

Index

BELOV, Vadim Anatolevich

Doctor of Legal sciences
Professor
Department of commercial law
Lomonosov Moscow State University Law School
belov@severstalgroupp.com

Sources of international trade law: types and concepts (overview)

Keywords: Sources of international trade law, international trade custom, international agreements, acts of supranational law, acts of private law unification (acts of new *lex mercatoria*, acts of sub-law or 'soft law')

The author continues the research of international trade (business) law. The second article covers its key sources — international trade custom, international conventions, acts of supranational law and acts referring to private law unification.

BEZHETSKIY, Anton Yurievich

Lawyer
Moscow
anton@1vashadvokat.ru

Waiver of trademark: legislation gaps

Keywords: Trademark, protection of rights and legitimate interests of trademark holders, termination of trademark protection

The article describes problems related to drawbacks of current RF legislation on waiver of trademark. The author puts forward some solutions to these practical problems.

KUSKOV, Alexey Sergeevich

Chairman of Nizhnevolzhsk branch of International Public Academy of Tourism
Editor in chief
'Voprosi turizmovedeniya'
askuskov@mail.ru

SIRIK, Natalia Valerievna

Candidate of Legal sciences
Associate professor
Head of Department of civil law and procedure
Smolensk University for Humanities

Tourist right to accurate information on consumer-oriented features of tourism products

Keywords: Tourism, tourism product, travel agent, travel company, agreement on sales of tourism product, information on tourism product

It is evident that every tourist has a right to get accurate information on consumer-oriented features of tourism products. What is the procedure of agreement termination in case of failure to provide such information? Are there any effective ways to improve information services within tourism industry in general?

LEBEDINETS, Olga Nikolayevna

Candidate of Legal sciences
Associate professor
Department of civil law and procedure
Moscow University of RF Ministry of the Interior
o.lebedinec@mail.ru

TELYUKINA, Marina Viktorovna

Doctor of Legal sciences
Professor
The Russian Presidential Academy of National Economy and Public Administration
marwict@rambler.ru

TKACHEV, Valentin Nikolayevich

Professor
Doctor of Legal sciences
Deputy Director
Department of legal regulation of service and judicial protection
Legal department
RF Ministry of the interior
valentine_171@mail.ru

Participants of administrative receivership

Keywords: Insolvency, bankruptcy, receivership, debtor, creditor, participants
So far bankruptcy proceedings have become increasingly widespread, even though often they are used for purposes other than bankruptcy proceedings. Do all participants of civil law relations face risks arising from receivership proceedings? Is it possible to dissolve a non-proprietor or a state corporation? Do some participants require special rules for bankruptcy proceedings? Can these rules contradict the RF Constitution?

LEYBOSHITS, Alexandr Vadimovich

Lomonosov Moscow State University Law School
alexandr_vadimovich@bk.ru

Specialized courts, organization of courts, competence: Russian and foreign practice

Keywords: Specialized courts, administrative courts, intellectual property court, administrative procedure, competence, court system, organization of courts, administrative procedure code, commercial courts, general jurisdiction courts, specialized commercial courts, housing courts, land courts, labor courts, juvenile courts, family courts, patent courts, tax courts, penitentiary courts, transport courts

The article deals with issues of setting up specialized courts and their work. The author analyzes particular aspects of Russian court system history, current legislation, and law-making activity, latest data of court statistics and foreign practice. In terms of Russian court system the author examines the status of Intellectual property court and prospects of administrative procedure development.

RUDAKOVA, Elena Vitalievna

Candidate of Legal sciences
CJST JSCB Novikombank
Legal consultant
rudakova@novikom.ru

Subordinated loan: analysis of recent changes to legal acts of Bank of Russia

Keywords: Subordinated loan, deposit, loan, funded debt, creditor's rights, debtor's rights, RF Central Bank

The State acting through Bank of Russia is trying to influence on work of Russian commercial banks. By entering changes to its legal acts the Bank of Russia literally forces commercial banks to alter agreements on subordinated loans, including provisions that initially were stipulated as unalterable. The author analyzes changeable civil legislation on issuance of subordinated loans to commercial banks, as well as legal relations of the RF Central Bank and Russian commercial banks.

SAPEGA, Margarita Sergeevna

Postgraduate
Lomonosov Moscow State University Law School
sapegams@gmail.com

Rights and obligations of taxpayers in situations involving tax secret

Keywords: Taxes, tax control, tax secret

Tax secret constitutes one of facets of information exchange relations between a taxpayer and the state. The article raises some questions concerning this aspect. Can tax secret be considered a separate and particular institute of law? Or is it an integral part of taxpayer's status? How is it related to other information rights and obligations of parties to tax relationships? Which notion is primary, taxpayer's obligation to provide information or the right to secret?

SINITSYN, Sergey Andreevich

Candidate of Legal sciences
Leading specialist
Department of civil law and procedure
The Institute of legislation and comparative law under the government of the Russian Federation
SynSS@mail.ru

Universal passive obligation as sign of absolute rights

Keywords: Civil rights, universal passive obligation, absolute rights

Can universal passive obligation indicate absolute rights? If the answer is yes, what are peculiarities of absolute rights and its nature?

TOMSINOV, Vladimir Alekseevich

Doctor of Legal sciences
Professor
Lomonosov Moscow State University Law School
tomsinov@yandex.ru

Development of university legal education in Russia from 1884 to 1917.

Article six

Keywords: Higher legal education in Russia, draft of University Charter of 1910, law school curriculum

The article concludes the series of the articles on development of higher legal education in Russian Empire from late XIX to early XX century. The article reviews key provisions of the University Charter of 1910 and government policy in the sphere of higher education which was implemented right before the revolutionary catastrophe of 1917.

VZHESHCH, Lyudmila Iosifovna

3rd-year Student
Lomonosov Moscow State University
lyudmilaosifovna2009@rambler.ru

Permissibility of partial assignment

Keywords: Partial assignment, divisible obligation, misuse of partial assignment, significant burden of fulfillment, additional expenses under fulfillment of obligation
Despite the fact that the institute of partial assignment is common for many modern legal frameworks, legal practice has generated questions regarding permissibility of partial assignment. Can partial assignment be permitted in case of indivisible obligation? Can we consider debtor's consent as sufficient grounds for partial assignment? Who shall indemnify the debtor additional expenses incurred through partial assignment?

YEGOROVA, Maria Alexandrovna

Candidate of Legal Sciences
Member of the Russian academy of jurisprudence
Academic Secretary of School of Law
Russian Academy of national economy and public service under the President of the Russian Federation
Associate professor
Department of enterprise and corporate law
egorova-ma@rane.ru

Benefits of abandoning principle of prospective agreement termination

Keywords: Agreement, termination, legal effect of agreement, termination of obligation, right-terminating stage of obligation, remedies, measures of liability, security of obligation fulfillment

The author analyzes current views of the Presidium of the RF Supreme Commercial Court on consequences of agreement termination. Particularly the author analyzes a situation when legal effect of the agreement is deemed to continue after its termination until indemnification liability (arising from legal nature of the obligations) under the agreement is duly met. The author discusses some benefits of such situation.

ZAVYALOV, Igor Anatolevich

Teacher
Department of economic and financial studies
Lomonosov Moscow State University
Higher School of State Audit
I2202715@gmail.ru

Protection of exclusive rights to identification means: international law overview

Keywords: Intellectual property law, exclusive right, international regulation, intellectual property, means of identification, trademark, foreign practice, protection
The article gives analysis of international legal framework dealing with protection of intellectual property and means of identification in particular. The author also analyzes the role of intellectual rights protection in the USA, Japan, and EU. The essence of TRIPS agreement setting force measures of trademark protection has been analyzed as well.