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Imposing restrictions on the use of resort land: legal regulation

Keywords: Resort lands; legal regulation; legal status of resort lands; restrictions on land use

Due to the necessity to take care of natural wellness resources the use of land within resort zones has significant peculiarities. These peculiarities affect the rights of proprietor and other persons subject to use of resort lands. The author attempts to answer several questions. What acts should set out such restrictions? To what extent their imposition depends on discretion of the local governments? Does current legislation ensure preservation of wellness resources?

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Defining the concept and characteristics of agricultural production cooperatives

Keywords: Agricultural cooperative; level of cooperative; agricultural production cooperative; agricultural manufacturer

Analyzing the institution of agricultural production cooperatives the author concludes that the demand for this form of incorporation is quite low. In particular, this is the case because the legislature do not have a complete understanding of the essence and peculiarities of legal status of such forms of enterprises of the first and second level. Also the situation can be explained by certain shortcomings of legal regulation. The author makes suggestions aimed at improvement of the existing legislation and solving problems of law enforcement in this sphere.

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Legal personality of legal entities under civil law

(commentary to the articles 48, 49, 52, 54, 56 RF Civil Code)

Keywords: Law competence; licensing; location; title; legal capacity; legal personality; subject matter and objectives of activity; self-regulation, legal entity

The article focuses on certain aspects of legal personality of legal entities in the light of recent changes made to Chapter 4 of the Russian Civil Code. The authors research the notions of legal capacity and competence of a legal entity; the authors suggest their recommendations regarding the content of constituent documents, which will help to minimize the risk related to transactions not regulated by the Civil Code

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Problems of penalizing sexual assaults

Keywords: Penalization; sexual assault; punishment; sanction

The article focuses on the issue of penalizing sexual assaults from the point of the structure, content and effectiveness of sanctions and from the point of applying certain norms of the General part of the RF Criminal Code. The author outlines some flaws in penalties for this group of crimes at the level of legislation and law enforcement. The author provides arguments to support the necessity to reconsider criminal law policy as regards penalizing sexual crimes.

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Freedom of contract as private expression of one's will under civil law

Keywords: Freedom of contracts; execution of contracts; restriction of freedom of will

The author analyzes the traditional notion of freedom through generic concept of freedom of will. This approach allows finding a single approach when it comes to restricting the freedom of will following the signing and execution of contracts.

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Limits of criminal standards of social security

Keywords: International standards; social security; international law

The article analyzes different approaches to understanding of international social security standards. The author identifies main features of international social security standards and provides their definition.

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Limits of criminal responsibility for infecting with HIV: Russian and foreign law

Keywords: Criminal law sanction; criminal law penalty; infecting with HIV; infecting another person with HIV, followed by manslaughter

Based on comparative law analysis the author considers the question of how legislative limitations for criminal responsibility for infecting with HIV. The author makes proposals to improve current criminal legislation with regard to sanctions for this crime and certain types of this crime.

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Public corporation as law concept

Keywords: Public corporation; independent legal entity; realization of general social functions

The article reviews different approaches to interpretation of the construct of public corporation. The author analyzes main characteristics of public corporation and suggests a classification of public corporations where the term 'corporation' is presented as a generic concept for this group of legal entities.

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Development of Russian science of state law from XIX till early XX century: general outlook. Article ten

Keywords: Russian state law science; XIX — early XX century; dogmatic (juridical) direction of the state law science; N.M. Korzunov; N.I. Lazarevsky; V.V. Ivanovsky

Current article concludes the series about development of Russian state law science in the Russian Empire over the period from XIX till early XX century. The author analyzes the dogmatic (juridical) direction of the science and reveals the essence of its crisis.

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Providing housing to orphans and children-survivors: legal regulation issues

Keywords: Housing provision; orphans; children-survivors

The article focuses on legal regulation of housing provision to orphans and children-survivors

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Topical problems of English system of justice and civil procedure

Keywords: Barrister; UK civil procedure; court reform in England and Wales; legal services act 2007

G.D. Uletova, professor of RANHIGS, talks to E. Shostand, a London barrister, about topical problems of English system of justice and civil procedure, changes in the structure of law profession and evolving nature of lawyer's work.

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Criminal prosecution under the Law on criminal prosecution of 1984

Keywords: Law on criminal prosecution of 1984; criminal prosecution; criminal action; criminal procedure; commencement of criminal prosecution; investigator; preliminary inquiry

The article focuses on legal regulation of criminal prosecution under the Law on criminal prosecution of 1984. The author analyzes the concept of criminal action which under the Law institutes the starting point of criminal prosecution (the starting point of criminal procedure). The author discusses the development of this procedural function as well as legal status of persons subjected to criminal prosecution.