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AUDIT DEVELOPMENT IN UKRAINE: ASPECTS OF REGULATION OF AUDIT ACTIVITY

Auditing in Ukraine is on the path of formation and development, which necessitates the improvement and revision of regulations, which, in turn, leads to an increase in both theoretical and practical aspects of audit and audit activity. Modern conditions of the process of Ukraine's integration into the European space cause the regulatory framework to be adapted to the legislation of the European Union. During the period of operation, the national audit system in Ukraine is constantly improving. The article analyzes the normative documents and publications of scientists to determine aspects of regulatory regulation of audit in Ukraine in connection with its integration and the possibility of adapting existing legislation to the legislation of the European Union. The analysis showed that the audit regulatory system in Ukraine is multilevel, but the main documents governing audit in the country are the Law "On Audit of Financial Statements and Audit activity" and International Standards for Quality Control, Auditing, Review, Other Assurance and Related Services. The levels of normative-legal regulation of audit and the main differences in the structure of normative acts regulating the implementation of audit and audit activities in Ukraine have been considered.

Key words: audit, audit activity, normative-legal regulation of audit activity, International audit standards, internal audit standards.



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Statement of the problem and its connection with important scientific and practical tasks. Effective management of enterprises involves making certain decisions that require information on the reliability of the financial statements of counterparty companies, which is provided based on the results of the audit of financial statements.

Audit of financial statements - an audit service to verify the accounting data and indicators of financial statements and / or consolidated financial statements of a legal entity or representative office of a foreign entity or other entity that submits financial statements and consolidated financial statements of the group, in order to express the auditor's independent opinion on its compliance in all material respects with the requirements of national accounting regulations (standards), International Financial Reporting Standards or other requirements [1].

During the period of operation, the national audit system in Ukraine is constantly improving. Modern conditions of the process of Ukraine's integration into the European space cause the adjustment of the regulatory framework to the legislation of the European Union. In this regard, the regulations of auditors and audit firms need to be clarified and reformed in connection with the alignment of national legislation in the field of audit activity in line with European Union law (with the provisions of Directive 2006/43 / EC and Regulation (EU) 537/2014). One of the directions of such reform was the introduction of the Law of Ukraine "On Audit of Financial Statements and Audit Activity". The path of Ukraine's accession to the European Union makes appropriate requirements for accounting and reporting, harmonization of national accounting and audit on a European scale, but there are a number of problems that require the attention of both scholars and practitioners.

The analysis of the latest publications on the problem. The issues of normative and legislative aspects of the audit were considered in the works of such scientists as Bondar V., Hevlych L., Horyayeva O., Hutsalenko O., Drozdova A., Kylivnyk H., Ostap'yuk N., Podolyanchuk O., Red'ko O., Fabiyans'ka V. and others. But scholars and practitioners do not have a single approach

to defining the audit regulatory system in Ukraine, and that requires further research on this issue.

Forming of the aims of the research. The purpose of the article is to analyze the normative documents and publications of scientists to determine aspects of regulation of audit in Ukraine in connection with its integration and the possibility of adapting existing legislation to the legislation of the European Union.

Giving an account of the main results and their substantiation. In the world practice, there are two concepts of regulation of audit activity. In most European countries (France, Germany, Italy, Spain and Austria), the peculiarity of the audit is its focus on government agencies and banks, which are the main users of reporting and audit information, so the audit is strictly regulated and controlled by the state (government regulation of audit activities).

In the countries of the Anglo-American system (USA and Great Britain and others, developing countries under their influence) the peculiarity of the audit organization is its focus on non-state users - shareholders, investors, insurance companies, investment funds, so the audit is regulated by professional public audit organizations and is minimally controlled by the state. Regulation of audit in Ukraine is carried out in accordance with the Anglo-American approach - the state only sets the list of requirements for the audit, and the methodology is determined by such professional public audit organizations as the Audit Chamber of Ukraine, the Union of Auditors of Ukraine and their branches by approving standards. norms, regulations, instructions, explanations [5].

In the economic literature there is no single approach to defining the system of regulation of audit activity in Ukraine. Some scholars identify certain levels of audit regulation.

Thus, Bondar V. distinguishes soft, rigid and mixed models of organization and regulation of auditing [3]. The soft model is used in the USA, Great Britain, the Republic of Bulgaria, the hard model in France, Germany, Israel, Poland, the Russian Federation, the Republic of Belarus, the mixed model in Ukraine, the Czech Re

public, the Republic of Lithuania, and the Republic of Moldova. But the distribution is conditional, because the state in any country supervises audit activities to some degree, so most models are mixed.

Hevlych L. and Kylivnyk H. believe that the system of regulation of audit in Ukraine is two-tier (International standards of quality control, audit, inspection, other assurance and related services and internal standards) and is based on joint state-professional regulation [5].

According to Podolyanchuk O., it is necessary to distinguish three levels [7]: state (Constitution, Commercial Code, Civil Code), professional (Law of Ukraine "On Audit of Financial Reporting and Auditing" and other Laws of the Verkhovna Rada) and internal regulation (International Audit Standards). , acts of the Audit Chamber of Ukraine (normative, local, interpretations), internal audit standards.

Also in the opinion of the author to the regulatory support of the audit activity we should include level IV - special - Other regulations of ministries and departments, P (S) BU, Guidelines, recommendations and instructions, etc. Some scholars distinguish four main levels: first-level documents define the place, role and tasks of auditing in the financial and economic system (Law of Ukraine "On Audit otFinancial Statements and Audit activity"), second-level documents define general issues of audit regulation, which are mandatory for all audit entities (various laws and regulations), the third level is represented by documents establishing rules that are also mandatory for all actors in the audit services market (external audit standards), the fourth level includes documents, detailing and defining uniform requirements for the conduct and design of internal audit of firms (internal standards of audit firms, approved by them to ensure the effectiveness of auditors word and its adequacy to the requirements of International Standards on Audit) [4].

In our opinion, the most appropriate among the existing systems of regulation of audit activity is a multi-level system considered by Fabiyans'ka V. and Hutsalen-ko O., which includes five levels of regulation of independent audit in Ukraine [9].

Table 1
Levels of legal regulation of the independent audit in Ukraine [9]

Level	Document /	Characteristics	
of regulation	group of documents		
Level I	Economic Code of Ukraine	Since audit activity is a type of business activity, respectively, in Art. 362 of the Commercial Code of Ukraine its stipulated that audit activity is an independent professional activity of auditors and audit entities registered in the Register of auditors and audit entities for provision of audit services.	
Level II	Law of Ukraine "On Audit of Financial Statements and Audit Activities"	Defines the legal basis for the audit of financial statements, audit activity in Ukraine, regulates the relations arising from its implementation, and brings the rules of national legislation in the field of audit activity in accordance with European Union law	
Level III	International standards for quality control, audit, in- spection, other assurance and related services	Code of Ethics for Professional Accountants [10] Auditing standards form uniform basic regulatory requirements for the quality and reliability of audit, which ensure compliance with a certain level of assurance of audit results. As the economic situation in the country changes, the standards may be revised periodically.	

Continue of table 1

Level of regulation	Document / group of documents	Characteristics
		On the basis of audit standards, training programs for the training of auditors and uniform requirements for conducting qualifying examinations for the certification of auditors are formed. Audit standards determine the general approach to the audit, the scope of the audit, the types of auditors' reports, issues of methodology, the basic principles of professional ethics, which must be followed by all audit entities
Level IV	Provisions adopted by the Public Oversight Body, the Audit Chamber of Ukraine, other legislative acts regulat- ing the audit	This level is formed by documents on professional regulation of auditing activities, which are entrusted to the Public Oversight Body, the Audit Chamber of Ukraine. The purpose of their activities is to ensure the high quality of auditing activities and protect the interests of auditees. Such documents also determine the auditor's responsibility for the inadequate quality of audit services
Level V	In-house audit standards	Internal Audit Standards (IAS) are a set of principles, methods, techniques and methods used by an audit firm in providing audit services, preparation of documentation, based on the established rules and features of the audit firm

Thus, in table 1 shows the main regulations governing audit activity in Ukraine, the most important of which are the Law "On Audit of Financial Statements and Audit Activity" and International Standards for Quality Control, Audit, Review, Other Assurance and Related Services.

The Law of Ukraine "On Audit of Financial Statements and Audit Activity" defines: the concept of audit; subjects of audit activity, their rights, duties, special requirements and responsibilities; the procedure for providing audit services; management of audit activities; other issues. Also, the Law of Ukraine "On Audit of Financial Statements and Audit Activities" established a Public Oversight Body (consisting of the Audit Oversight Board and the Quality Assurance Inspectorate), which will primarily monitor the quality of audit services provided to the enterprises of public. Interest and determines the features of the mandatory audit and audit of enterpris-

es of public interest.

The Law of Ukraine "On Audit of Financial Statements and Audit Activities" was enacted on January 1, 2018, until now auditing activities were regulated by the Law "On Audit Activities" of April 22, 1993 № 3125-CP (as amended)). For a more detailed analysis of the Law of Ukraine "On Audit of Financial Statements and Audit Activity", in our opinion, it is first necessary to determine its differences from the previous legislative act in the field of audit and audit, namely the Law of Ukraine "On Audit Activity" . The main difference between the structure of the New Law and the previous one is its significant expansion, which consists of Chapter IX with 52 articles and final provisions, while the previous Law consisted of Chapter VI with 22 articles and final provisions.

In our opinion, it is necessary to consider the main differences in the structure of these regulations (table 2).

Table 2
Analysis of the structure of the current Law of Ukraine "On Audit of Financial Statements and Audit Activity" and the Law of Ukraine "On Audit" on the regulation of audit and audit activity*

	### ### ### ### ### ### #### #########	1144410 011	the regulation of addit and addit delivity	
№ sec-	Law of Ukraine "On auditing"		Law of Ukraine "On the audit of financial statements and auditing activities"	
tion	Section name	Article numbers	Section name	Article numbers
I	Terms	1 - 9	Terms	1 - 12
II	Certification of auditors and register of audit firms and auditors	10 – 11	Professional standards and audit report	13 - 14
III	Audit Chamber of Ukraine	12 - 15	Public oversight of auditing activities	15 - 18
IV	The procedure for conducting audits and providing other audit services	16 – 17	Certification of auditors	19
V	Rights and responsibilities of auditors and audit firms	18 – 20	Registration of auditors and audit entities	20 – 22
VI	Responsibility of auditors and audit firms	21 – 22	Features of the mandatory audit and audit of enterprises of public interest	23 – 39
VII	Final provisions	6 points	Ensuring the quality of audit services	40 - 41
VIII	-	-	Professional responsibility of auditors and audit actors	42 – 45
IX	1	-	Professional self-government of auditors	46 -52
X	-	-	Final and transitional provisions	12 points

^{*}Compiled by the authors based on sources [1,2]

As can be seen from table 2 the structure of the current law is significantly different from the previous one, new sections have appeared, and the articles of the law have significantly expanded the provisions and explanations to it, also expanding the scope of its influence.

Also, the Law of Ukraine "On Audit of Financial Statements and Audit Activities" established a Public Oversight Body (consisting of the Audit Oversight Board and the Quality Assurance Inspectorate), which will primarily monitor the quality of audit services provided to public enterprises interest and determine the features of the mandatory audit and audit of enterprises of public interest.

According to the legislation [1], the Public Oversight Audit Authority is a legal entity under public law, which is not for profit and is obliged to keep accounts, submit and publish financial statements prepared in accordance with International Financial Reporting Standards, and its annual financial statements are subject to mandatory audit by an independent audit entity, the selection procedure of which is determined by the Cabinet of Ministers of Ukraine. Rights, responsibilities, financing, liquidation, etc. of the Public Oversight Body for Audit Activities, as well as the procedure for formation and functioning of the Supervisory Board, formation and functioning of the Inspectorate and disclosure of information about its activities are provided by Articles 15 - 18 of Section III audit of financial statements and audit activities "[1].

Thus, according to Art. 15 of Section III of the Law of Ukraine "On Audit of Financial Statements and Audit Activities" - "The body of public oversight of audit activities provides supervision and is responsible for overseeing: - registration of auditors and audit entities; implementation of International Standards on Audit; control over the certification of auditors and continuous training of auditors who carry out mandatory audit of financial statements; - disciplinary proceedings against auditors and audit entities that carry out mandatory audit of financial statements; - application of penalties. ... considers cases of administrative offenses (including at the request of users of financial statements) related to violations of the law in terms of failure to provide information to the Public Oversight Audit Authority in cases provided by this Law, and failure to disclose financial statements

together with the audit report "[1]. At the same time, the Law stipulates that part of the powers may be delegated to the Audit Chamber of Ukraine in the absence of the possibility of conflicts of interest, in this case, the Public Oversight Body supervises the exercise of these powers, and in case of systematic non-fulfillment, conflict of interest in the implementation and violation of the Law of Ukraine "On Audit of Financial Statements and Audit Activity" the body of public oversight of auditing should initiate an extraordinary congress of auditors to terminate the powers of members of the UBA Council [1].

The following powers may be delegated to the Audit Chamber of Ukraine by the Public Oversight Body for Audit Activities: - "registration of auditors and audit entities; - control over the continuous training of auditors who carry out the mandatory audit of financial statements of enterprises of public interest; - quality control of audit services of audit entities that carry out mandatory audit of financial statements, except for the audit of financial statements of enterprises of public interest; - carrying out disciplinary proceedings against audit entities that audit the financial statements of enterprises of public interest "[1].

In carrying out audit activities, in addition to the Law of Ukraine "On Audit of Financial Statements and Audit Activities", auditors also use the relevant audit standards: international; national; intra-firm. The general approach to the audit, the scope of the audit, the types of auditor's reports, the methodology and the basic principles to be followed by the auditors, determine the international audit standards [10].

International Standards on Audit (ISAs) are a set of professional standards that establish rules for the provision of audit services and address ethics and quality control issues as defined by International Standards on Quality Control, Audit, Review, Other Assurance and Related Services adopted by the International Audit Council audit and assurance standards, as well as the International Code of Ethics, adopted by the Council on International Standards of Ethics for Accountants and promulgated by the International Federation of Accountants [1].

International auditing standards are classified into 10 groups (table 3).

Table 3

Classification of International Standards on Audit*

ISA Groups	Characteristics
Group 1	Standards, that define the legal status of ISAs contain a list of terms, describe the
"Introductory remarks"	structure of ISAs and provide a classification of related services (ISA 100-120).
Crown 2	Standards, that define the objectives and basic principles of audit, the responsibilities
Group 2 "Obligations"	of audit and auditors, address issues related to quality control of auditors, the form and
Obligations	content of working papers, define the concepts of "fraud" and "error" (ISA 200-260).
Group 3	Standards, describing the process of planning audits, the auditor's understanding of the
"Planning"	client's business, gives an interpretation of the concept of materiality in the audit (ISA
Flamming	300-320).
Group 4	Standards, describing the processes of risk assessment and internal control systems of
1	the client, including when the client uses computer information systems, as well as if
"Costs (system) of internal control"	the client's accounting is conducted by service organizations (accounting and audit
ternal control	firms) (ISA 400-402).

Continue of table 3

ISA Groups	Characteristics	
Group 5	Standards, that define the process of collecting audit evidence in different situations,	
"Audit evidence"	reveal the content and nature of analytical procedures, spot checks (ISA 500-580).	
Group 6	Standards describing the use of other independent auditors, the client's internal audi-	
"Using the work of third	tors, experts and specialists in various fields during audits (ISA 600-620).	
parties"		
Group 7	Standards, that provide recommendations on the form and content of audit conclu-	
"Audit conclusions and	sions, preparation of auditors' reports, the procedure for including additional infor-	
reports"	mation in these reports. (ISA 700-720).	
Group 8	Standards, that define an auditor's action during formation of the report on special	
"Specialized audit areas"	audit task, as well as in the study of projected audit information (ISA 800-810).	
Group 9	Standards, that guide auditors in the provision of related services: general audits of	
"Related services"	financial statements, compliance with agreed procedures, compilation (preparation)	
	of financial statements (ISA 910-930).	
	standards, which disclose the features of the audit of international banks, as well as	
Group 10	the features of the audit in the case of customers using computer information sys-	
"Regulations on Interna-	tems. This group also addresses various issues of conducting audits of checks: com-	
tional Audit Practice"	munication with customer management, audit of small businesses, etc. (ISA 1000-	
	1010).	

^{*} Compiled by the authors based on sources [10]

In the system of regulation of audit activity an important role belongs to internal standards - a set of principles, methods, techniques and methods used by the audit firm to provide audit services, compilation and presentation of their results, based on established rules and features of the audit firm [7]. It is especially important to apply internal standards in the activities of audit firms during the inspection of enterprises in certain industries that have certain features of activity, including food industry enterprises, such as meat and meat products enterprises; processing and canning of fish, crustaceans and mollusks; production of oil and animal fats; production of products of the flour and cereals industry, starches and starch products; grape wines, etc. and various organizational forms (micro and small business enterprises, medium business enterprises, large business enterprises, associations of enterprises, etc.).

Conclusions and prospects of the further investigations. The results of the fulfilled study allow us to draw the following conclusions:

- audit activity in Ukraine is on the path of formation and development, which causes the improvement and revision of regulations, which, in turn, leads to an increase in both theoretical and practical aspects of audit and audit activity;
- the study showed that the audit regulatory system in Ukraine is multilevel and based on the Commercial Code of Ukraine, the Law of Ukraine "On Audit of Financial Statements and Audit Activity", international standards of quality control, audit, review, other assurance and related services, provisions, internal standards, but the main documents governing the audit activities in the country are the Law "On Audit Financial Statements and Audit Activity " and International Standards for

Quality Control, Audit, Review, Other Assurance and Related Services.

- analysis of the structure of the current Law of Ukraine "On Audit of Financial Statements and Audit Activity" and the Law of Ukraine "On Audit Activity" on the regulation of audit and audit activity showed that the current law is more extensive and detailed, has additional sections and that created the Public Authority supervision, which will control the quality of audit services and determine the features of the statutory audit and audit of enterprises of public interest.
- the study showed that International Standards are the basic provisions, the basis for conducting and regulating audit activities in Ukraine, but to ensure high quality audits in modern conditions of audit firms, streamlining and facilitating of audit work, comparability of quality of individual audit organizations, the connection of certain elements of the audit process, the introduction of new research into audit practice, as well as eliminating the need for control by the state, etc., which leads to professional growth of the firm, increase of its rating and competitiveness in the audit services market, we need is the application of internal standards which requires further research.
- The study showed that recently the country has undergone important changes in the field of audit, aimed at improving the quality of audit and harmonization of national accounting and auditing in Europe, but which require further improvement and transformation of domestic legislation in connection with Ukraine's integration to the countries of the European Union and conducting future research on the regulation of audit activities in Ukraine.

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РОЗВИТОК АУДИТУ В УКРАЇНІ: АСПЕКТИ РЕГУЛЮВАННЯ АУДИТОРСЬКОЇ ДІЯЛЬНОСТІ

Аудиторська діяльність в Україні перебуває на шляху становлення та розвитку, пов'язаних з інтеграцією України до європейського простору, що викликає необхідність вдосконалення та перегляду нормативно-правових актів та їх пристосування до законодавства країн Європейського Союзу, це, в свою чергу, призводить до підвищення рівня як теоретичних, так й практичних аспектів аудиту та аудиторської діяльності. За період функціонування національна система аудиту в Україні постійно удосконалюється. В статті проведено аналіз нормативних документів та публікацій вчених щодо визначення аспектів нормативного регулювання аудиторської діяльності в Україні у зв'язку з її інтеграцією та можливістю адаптації чинного законодавства до норм законодавства країн Європейского Союзу. Аналіз показав, що система нормативного регулювання аудиту в Україні є багаторівневою, але основними документами, що регулюють аудиторську діяльність в країні є Закон «Про аудит фінансової звітності та аудиторську діяльність» та Міжнародні стандарти контролю якості, аудиту, огляду, іншого надання впевненості та супутніх послуг. В статті розглянуті рівні нормативно-правового регулювання аудиту та основні відмінності у структурі нормативних актів, що регулюють здійснення аудита та аудиторської діяльності в Україні. Визначено, що для забезпечення високої якості проведення аудиторсь-

ких перевірок в сучасних умовах діяльності аудиторських фірм, раціоналізації та полегшення аудиторської роботи, порівнянності якості роботи окремих аудиторських організацій, зв'язку окремих елементів аудиторського процесу, впровадження в аудиторську практику нових наукових досліджень, а також усунення необхідності контролю з боку держави тощо, що призводить до професійного росту фірми, підвищення її рейтингу та конкурентноздатності на ринку аудиторських послуг є застосування внутрішньофірмових стандартів.

Ключові слова: аудит, аудиторська діяльність, нормативне-правове регулювання аудиторської діяльності, Міжнародні стандарти аудиту, внутрішньофірмові стандарти аудиту.

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