations, movements and movements. In the modern multiethnic and multicultural society an individual has an increasing urge for new spiritual quests. Unfortunately, behind the façade of a new movement, new spiritual or cultural organisation, to which an individual comes due to the innate interest to novelties, he or she often gets into traps of dangerous entities, which have been created for profits and ambitions of their leaders. Therefore, instead of totalitarian nonreligious organisations that demonstrated themselves as totalitarian cult entities in 1950s–1990s, new structures mushrooming now in the different forms: spiritual and cultural centres, sport and recreation centres, educational establishments, ethnic movements, network marketing and advertisement organisations. Very often on the top of such organisations are people suffering from schizophrenia. You should not forget that many famous leaders of mass movements also suffered from mental illnesses. Due to poor psychological protection of the population of different countries and their insufficient awareness on the everyday level of the danger of external psychological influences which everyone can face, many people, especially children, teenagers, youth, have become victims of such influences. Consequences of such influences are suicides, criminal offences, in particular violent attempts on life and health of others, terrorist acts, often committed by “zombied” persons, who do not control their actions. Even though such organisations often changes names, forms and localities, their content and interests remain unchanged. Stop them by law becomes more and more difficult, if possible at all. Because the evidence for bringing them to liability and terminate their activities is usually weak. It is almost impossible to prove that a person has become a victim of psycho-violence, when they “voluntarily” seize their property to organisation or directly to its leaders, when they commit suicides, or perform aggressive and even criminal actions, which are not usual to them. Only close people can notice such dependence, inadequate behaviour, loss of self-control over one’s actions of persons who trapped in webs of “psycho-spiders”. Thanks to close friends and relatives and their insistence and wish to help, the public find out about the facts of criminal activities of destructive organisations of different types.

At the same time to eliminate such evil, to stop spreading of this “virus” by existing means is impossible. Because, I said before it is very difficult to prove the existence of psychological influence. Moreover, it is almost impossible to recover for a person who has been influenced. To stop such person from dangerous deeds is also impossible since he or she is manipulated by “psycho-spider”, who actions are uncontrollable.

Negative consequences of activities of the totalitarian cults, destructive non-traditional religious movements in Ukraine were particularly manifest back in the first half of 1990-s. It was seen in the activities of the White Brotherhood that damaged lives of thousands of girls and young men in our country, of which we talked at our meeting of the Berlin Dialogue back in 1996, when the judicial proceedings against the leaders of this totalitarian organisation had just finished.

Concerning dynamics of growth in number of cult structure in 1996, it demonstrated that the number of such organisations in the early 1990-s had increase from 79 in 1992 to about 350 in 1996.

In 1996 the new Constitution of Ukraine was adopted. In accordance with requirements of the European Convention on Human Rights and Fundamental Freedoms, Article 35 of our Constitution provided for freedom of thought and religion¹

This right includes the right to practice any religion or not to practice any, freely, either alone or in community, to practice religious cults and rites, conduct religious activities.

The Constitution separated church and religious organisations in Ukraine from the state, and the school from the church. The Constitution also proclaimed that no religion can be acknowledged as a compulsory by the state. The Convention provided persons of the age for military enlistment, who object military service for religious convictions, to replace the military service by alternative (non-military) service.

And even though the Constitution, namely second paragraph of the mentioned Article 35 contains provision that free following of any religion, and free practice, either alone or in community, of religious cults and rites, and

conduct religious activities can be restricted by the law in the interests of public order, health and morals of population or protection of right and freedoms of others, vague and general nature of this provision made it next to useless in practice. Of course it is a pity that the state, the legislature, adopting Constitution the same year, when the judicial proceedings against the “White Brotherhood” (1996) did not made any conclusions about the terrible consequences of the mentioned cult organisation for the society, since thousands of young people that trapped into the “White Brotherhood”, end up by the suicide or by the treatment in the mental asylum hospital.

Moreover, the adoption of the Constitution of the activities of non-traditional movements and religions in our country and greatly intensified their number is constantly growing. This is evidenced, for example, the following figures. In the first year after the adoption of the Constitution of Ukraine (1997) the number of non-traditional religious organizations was 399, and today they have thousands units.

Although the adoption of the Constitution of the Criminal Code of Ukraine was assigned responsibility for violating the rights of citizens regardless of their religion, as well as attacks on public health under the guise perform religious rites, actually after the demonstration trial of the leaders of the “White Brotherhood” religious structure act calmly and confidently under the guise that article 35 of the Constitution of Ukraine. Moreover, they are not just active, they grow as “leaps and bounds”.

Growing penetration of the medium believers in Europe, including Ukraine, have a huge number of missionaries from abroad, and above all – the United States, from eastern countries. Destructive neocult organization quietly continue to register in different European countries. Because most of them are registered as NGOs cultural or educational nature or other humanities as well as sport, health, spiritual centers, the innocent guise of hidden ones as dangerous destructive force.

Although in some countries, particularly in Germany, France, Belgium appeared the special parliamentary or government commissions for studying activities of totalitarian religious organizations in their countries, the situation in this area, unfortunately, not improving. International organizations react until that very sluggishly. Perhaps this is due to the fact that in recent years there has been deliberate penetration followers of these cult organizations, including Scientology, the management structures of the Council of Europe and the EU. So, perhaps, this time international formal structures seemed not to notice dangerous mass manifestations of psihoterrorizm in society which taking place primarily under the influence of destructive cult organizations and movements. Today very often society is facing serious bioethical issues when large groups and sometimes whole countries covering mass or collective psychosis, called “psychic epidemic”. Increasingly, society encounters manifestations of psychosis among adolescents and young people. On different continents are spreading mass killings apparently unmotivated by anything in supermarkets, near railway stations, in hotels and restaurants, in other public places.

Valentina Gatash, referring to the phenomenon of mass psychosis and psycho epidemic who are increasingly taking place around us, says: “Mental epidemic today studied so well that the second half of the last century constructing artificial mental “virus” is increasingly becoming a matter of business and politics, an arena-designed social strategies of different stakeholder groups”².

This frequency psyhoataks, psyhoterror shares of pathogens for which may come from a variety of sources, such as from hidden advertising, movies, sermons leaders of totalitarian organizations and movements, etc., is growing every day. The most common and persistent among the “psychic epidemics” as Valentina Gatash rightly believes that which caused the activities from groups of parareligious character.

Not coincidentally among the subjects of the dangerous influence – leading place today occupy neoreligious destructive and extremist organizations, currents and movements of different kind, type and form, which nowadays increasingly disguised as “normal” non-governmental organizations and charities, using their Member hidden methods of psychoviolence in order to “indoctrinate” these persons and transform them into agents of various criminal acts. Thus, “the construction of artificial mental” virus and its massive use and incredibly intensive spread in the society bears the risk of degradation of the human gene pool and its total destruction.

Identify sources such mental dangers in society is extremely difficult. However, this problem has seriously explored at international and national levels, and to find the solution by introducing appropriate effective organizational and legal measures and developing a system of protecting society from the violence and psychological terror of the destructive and extremist organizations, currents and movements. These problems require urgent and adequate attention of the international community, academic lawyers and their prevention and prevention are governed, of course, at the legislative level. Analyzing the situation in the field can be argued that the lack of legal mechanisms of prevention from psychoviolence and psyhoterrorizm associated with weakness bioethical institute of human rights in the field of prevention, provision and protection of mental health from the destructive influence of extremist religious organizations, currents and movements which in turn is due to the minimum security of the institution’s legal and ineffectiveness of mechanisms that can be applied in practice or even complete lack thereof.

In addition, the lack of standardized and uniform legal standards, regulations and rules in the field of legal regulation in the field of prevention, support of mental health from the destructive influence of extremist religious organizations, currents and movements, both at international and national levels, and accordingly there are no international rules and standards for the prevention people from psychoviolence and psyhoterrorizm of these totalitarian structures.

On World Mental Health Day, which is celebrated October 10, 1992, the year the WHO has once again appealed to all countries calling for the implementation of international and national regulations aimed at preventing and providing mental health population, ending the stigma of depression and mental disorders, which, according to the organization, worldwide suffer more than 350 million people.

After suffering from the disease deprives it possible to function normally, making them easy prey for all sorts of “manipulators”. It was mostly people who suffer from depression are dangerous for adherents of totalitarian society organizations committed under the influence of ideologues and leaders of these organizations are killing members of their families, or strangers. These persons becomes also as “blind” executors of terrorist attacks.

At the same time, the history of humankind demonstrates that appearance of any dangerous illness always forced the society to seek means to cure or prevent such “disease”. Similar to findings vaccines against this or that “virus” to stop or prevent spreading of this “virus”, the spatial “vaccine” should be found against the psychoviolence, against zombing of a person, against dangerous manipulation of human being, his or her mental state and conscience.

Taking into account that the problem of psychoviolence that lead to ruination of an personality, makes a person a tool in the hands of psychomanipulators, causes numerous crimes and like viral disease spreads through the borders and acquires new forms and modifications, has become a global problem, it is not very efficient trying to solve by the domestic means and through the domestic legislation.

Therefore, it seems expedient to make an address on behalf of the national and international NGOs in Europe and worldwide to the parliaments and governments of the countries and to international organisations with a call for seeking and using radical means for prevention and overcoming the psycho-violence in the society.

I propose on behalf of the participants to address UN organisations like the WHO, UNESCO, UNICEF with the following proposals and initiatives, as well as to the Council of Europe and the OSCE and the parliaments of European countries with the following proposals:

I. ON INTERNATIONAL LEVEL

1) To initiate elaboration of an international legal instrument on behalf of all these organisations “On protection of humankind from dangerous influence on human mental state by destructive and extremist organisations and movements”;

2) To initiate elaboration of model project of Code of Bioethics under the auspice of the WHO, for example, in which one of the chapters should regulate problems of prevention and protection of human mental state against destructive and extremist influences in the society;

3) To propose to the Council of Europe to elaborate Convention on protection of population of Europe against psycho-violence by destructive and extremist neo-religious organisations and movements;

4) To propose elaboration, on the basis of an international programme, of universal biophysical, biochemical and bioenergetic methods, technologies and equipment for revealing the hidden individual or mass influence on the human mental state on all stages of the process and means of protection of mental state of people from psycho-violence;

5) To elaborate a model Information note for population to warn everyone about dangerous external psychological influences and which could be disseminated free of charge in different countries in their respective languages and in all forms of information means.

II. ON THE NATIONAL LEVELS

1) To initiate introduction in all educational establishments of the countries of the world special programmes on danger of psycho-violence, its negative consequences for the society and for individual human life and health, his or her property status, on signs by which “psycho-violence” and “psycho-involvement” could be identified;

2) To introduce systematic educational programmes on the most wide-spread mass media, including Internet about the signs of psycho-attack on an individual, on different signs of psycho-violence, its consequences and danger for every individual and the society at large;

3) To adopt on the national level, in the countries which do not have it, a special law “On Mental Health of the Population”, as recommended by the World Health Organisation.

¹ Constitution of Ukraine adopted at the Fifth Session of the Verkhovna Rada of Ukraine, June 28, 1996. – Kyiv: Ukraine Press, 1997; Zakon Ukraine “On Ratification of the Convention for the Protection of Human Rights and Fundamental Freedoms of 1950, the First Protocol and Protocol № 2, 4, 7 and 11 of the Convention” // Supreme Council of Ukraine (BD), 1997, № 40, 263.

² Gatash V. How to protect of themselves from “psyhoinfection”? / V Gatash // Zerkalo Nedeli. – № 5, 11 February 2006.

Резюме

Третякова В. Г. До питання про необхідність прийняття міжнародно-правових актів та вжиття радикальних заходів з боку міжнародних організацій для захисту життя і здоров'я людини від негативного впливу деструктивних та екстремістських культових організацій та рухів.

Статтю присвячено проблемам профілактики та попередження масового психонасильства та психотерору в суспільстві, які є наслідком деструктивної діяльності екстремістських культових організацій, течій та рухів, яка набуває в сучасному світі небезпечно-масового та загрозливого для суспільства та подальшого існування людського генофонду характеру, що вимагає від міжнародних організацій та законодавців різних країн вжиття скоординованих, комплексних, радикальних правових заходів.

Пропонується на виконання рекомендацій ВООЗ прийняття на міжнародному та національних рівнях законів про психічне здоров'я, а також запровадження на міжнародному, регіональному та міжрегіональному рівнях модельного законодавства про попередження та профілактику психонасильства та психотерору з боку екстремістських культових організацій та рухів.

Ключові слова: міжнародне модельне законодавство; екстремістські культові організації, психонасильство; психотерор; психічне здоров'я.

Резюме

Третьякова В. Г. К вопросу о необходимости принятия международно-правовых актов и применения радикальных мер со стороны международных организаций для защиты жизни и здоровья человека от негативного влияния деструктивных экстремистских культовых организаций и движений.

Статья посвящена проблемам профилактики и предупреждения массового психонасилия и психотеррора в обществе, являющихся следствием деструктивной деятельности экстремистских культовых организаций, течений и движений, которая приобретает в современном мире опасный массовый и угрожающий для дальнейшего существования общества и всего человеческого генофонда характер, а значит требует от международных организаций и законодателей разных стран принятия неотложных скоординированных, комплексных и радикальных правовых мер.

Предлагается во исполнение рекомендаций ВОЗ принятие на международном и национальных уровнях законов о психическом здоровье, а также введения на международном, региональном и межрегиональном уровнях модельного законодательства о предупреждении и профилактике психонасилия и психотеррора со стороны экстремистских культовых организаций и движений.

Ключевые слова: международное модельное законодательство; экстремистские культовые организации, психонасилие; психотеррор; психическое здоровье.

Summary

Tretiakova V. To the question about the need for the adoption of international legal acts and take radical actions by international organizations for the protection of human life and health from the negative impact of the destructive and extremist cult organisations and movements.

The article deals with the problems of prevention of mass psychoviolence and psychoterror in society, which are the result of the destructive activities of extremist cult organizations, currents and movements. Such activities threaten the continued existence of the society and of the human gene pool. Therefore it requires the urgent coordinated, integrated and radical legal measures of international organizations and legislators of different countries.

It is proposed to implement the recommendations of WHO at the international and national levels of the draft laws about mental health protection and the introduction of international, regional and inter-model legislation on the prevention by extremist cult organisations and movements activities.

Key words: international model legislation, extremist cult organizations psychoviolence; psychoterror, mental health.

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**СПІВРОБІТНИЦТВО УКРАЇНИ В РАМКАХ ГУАМ:
ПРОБЛЕМИ ТА ПЕРСПЕКТИВИ РОЗВИТКУ**

У сучасний період розвитку міжнародних відносин відбувається інтернаціоналізація національних економік і встановлення контролю держав за їх економічними відносинами на двосторонній та багатосторонній основі. Важливе місце в цьому процесі належить універсальним і регіональним міжнародним організаціям, що здійснюють функції нормотворчості й координаційної діяльності в різних сферах міжнародних економічних та фінансових відносин.

Друга світова війна призвела до створення нової системи міжнародних економічних відносин, яка базувалася на узгодженні суперечливих інтересів держав і виробленні спільних правил їх поведінки, закріплених у конкретних міжнародних угодах.

Водночас існування держав тісно пов'язане із сучасною системою міжнародних організацій. Міжнародні організації являють собою такі утворення, метою яких є покращення та вдосконалення співпраці первинних суб'єктів цих правовідносин, тобто держав. Власне, співпраця держав з багатьох питань була б малоефективною за умови відсутності цих спеціалізованих міжнародних утворень із статусом суб'єкта міжнародного права. Саме бажання держав підвищити рівень співпраці, створити нові форми взаємодії, вдосконалити механізм прийняття рішень і привело до створення та розвитку інституційної системи міжнародного права. «Однією з найважливіших міжнародно-правових форм, у межах якої здійснюється міжнародна співпраця, є міжнародні організації. Життя показує, що в процесі вирішення глобальних проблем держави часто і не безуспішно звертаються до них за допомогою»¹. Так, на думку нідерландського дослідника Я. Тінбергена, «...при вирішенні глобальних проблем необхідно в інтересах самих же суверенних держав