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WHEN LESSOR IS BANKRUPT

Keywords: bankruptcy, administration stage, debtor, lease contract, administrator

What happens to lease contracts when lessor is found insolvent and undergoes bankruptcy procedure? Is the debtor entitled to enter into new contracts conveying property during this period? How do courts and laws treat the administrator's powers in the area of entering into this type of contracts? Does their approach meet the purposes and aims of administration period provided for by the Federal Law "On insolvency (bankruptcy)"?

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INFORMATIONAL SECURITY OF THE CULTURAL HERITAGE OBJECTS PRIVATIZATION

Keywords: real objects of cultural heritage, privatization, informational security, message, official site, announcement, state property

The author examines specific informational security features of privatizing real objects of cultural heritage. A number of issues arising from legal rules application are raised, proposals are given on amending existing laws. The highlighted matters may be of interest for both purchasers of municipal or federal property and all others involved in privatization processes.

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LIABILITY FOR ANTI-COMPETITIVE AGREEMENTS (CARTELS)

Keywords: cartel, anti-competitive agreements, anti-trust laws, administrative responsibility, criminal liability, anti-monopoly service, Russian Federal Anti-Monopoly Service

A brief historical survey of anti-trust legal development is followed by detailed examination of the current system of sanctions for anti-competitive agreements (cartels) and the procedure of their enforcement. The latest statistics are given, the most sensational cases brought by Federal Anti-Monopoly Service are discussed. The author highlights the current problems of existing laws which require urgent solution.

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THEORIES OF ANTHROPOLOGICAL APPROACH TO CRIMINAL LIABILITY OF MENTALLY DISEASED PERSONS NOT EXCLUDING SANITY (XIX — EARLY XX CENTURIES)

Keywords: sanity, insanity, diminished responsibility, offender's personality, forensic psychiatry

The interest to the study of personal traits and features of offenders including mentally diseased ones is growing in developing society. The established practice of prosecuting defendants with mental disorders requires thorough examination. The authors emphasize that there is no consent between lawyers and psychiatrists in dividing their powers while determining defendant's sanity or insanity caused by the lack of a single approach to the concepts in question.

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FINANCE AND PROPERTY SUPPORT OF SMALL AND MEDIUM-SIZED BUSINESSES

Keywords: small and medium-sized businesses, governmental support of small business, property support, finance support

Small businesses support is a component part of public policy of most governments. Businessmen are still faced with the problems caused by lack of start-up capital, difficulties of taking credits, lack of production areas. The article describes the scheme of finance and property support of small and medium-sized businesses operating in the Russian capital.

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LEGAL PROTECTION OF CONFIDENTIAL INFORMATION

Keywords: know-how, trade secret, foreign know-how, license to use know-how, duty not to disclose, obligation of confidence, unfair competition

Nowadays many businessmen are confronted with the danger of losing exclusive rights related to know-how and the risk of losing control over the use of confidential information without proper permission. The article deals with legal instruments used to protect this type of information including the duty not to disclose, know-how licenses, trade secret rules. The author's practical advice for protecting confidential information is based on the examination of actual anti-trust practices and rulings of commercial courts.

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LEGAL NATURE OF PROMOTERS' ACTS AIMED AT CREATING A LEGAL ENTITY

Keywords: agreement creating a legal entity, resolution on creating a legal entity, articles of association, memorandum of association, acts of rights enjoyment and duties discharge, invalidating founding documents

legal entities are created at the will of its founders expressed in the form of a number of acts including memorandum and resolution on establishing a legal entity, founding documents. There are lots of controversies about the legal nature of the above acts. There is no consent among experts as each act is examined separately. The author makes an attempt to study the importance of all these acts in a single process of creating a legal entity enjoying legal personality.

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GOVERNMENTAL SERVICES AS A FORM OF PUBLIC-PRIVATE PARTNERSHIP

Keywords: governmental services, public services, governmental function, contractual form of exercising governmental functions

There is no consent in legal theory about either the essence of governmental service or its role and place in law. The author examines the relations between governmental and public services, demonstrates their differences from governmental functions and offers the definitions of "governmental service" and "governmental function".

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ISSUES OF RUSSIAN CRIMINAL LAWS APPLICATION AND DEVELOPMENT IN THE FIELD OF INVESTMENTS PROTECTION

Keywords: investments protection, transfer of assets, accounting offences, appraiser's responsibility

Unlawful schemes of accounting offences and fraudulent transfer of liquid assets and moneys by its directors have become common place in modern Russia in recent years. This results in violation of investors' rights in worsening investment environment in Russia. Deficient criminal laws make it impossible to prosecute members of company's governing bodies for this type of actions. The author examines the main directions of improving criminal legislation in this area and proposes new articles to amend the existing Criminal Code of the Russian Federation.

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CONSTITUTIONAL ISSUES IN RUSSIA IN THE 1860S—1880S (COMMEMORATING EMPEROR'S ALEXANDER II DEATH IN 1881). ARTICLE FOUR

Keywords: Constitution, reforms, constitutional issues in Russia, constitution and autocracy, draft laws establishing national representation, M.T. Loris-Melikov's Programme

The article describes political and ideological struggle around the constitution and prospects of monarchy in Russia in the 1860s-1880s. It describes the ideas formed up in the ruling class to introduce constitutional government in Russia. The author reveals ideological and political background of controversies about transforming autocratic-monarchical government into constitutional monarchy.

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CREATION OF ANTI-TRUST BODIES IN THE RUSSIAN FEDERATION

Keywords: anti-trust laws, anti-trust bodies, competition, monopoly, public regulation

Anti-trust bodies make up a component part of federal executive bodies with legal and economic powers. They control concentration processes in commodities and financial markets, reveal facts of unfair competition, prevent abuses of market dominating participants. The single operating system of anti-trust bodies secures the implementation of competitive governmental policy. The article offers a brief outline of issues referring to establishment of anti-trust bodies in the Russian federation.