

Index

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Falsification COVID-19 vaccination information: criminal law assessment

Keywords: Falsification of documents; illegal access; information system; coronavirus; pandemic; vaccination

The paper explores the issue of criminal law qualification of falsified vaccination reports and a related issue of analyzing the practice of falsifying reports of vaccination in information systems.

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Variety of legal rules regulating court's dismissal of administrative claims

Keywords: Administrative liability; instituting administrative action; claim; dismissal of claim

The paper explores the system of legal rules which regulate the procedure of dismissing the claims of individuals and entities on instituting administrative action. The article outlines criteria for determining the rules applicable to the dismissal of claims on instituting administrative action against third parties (at pre-trial stage and in the course of the trial).

CHURILOV, Aleksei Yuryevich

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Prospects of paperless bill of lading in blockchain platforms: international law perspective

Keywords: Bill of lading; blockchain; shipping document; digitalization

The paper shows that international rules regulating the transition to paperless bill of lading are just starting to pave their way. The author explains the necessity of introducing paperless / digital bill of lading.

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New issues in Russian regulation of countering market manipulation and unlawful use of insider information

Keywords: Market manipulation; insider information; unfair market practices; financial markets

The paper explores new approaches to defining market manipulation and use of insider information. The author reviews the development of these notions and scholarly approaches towards their definition. The analysis draws on relevant court practice and Russian Central Bank practice of countering market manipulation and unlawful use of insider information.

GRIBKOVA, Yulia Yurievna

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Mitigation of damages and creditor's contribution to losses

Keywords: Damages; mitigation of damages; creditor's contribution; comparative negligence

The paper determines the correlation between certain key elements of legal categories of mitigation of damages and creditor's fault in contributing to losses. The author outlines the criteria which help distinguish those categories.

KAZAKOVA, Vera Alexandrovna

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Lawfulness of legal measures for countering coronavirus pandemic

Keywords: Coronavirus; pandemic; voluntary and compulsory vaccination, extreme necessity, reasonable risk

The paper explores the latest changes to the Russian Federation Criminal Code introduced in relation to anti-Covid 19 policies. The hasty introduction of these measures cannot be called a success since they did not comply with the principle of justice and the rules of legal technique. Dwelling on the issue of human rights in the context of mandatory vaccination the author draws attention to the Article 41 of the Russian Criminal Code which may justify government's actions in emergency situations and reasonable risk.

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Use of information technologies in criminal procedure: efficiency of legal regulation

Keywords: Criminal procedure; information technologies; electronic evidence; process proving; use of technical means; electronic documents; information storage

The paper analyzes the issue of developing a uniform approach to the use of digital technologies within criminal proceedings on cybercrime cases. It is argued that the decision to include 'electronic evidence' to the Russian Criminal Procedure Code lacks sufficient justification.

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Procedure for the adoption by the court of a decision on the form of court proceedings

Keywords: Form of trial; special procedure for court determination; court's disposition; motion of defendant; final judgment

The article provides a critical analysis of the terminology of Chapter 40 of the Russian Federation Criminal Procedure Code, as well as the procedure for the court's determination on the form of the trial. The author makes suggestions on improving the provisions of the criminal procedure law.

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Default rulings of Russian Federation Supreme Court: plurality and singularity of opinion

Keywords: Default rulings; plurality opinions; singularity of opinion; Supreme Court of Russia; reviewing authority; second cassation; efficiency of arbitrazh proceedings

The article explores current approaches to the legal regulation of plurality (singularity) of justices in case of default rulings of the Russian Federation Supreme Court; the author makes de lege ferenda proposals.

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Legal status of task performers of internet platforms: case of vehicles

Keywords: Employment; employer; labor relations; digital platforms

The article explores the field of labor based on internet platforms, in particular, the issue of proper classification of such labor relations. The author seeks to determine whether such relation should be qualified as classical labour relations, non-standard relations or civil law relations. The paper outlines the criteria of labour relations, and an approach to qualification of labour relations for labour performed with use of internet platforms.

TOMSINOV, Vladimir Alekseevich

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Andrey Yanuarievich Vyshinsky (1883—1954), statesman and legal scholar. Article fifty-one

Keywords: USSR; mass repressions in 1937—1938; I.V. Stalin; N.I. Bukharin; A.I. Rykov; L.D. Trotskiy; N.N. Krestinskiy

The article continues the series of works devoted to the professional career and academic legacy of A.Ya. Vyshinsky. The paper examines the proceedings in the case against N.I. Bukharin, A.I. Rykov, G.G. Yagoda and others.

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Altering objectives of legal trust: Russian and German law

Keywords: Legal trust; elimination of corporate element; alteration in objectives of trust; powers of trust governing bodies

The paper examines the issue of whether the founder of a trust may be authorized to alter the objectives of the trust. The author believes that due to the legal nature of trusts such a possibility would be restricted. Trust governing bodies may be authorized to do so only by virtue of the founder's decision which shall be reflected in the charter, and the governing bodies shall not exercise discretion when exercising this right.