

## BESEDIN, Gleb Yevgenievich

Postgraduate  
Lomonosov Moscow State University Law School

### Recognizing statements inadmissible as hearsay (Article 75(2).2 of the Criminal Procedure Code of the Russian Federation): obvious uncertainty

**Keywords:** Hearsay; inadmissibility; favor defensionis

The paper analyzes the rule of recognizing statements inadmissible as hearsay evidence in criminal proceedings, established in Art. 75(2).2 of the Criminal Procedure Code of the Russian Federation. The purpose of the rule seems to be obvious: it is unacceptable to use evidence which truth or falsity cannot be verified. However, a closer look at the rule reveals that its content and applicability are far from being obvious

## CHANNOV, Sergey Evgenievich

Doctor of legal sciences  
Professor  
Head of department of state service law and labour law  
Stolypin Povolzhskiy Institute of Management  
Russian Academy of National Economy and State Service  
Professor

Department of customs law, administrative law and financial law  
Saratov State National Research University

### Protection of rights of digital currency owners in Russian Federation: problems and prospects

**Keywords:** Cryptocurrency; digital currency; digital rights; protection of property rights; property

Uncertainty of the legal regime of digital currency hinders effective protection of the owners' rights. The author believes that despite positive expectations the law 'On digital financial assets and digital currency' did not improve the situation. The author provides suggestions regarding the determination of the nature of digital currency.

## ERKIN, Artem Alexandrovich

Deputy dean for digital development and continuing education  
Junior research associate  
Lomonosov Moscow State University Law School

## DYAKOVA, Natalia Vladimirovna

Candidate of psychological sciences  
Coordinator of programs of continuing professional education  
Forensic science program  
Senior research associate  
Lomonosov Moscow State University Law School

### Public forensic examination: prospects of development and expert training problems

**Keywords:** Continuing professional education; law faculty; forensic examination; psychological assessment; program of continuing education; technologies of remote education

The paper considers the issues of training experts within the program of forensic science offered by the Lomonosov Moscow State University Law School. The authors discuss the program requirements, eligibility requirements, education and qualification of public and independent forensic experts.

## MUKHAMETGALIEV, Denis Maratovich

Postgraduate  
Lomonosov Moscow State University Law School

### Third party and their role in obligation

**Keywords:** Third party; legal interest; obligation; contract; interference with contractual obligation

The paper discusses the unspecific nature of the concept of a third party, as well as their role in the obligation. The author points to the lack of clear boundaries between the concepts of 'other persons' and 'third parties' in modern legislation. At the same time the distinction between these concepts allows one to determine the qualifying feature of any third party. The author analyzes the disadvantages and advantages of the main approaches to the concept of a third party previously expressed in legal science.

## OGANESYAN, Roman Gevorgovich

Junior research fellow  
Centre for scientific research  
All-Russia State University of Justice  
(RAJ Ministry of Justice of Russian Federation)

### Ministry of Justice of Russian Empire and judicial counter-reform

**Keywords:** Judicial reform; counter-reform; Ministry of Justice; Judicial Statutes; court; court procedure

The paper analyses the work of Ministry of justice during one of the most challenging periods of political and legal history of Russia, i.e. the period of counter-reforms. To implement the plan of the government to 'reform the reforms' the Ministry of Justice was entrusted with special, quite demanding tasks of collecting, analyzing and systematizing data on the outcomes of enforcement of Judicial Acts and developing law drafts on the system of courts and court procedure. The author analyzes the work of those in charge of implementation as well as implementation results.

## SANGULIYA, Aslan Daurovich

Senior lecturer  
Department of state and law  
Abkhazia State University Law Faculty (Sukhum, Abkhazia)

### Role of law technique in implementation of legal policy

**Keywords:** Law technique; legal regulation; law-making process; legal acts; legislative process; law enforcement; science; doctrine

The paper analyses the institute of law technique as a theoretical branch which ensures more efficient work of the state in law-related matters. The author outlines the problems of law technique and discusses how they could be tackled. The paper provides recommendations to law-making bodies on how to expand the scholarly basis and improving effectiveness of legislation.

## SEREBRENNIKOVA, Anna Valerievna

Doctor of legal sciences  
Professor  
Department of criminal law and criminology  
Lomonosov Moscow State University Law School

## TREFILOV, Alexander Anatolevich

Candidate of legal sciences  
Associate professor  
National Research University Higher School of Economics Law Faculty

### Digital rights characteristics: criminal law perspective

**Keywords:** Digital assets; digital rights; theft; target of crime; cryptocurrency; tokens

Development of criminal law should also keep pace with progress in the field of information technologies. The existing criminal law tools presently do not allow to counteract crime effectively in the course of its digital transformation. The authors discuss the methods of counteracting theft of digital rights and assets and designing a new framework for the new circumstances.

## TENISHEV, Andrey Petrovich

Candidate of legal sciences  
Head of Department of competition law  
MM. Speransky Russian Academy of National Economy and Public Administration  
Institute of Law and National Security

## DANILOVSKAYA, Anna Vladimirovna

Candidate of legal sciences  
Associate Professor  
Department of civil law and civil procedural law  
Khabarovsk State University of Economics and Law Faculty of Law

### Priority directions of criminal law policy in sphere of competition protection

**Keywords:** Criminal law protection of competition; cartel; anti-competitive agreements; cooperation of law enforcement bodies and anti-trust service; economic security threat

The paper discusses priority directions of criminal law policy in the sphere of competition protection. In the context of the National Security Strategy of the Russian Federation, the Economic Security Strategy of the Russian Federation, the fight against cartels, given its priority, has been taken to a new level. This also implies further development of the administrative framework of anti-trust and law enforcement bodies as well as introduction of new criminal law measures. The authors discuss the inconsistency of the actions of the Federal Antimonopoly Office, the problems of the current legislation, and analyze the legislative drafts aiming to eliminate those problems.

## TOMSINOV, Vladimir Alekseevich

Doctor of legal sciences  
Full professor  
Lomonosov Moscow State University Law School

### Andrey Yanuarievich Vyshinsky (1883—1954), statesman and legal scholar. Article sixty-four

**Keywords:** USSR; soviet jurisprudence; soviet criminal law; A.Ya. Vyshinsky; N.V. Krylenko

The paper continues the series of works devoted to the professional career and academic legacy of A.Ya. Vyshinsky. The paper continues the discussion on the formation and development of the theoretical basis of the Soviet science of civil law.

## USOLTSEV, Egor Yurievich

Postgraduate  
Department of civil law and business law  
Novosibirsk State University of Economics and Management  
Magistrate of 1st judicial district of Chanovsky judicial district of Novosibirsk region

### On measures for prevention of legal rights abuse by consumers

**Keywords:** abuse of rights; consumer; consumer rights protection tools; modernisation of legislation

Abuse of legal rights in general and abuse of rights by consumer in particular constitute a serious legal issue that requires close examination. Extensive research and analysis should be carried out to identify the conditions conducive to abuse of rights and to develop measures to prevent such abuse.

## VLASOVA, Natalia Anatolyevna

Doctor of legal sciences  
Professor  
Lead research associate  
All-Russia Science and Research Institute  
Ministry of the Interior of Russian Federation

## VLASOVA, Vera Sergeevna

Chief research associate  
All-Russia Science and Research Institute  
Ministry of the Interior of Russian Federation

### Challenging expert in case of expert's incompetence

**Keywords:** Challenge of expert; characteristics of incompetence; informing of forensic report order; refusal to provide expert opinion

The paper analyzes the problems of challenging an expert due to their incompetence, the discussion of the problems builds on the analysis of court practice, pertinent legislation, and investigation practice. The paper provides the definitions and characteristics of the notions of 'competence' and 'incompetence', outlines the gaps in the legislation and possible ways of changing and amending the norms of the Russian Federation Criminal Procedure Code.

## ZHUK, Oleg Dmitrievich

Doctor of legal sciences  
Full professor  
Director of Scientific and Educational Center for Combating Organized Crime and Corruption  
Lomonosov Moscow State University Law School

Russian Academy of Natural Sciences  
Academician

Honorary worker of Public Prosecution Office of the Russian Federation

### Legislative initiatives on counteracting organized crime and measures for development of penitentiary legislation

**Keywords:** Organized crime; high position in criminal hierarchy; convict; Federal Penitentiary Service of Russia; Supreme Court of Russian Federation; tattoo

The paper analyzes legislative initiatives aimed at counteracting organized crime and developing the penitentiary legislation. The author discusses the issues related to the initiation of criminal proceedings against persons holding high position in the criminal hierarchy. Other issues considered include analysis of certain provisions of the Penitentiary Code of the Russian Federation regarding labor relations and use of prisoners' labor within penitentiary institutions.