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Liability of football organizations for supporters' conduct

Key words Sports law; Russian Federation of Sport; liability; supporters

The disciplinary committee of the Russian Federation of Sport can hold football clubs liable for the misconduct of their supporters. The article discusses the practice of bringing recourse claims by football clubs against supporters who misconducted during a football match.

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Suitability of testamentary trusts for Russian legal framework

Key words Trust; Russian Federation legislation; Hague Trust Convention; recognition of testamentary trusts in Russia

The authors analyze the construct of testamentary trust and its suitability for Russian legal framework. The authors conclude that despite the strong objections raised by the scholars of civil law system one cannot disregard two important points. The first is that this construct can retain its original model, which becomes possible since legal systems of developed countries have shown alignment tendencies between civil law and common law models of private law. Secondly, the use of such construct will meet the needs of modern law practice as it will contribute to the analysis of some types of legal relations. Hopefully, Russian law-makers will not disregard this construct but will supplement the international private law of Russia with new rules that would clarify the legal status and legal effects of this common law institute.

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Unification of legal regulation of labour migration within EEU

(issues of social security)

Key words Coordination; harmonization; unification of local laws; social security laws within EEU; international principle of proportionality; territorial principle; pension age; qualifying insurance period

After the collapse of USSR local legislative acts on pension schemes have undergone many changes; in particular, the laws establish different pension age limit; different periods are covered by the qualifying insurance period; local mechanisms for pension estimation were developed. To ensure free movement of workers within EEU it is necessary to eliminate the existing differences. The author analyzes the problem in question and draws attention to the relevant international mechanisms.

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Practical application of law on notary authentication of copies of documents and genuineness of signatures

Key words Notary; true copy; genuineness of signature; certified translation

The article 77 of the Fundamentals of the law on the notary provides that a notary is to authenticate copies of documents, extracts of document entries issued by local authorities, legal entities, or citizens. The act of authentication per se does not affirm the validity of a document, or veracity of the facts contained in such documents, neither does it prove the identity of a person, their legal capacity, and authority of the signing parties, nor does it affirm the legal capacity of a legal entity issuing the documents for authentication. The seeming simplicity of the act of authentication, in fact, may have a quite sophisticated practical side, this and other issues will be discussed in the article.

MANYAK, Nikolay Ivanovich

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Book review: E.A. Borisova 'Appeal, cassation and oversight in civil cases'

Key words Supervision procedures; civil procedure; arbitrazh procedure; appeal; cassation; oversight of civil cases

The academic textbook by E.A. Borisova is a significant contribution to a particular branch of law and to law science in general. This work is a solid research in the sphere of oversight procedures, which practical outcomes are applicable in the practice of civil and arbitrazh procedure. Moreover, this research can have a positive effect on further development of the doctrine of constitutional law and criminal procedure.

MARYINA, Evgeniya Vladimirovna

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Call for new powers of prosecutors: anti-corruption activity

Key words Public Prosecutor's Office; corruption offenses; criminal prosecution; bringing criminal charges; prosecutorial oversight; acts of prosecutorial response; public prosecution

Protection of rights and freedoms of a person is the key objective of the prosecution. At the same time the well established direction of its activity is the prosecutorial oversight of anti-corruption activity. Yet the main objective of the prosecution activity should be pursued more effectively. The author suggests that more authorities should be vested in prosecutor's office when it comes to affirming the charging statement, and that prosecutors should be given more discretion in cases when such statement has to be altered or the criminal offence should be classified differently.

POLONSKIY, Boris Yakovlevich

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Case study of decision of RF Constitutional Court: problems of law-making and law enforcement

Key words State regulation of taxes; unjust enrichment in taxation; property-related tax relief

Unclear formulation of a law may lead to wrong interpretations by law executors, which, as a result, may entail serious unforeseeable consequences. As a rule, it is difficult to assess the real scale and precisely estimate the amount of incurred damages. The author, in particular, highlights the problems of inadequately sluggish and ineffective cooperation of state bodies that are faced with the tasks of eliminating the deficiencies in the existing laws and their enforcement practice. The author believes that one of the possible solutions lies in wider use of information technologies. The author also expresses his opinion on the issues of the court reform in Russia and the work of the system of courts in the context of the problems in question.

STEPANOV-YEGIYANTS, Vladimir Georgievich

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Rights of participants of shared construction – protection under criminal law

Key words Shared construction; developer; participant of shared construction; criminal liability; fund raising; breach of law; law on participation in shared construction

The article deals with the legal analysis of the article 200.3 of the RF Criminal Code. The article sets forth liability of the developer for raising funds of citizens for the purposes of construction in breach of the legal requirements laid down in the Russian law on the participation in shared construction. The author analyzes the elements of this criminal offence and articulates a number of proposals, which could render this law provision more effective.

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Andrey Yanuarievich Vyshinsky (1883—1954), statesman and legal scholar. Article three

Key words USSR; Soviet law science; A.Ya. Vyshinsky

The article is devoted A.Ya. Vyshinsky, his professional career, and contribution to the development of jurisprudence. The article dispels political myths about this figure and provides an unbiased analysis of his political career and scholarly works.

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System of principles of Russian criminal procedure

Key words Principles of criminal procedure; reasonable length of criminal procedure; due process in criminal proceedings; justice administration by courts; independence of judges; respect of honor and dignity; inviolability of person; human rights protection in criminal procedure; inviolability of residence; privacy of correspondence, telephone communication; presumption of innocence; adversarial system; right to legal counsel; right to appeal; freedom of evidence examination; language of criminal proceedings; principle of publicity; principle of objective truth; investigatory secrecy; written form of investigation; orality and spontaneity; publicity; immutability of tribunal; equality of parties' rights; independence and impartiality

The current RF Criminal procedure code contains a great number of articles covering the principles of the criminal procedure. The number of such articles is quite large which does not allow the scholars to agree on the exact number of such principles. The author continues the discussion attempting to determine whether all of these principles are really needed in criminal procedure.

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From agency work to external work

Key words Employee; employer; employment agreement; external work

Russian legislation is turning more favorable to external employment, the situation when employers transfer their employees to other companies or sole proprietors for works during a fixed period of time. Such practice sparked a hot discussion over the issues of the nature and methods of legal regulation of such type of employment. The article gives an overview of labour relations that comprise external employment.