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BUTENKO, Anastasia Alexandrovna

Master's program student
Lomonosov Moscow State University Law School

Interest in limited liability company as escheat: legal problems and their solutions

Keywords: Inheritance; escheated property; interest in LLC charter capital; FASPM; affidavit of heirship

The paper examines the problems arising when an interest in LLC is transferred as escheated asset to the State. It is concluded that a relevant legislative act should stipulate the powers of a state body authorized to claim escheated assets.

KARTASHOVA, Oksana Yurievna

Postgraduate
Department of Labor and Social Security Law
Faculty of Law
National Research University Higher School of Economics

Remuneration of education employees: topical problems

Keywords: Education employees; salary; hours per wage rate; overtime work

The article examines the issues of remuneration of education employees, in particular, their remuneration for overtime work. The author compares the overtime remuneration procedure in education sphere with general provisions regulating overtime payment. The author also raises the issues of remunerating education employees and the distinction between workload by standard rates and workload beyond standard rates.

MOLCHANOV, Valeriy Vladimirovich

Doctor of legal sciences
Professor
Department of civil procedure
Lomonosov Moscow State University Law School

Astreinte in civil and commercial procedure

Keywords: Astreinte; penalty; enforcement of judgments

Astreinte is a relatively new concept in Russian civil and arbitrazh procedure. The article reviews the application of astreinte by Russian courts, it outlines the problems related to the use of this instrument and its prospects within Russian legal framework.

OBOLONKOVA, Elena Viktorovna

Candidate of legal sciences
Leading researcher
Department of civil law and procedure
Institute of legislation and comparative law under the Government of the Russian Federation

Development of legislation on special economic zones

Keywords: Special economic zones; zones with special business regime; preferential regimes; territories of advanced socio-economic development

The paper examines the latest changes in the area of legislation regarding special economic zones including recently enacted laws and legislative initiatives withdrawn from consideration. Upon examining the weak and strong points of the existing legislation the author concludes that certain adjustments should be made to the law 'On preferential regime in the Russian Federation' before its enactment.

PATSATSIYA, Malkhaz Shotaevich

Doctor of legal sciences
Professor
Russian State University of Justice
Partner
Legist LLC

Default rulings of Russian Federation Supreme Court and efficiency of arbitrazh procedure

Keywords: Default rulings; Russian Federation Supreme Court; court of supervision; second cassation review; efficiency of arbitrazh procedure; efficiency of supervisory review

The paper analyzes default rulings of the Russian Federation Supreme Court in terms of their efficiency impact on the system of review and their role in the implementation of the general goals of arbitrazh procedure.

PETROSYAN, Grigoriy Grishovich

LLM Private Law

Bioethics and sources of law: review of Russian legislation

Keywords: Ethics; bioethics; genome; patent; biotechnology; medical law

The paper examines modern legal approaches towards the issues of bioethics such as those emerging in the fields of transplantology, biotechnology, and genetic engineering.

SOLOMIN, Sergey Konstantinovich

Doctor of legal sciences
Associate professor
Head of civil law department
Tomsk State University of Control Systems and Radioelectronics

SOLOMINA, Natalia Gennadiyevna

Doctor of legal sciences
Professor
Department of civil law
Tomsk State University of Control Systems and Radioelectronics

Cancellation compensation, offset and some general questions of termination of obligation from perspective of resolution by Russian Federation Supreme Court Plenum

Keywords: Agreement of parties; termination of obligation; cancellation compensation; optional obligation; offset of counterclaims

The article examines the explanations provided by the Russian Federation Supreme Court in the Plenum resolution as of June, 11 2020 #6 'On questions of application of the Russian Civil Code provisions on terminations of obligations'

TOMSINOV, Vladimir Alekseevich

Doctor of legal sciences
Professor
Lomonosov Moscow State University Law School

Andrey Yanuarievich Vyshinsky (1883—1954), statesman and legal scholar. Article forty-five

Keywords: USSR; mass repressions in 1937—1938; I.V. Stalin; N.I. Bukharin; A.I. Rykov; L.D. Trotskiy

The article continues the series of works devoted to the professional career and academic legacy of A.Ya. Vyshinsky. The paper examines the proceedings in the case against N.I. Bukharin, A.I. Rykov, G.G. Yagoda and others.

TSOKOLOVA, Olga Ivanovna

Doctor of legal sciences
Professor
Honoured lawyer of Russia
First deputy head
National research Institute of the Ministry of Internal Affairs of Russia

Hearing on change of restraint measure: powers of investigators

Keywords: Change of restraint measure; court judgement; detention; house arrest; court order; powers of investigators; powers of interrogating officer; powers of prosecutor

The paper examines the issues which concern pre-trial investigation hearings on mitigation of restraint measure, e.g. court rulings on changing detention to house arrest, bail, and court orders prohibiting certain actions. The discussion proceeds from the analysis of the relevant legislation, court practice, academic works.

ZHARIKOVA, Marina Nikolaevna

Postgraduate
Department of commercial law and legal method
Lomonosov Moscow State University Law School

Application of rules on obligations to other relations under shareholder agreement

Keywords: Shareholder agreement; legal regime; obligations; other relations

Shareholder agreements give rise to obligations binding for shareholders as well as other relations. The author examines the legal regulation of shareholders' obligations and other relations.

ZHUK, Oleg Dmitrievich

Doctor of legal sciences
Full professor
Professor
Moscow State University Law School
Russian Academy of Natural Sciences
Academician
Higher Attestation Commission
Member of expert board

Checking dissertations for plagiarism: copyright issues. Article one

Keywords: Dissertation; inapposite borrowing; plagiarism; Ministry of Science and Higher Education; Higher Attestation Commission under the Ministry of Science and Higher Education of Russian Federation

The paper examines the practical side of plagiarism detection in dissertations. The author proposes to use an algorithm of checking that would meet the needs of members of the expert councils of the Higher Attestation Commission under the Ministry of Science and Higher Education of Russian Federation, chairmen and members of dissertation councils, scientific supervisors (scientific consultants), dissertation assessors, as well as all parties interested in or studying issues of plagiarism in dissertation research conducted by scientific and scientific-pedagogical workers in the field of humanities and legal disciplines.