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**MEDICAL AND PHARMACEUTICAL WORKERS AS SPECIAL SUBJECTS OF CRIME CRIMINAL CODE (ART.140 OF UKRAINE)**

Low-quality medical care can damage human rights and freedoms, in particular, cause serious bodily harm or even death. Causing such consequences encroaches upon the norms protected by the criminal legislation of Ukraine, as a result, for the commission of relevant acts there is a criminal responsibility. The article explores issues related to the determination of general and special signs of the subject of the crime provided for in art. 140 Criminal Code of Ukraine «Inadequate performance of professional duties by a medical or pharmaceutical worker».

There is a claim that the notion of «medical» and «pharmaceutical» workers are in subordination relations, under which the scope of the second concept is fully covered first. However, even with such provisions in mind, we can not say that in the title in the disposition of art. 140 of the Criminal Code of Ukraine, an indication of a pharmaceutical worker is superfluous and it is sufficient to determine only the medical worker by the subject. After all, we are talking about two different professions, although they have much in common, but each has its own individual characteristics.

Analyzing the concept of «pharmaceutical assistance» and «medical care» in the article, we can conclude that pharmaceutical assistance is different from medical care. Therefore, the pharmaceutical worker performs other professional duties than the medical worker. This circumstance is confirmed also by the legislator, does not identify medical and pharmaceutical workers and in what these concepts specified separately. So, the conducted research allows us to state that the pharmaceutical worker has his (inherent only to him) both general and additional (special) signs, which makes it possible to distinguish him from a medical worker, and also that they perform various professional duties, consisting in providing separately pharmaceutical and medical care.