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ON THE EXTENSION OF NOTARY FUNCTIONS IN CIVIL TURNOVER

Keywords: notaries, notary public, transaction, civil legislation, corporate insolvency (bankruptcy), registration of a legal entity, shareholder registry, enforcement inscription

As statistics show abuses are more likely in economic sphere when transactions are concluded without notary confirmation which leads to further complications in challenging judicial decisions. The author finds it necessary to amend and develop a number of relevant legal institutions reinforcing the role of public notaries in them.

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ON THE REVISED LAW ON AWARDING GOVERNMENT CONTRACTS

Keywords: the concept of the law, award of government contracts, public purchase of goods and services, issues arising from government contracts award
The article deals with the issues arising from the revision of the Federal law "On awarding government contracts for delivery of goods, works performance, rendering services for public and municipal needs" in accordance with the President's order of November 30, 2010. The author suggests to take into consideration government contracts for the purchase of goods and services used in other nations and in international practice, brings into prominence current problems in the field of government contracts.

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CIVIL LIABILITY OF CORPORATION IN THE USA AND OF JOINT-STOCK COMPANY IN THE RUSSIAN FEDERATION

Keywords: joint stock company, corporation, civil liability, piercing the corporate veil, corporate control, bad faith, shareholders, promoters

There is no uniform solution to the problem of imposing personal civil liability upon officers, directors and shareholders in Russian law. That is why American experience in this field is of a great interest. The doctrine of piercing the corporate veil and its practical implementation are particularly important in this connection. Moreover instances of imposing liability on corporate members and promoters in Russia and the USA are analysed in comparative terms.

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LEGAL NATURE OF INVALID TRANSACTIONS

Keywords: civil relationships, transaction, contract, invalid transactions, sham transactions

Legal provisions and practical measures preventing invalid transactions in Russian market economy are discussed in the article.

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SPECIFIC FEATURES OF LEGAL PROVISION CONCERNING THE TRANSFER OF EXCLUSIVE RIGHT TO A LEGAL ENTITY UNDER THE CHARTER CAPITAL PAYMENT PROCEDURE

Keywords: charter capital payment, exclusive rights, documentary certification

It is common place today that payment of charter capital is made by a legal entity out of its exclusive rights to the results of intellectual activities. However, legal provisions concerning this procedure are not expressly laid down. The problem arises about the documents that should prove the lawful holding of interest acquired by the legal entity. Lots of problems arise from secured protection of rights and interests holders.

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FINANCIAL-LEGAL MECHANISMS PROTECTING THE RIGHT TO SPEEDY TRIAL AND THE RIGHT TO COURT ORDER ENFORCEMENT IN DUE TIME

Keywords: right to redress, budgetary expenditures, efficiency of justice
Federal law "On compensation for violation of the right to speedy trial or the right to court order enforcement in due time" was enacted on April 30, 2010.

The implementation of the law has caused a number of problems which should be identified and classified. One of them is the necessity to pay huge sums of money in damages from the federal budget. The author raises the question whether a compromise can be found between the secured right of every individual to redress and optimization of budgetary expenditures compensating delayed justice?

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NEED FOR AMENDING LAW ON ACQUISITION OF BLOCKS OF SHARES OF PUBLIC COMPANIES

Keywords: concentration of blocks of shares, minority shareholders, compulsory offer, bank security

The authors examine implementation of amendments to the law "On joint stock companies" dealing with corporate relations with regard to blocks of shares concentration in public companies. The conclusion is made about the deficiency of the amendments since they not only unreasonably restricted minority rights but also limited the rights of principal shareholders. Proposals are made to develop the law and judicial approach.

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REMEDIAL NATURE OF CIVIL LIABILITY

Keywords: civil law, civil liability, compensation of emotional sufferings, permissive rule principle, actual damages, foreseeable damages

The main purpose of civil liability is to enforce an aggrieved party's rights, to redress injuries. The article deals with the rules of civil liability enforcement according to Russian courts decisions and rulings of the European Court of Human Rights.

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MAJOR AREAS OF UPDATING CRIMINAL LAWS DEALING WITH ECONOMIC OFFENCES

Keywords: economy, criminal policy, modernization of economy, protection of businesses, economic offences, repression of criminal law, humanization of criminal law, criminal liability of legal entity, investments protection

Economy is the most dynamic sphere of developing social life. This calls in its turn for urgent adjustment of respective legal regulations including criminal law. The author shows to what extent certain areas of legal system are determined by economic relations and brings into prominence prospective developments in reforming criminal law with respect to economic offences.

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

Keywords: constitution, reforms, constitutional issues in Russia, constitution and autocracy, B.N. Chicherin, A.I. Koshelev, K.D. Kavelin

The article describes political and ideological struggle around 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 grounds of controversies about reforming autocratic-monarchical government and turning it into constitutional monarchy. He depicts views of Russian constitutional writers including B.N. Chicherin and opinions of their opponents particularly those of A.I. Koshelev and K.D. Kavelin.

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SPECIAL JURISDICTION OF COURTS MARTIAL OVER CIVIL ACTIONS

Keywords: justiciability of civil actions, special courts, courts martial, types of justiciability, jurisdiction of special courts over a case, jurisdiction of court martial over a case

The author of the article justifies the proposal to introduce the concept of "special justiciability of civil actions" in legal theory and practice which means special jurisdiction of general jurisdiction courts. Special justiciability of civil cases is examined and illustrated by special jurisdiction of courts martial over civil matters. Different types of justiciability are analyzed and procedure of their determination is discussed.