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Income shortfall at regional and local level: ensuring financial autonomy of public organizations

Keywords: Principle of budget autonomy; tax abatement; income shortfall; compensation for income shortfall; inter-budgetary transfers

The author suggests introducing a mechanism for compulsory compensation of income shortfall of a public organization incurred by actions of another public organization, in particular, as a result of tax abatements at regional and local levels. The author also discusses what form such compensation may have.

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Hedging: understanding main approaches

Keywords: Option; option agreement; option money; option risks; exchange contract

The article outlines various approaches adopted to study the notion of hedging in legal and economic literature. Based on the foreign scholarly work hedging is analyzed from the point of instrumental, target, structural and other approaches.

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Cumulative protection of intellectual works

Keywords: Intellectual property; work; industrial design; database; trademark

The author discusses the issues of protection of intellectual property subject to several institutions of intellectual property law. The author concludes that Russian laws and court practice do not help to resolve the law issues arising out of cumulative protection. Considering foreign experience the author suggests that exclusive rights should extend to all IP interests protecting one and the same result of creative work; the author believes the principle of protecting good-faith third parties should be employed as well.

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Recognizing employment contract invalid: remedy of employees

Keywords: Employment contract; agreement on changes to employment contract; analogy of law; invalid contract; consequences of invalidity

The possibility to recognize employment contracts invalid garners more importance. The author suggests it is necessary to draw a parallel with norms of civil law and develop relevant norms to the RF Labor Code regarding the causes and consequences of recognizing employment contracts invalid.

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Legal nature of penalty for refusal to discharge consumer claims

Keywords: Administrative sanctions; liability; fine; default charge; consumer

The author studies the legal nature of the penalty imposed for failure to discharge consumer claim. The author analyzes a number of questions: can a penalty be considered a default charge? At what moment can a penalty be imposed? Can refusal to discharge claims be regarded as abuse of right? What amount of claim will qualify for a penalty?

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Reception of foreign law in Russia

Keywords: History of law in Russia; reception of law; limitation period; easement; ownership; family law; bills and notes

Using some historical examples the article analyzes the development of Russian law, in particular, reception of foreign law. The author gives an insight into what exactly is understood by reception and discusses some of the foreign institutes that were adopted in Russia.

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Misrepresentation and deceit in English and Russian law

Keywords: Misrepresentation; deceit; false representation; Russian law; English law

The author provides a comparative analysis of misrepresentation and deceit, and subsequent liability subject to laws of Russia and England.

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'Best available techniques' subject to Russian law: past and present

Keywords: Best available techniques; expenditures; industry; modernization of production; reference documents; legal protection of environment

The article tells about legislative development of 'best available techniques' (BAT) in Russia. The author reviews and compares the grounds for implementation of BAT in Russia and Europe. The article also analyzes the development and use of BAT reference documents in Russia and foreign countries.

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'Pravda' in legal culture of Ancient Rus

Keywords: Ancient Rus; Russkaya Pravda; right; law; Pravda

The article discusses the term 'pravda' as the main legal concept of Russkaya Pravda. The author analyzes various meanings inherent to this term, its relation to such terms as 'law' and 'right' in the terminology of Ancient Rus. In the conclusion the author explains the meaning of title of this legal document.

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Forensic prevention of crimes: scope and objectives

Keywords: Forensic crime prevention; subject; objectives; concepts; theory of forensic crime prevention

The author analyzes the main concepts and principles of forensic techniques used for the prevention of crimes as well as key issues of the theory of forensic crime prevention. The broad scope of this theory will be of interest to law practitioners working in different spheres of law.