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Influence of digital technologies on legal proceedings

Keywords: Digital justice; online justice; online litigation; modern technologies in litigation; digital litigation; software in litigation; artificial intelligence in litigation; robot judge

The paper seeks to establish whether the use of digital technologies necessarily entails certain changes to legal proceedings. Analyzing several examples of digitalization in the legal sphere, the authors discuss the problems brought on by new technologies.

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Privacy of communication: data processing by telecommunication intermediaries

Keywords: Confidentiality; privacy of communication; telecommunication intermediary; traffic monitoring; context integrity

The paper examines the role of telecommunication intermediaries with regard to traffic processing. Previously taking rather neutral unconcerned position, nowadays they have a more active standing, which may entail restrictions of users' privacy. The paper analyzes data processing requisites constituting privacy of communication from the point of risk assessment, integrity and confidentiality.

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Islamic law of personal status: marriage

Keywords: Sharia; fiqh; madhab; Islamic law; personal status; marriage; dissolution of marriage

The paper examines some aspects of personal status in Sharia, in particular, the issues relating to engagement and marriage officiating, requirements to the groom and bride, legal capacity of a man and a woman, polygamy, dowry, grounds for marriage dissolution and legal implications of marriage dissolution. The author concludes that fiqh schools of jurisprudence have entire agreement with regard to the issues of marriage officiating and its dissolution.

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Professional athlete team performance bonus: remuneration conditions

Keywords: Professional sport; bonus payment; remuneration of professional athlete

The paper draws a distinction between individual performance bonuses and team performance bonuses paid to professional athletes. The author analyzes court decisions on non-payment of team performance bonuses following a sport championship. Another issue raised in the paper concerns non-discriminatory treatment of athletes eligible for bonuses.

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Role of altering rules in regulating corporate relations in other way than default rules

Keywords: Default rules; altering rules; general meeting of shareholders; charter

The paper examines the concept of altering rules and their definition under Russian legislation. The author analyzes several conditions that should be met by the parties to avoid the effect of altering rules. The paper examines and classifies the conditions that should be met so parties can opt-out of a default rule under the charter and invoke provisions subject to altering rules.

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Legal forms of state participation in insolvency proceedings (bankruptcy)

Keywords: Legal forms of state participation; bankruptcy; legal means; market economy; legal relations

In the paper the author examines the notion of legal form of state participation in insolvency proceedings and explains the practical implications of their research. The author concludes, in the context of market economy the forms of state participation in insolvency proceedings should become more elaborate.

TOMSINOV, Vladimir Alekseevich

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

Article fifty-four

Keywords: USSR; mass repressions in 1937—1938; I.V. Stalin; N.I. Bukharin; A.Ya. Vyshinsky; G.G. Yagoda

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

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Institute of personal rights in the civil legislation of post-soviet countries

Keywords: Personal rights; intangible goods; post-Soviet legal order; reform of civil legislation

The task of improving civil legislation on personal rights in Russia requires a careful examination of the experience of neighbor countries. The paper analyzes the private law norms on the protection of intangible goods in the legislation of Armenia, Azerbaijan, Belarus, Georgia, Kazakhstan, Kyrgyzstan, Tajikistan, Uzbekistan, and Ukraine; they are compared with the Russian law provisions on personal rights. In conclusion, the author argues it is necessary to harmonize the legislation of the post-Soviet countries.

VGODYANSKIY, Aleksey Valerievich

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Definition and characteristics of air carriage agreement

Keywords: Contract of air carriage; air carrier; passenger; Air Code; Civil Code

The paper contributes to the ongoing scholarly discussion of the contracts of passenger carriage by air and consensual nature of such contracts. The author analyzes the procedure for formation and conclusion of such contracts subject to legislative provisions regulating air carriage contracts.

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Judicial authorization of the opening of unclaimed mail

Keywords: Unclaimed postal items; administrative procedure; special proceedings; court order to open postal correspondence

Judicial authorization to open unclaimed mail guarantees secrecy of correspondence. However, this procedure does not fall into the scope of any type of procedure or legal proceedings. The author analyzes the legal nature of such cases and argues that they should fall under the scope of administrative procedure. It is argued that opening unclaimed mail should be authorized by a court order.

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Legal instruments for mitigation of environmental and biological risks in Arctic zone of Russian Federation

Keywords: Arctic zone; state policy; genome technologies; biological security; environmental security

The paper analyzes the problem of environmental and biological security in the Arctic zone of the Russian Federation. The authors analyze the basic concepts constituting environmental and biological security, the documents of strategic planning and applicable legislation and conclude that environmental and biological security in the Arctic zone requires a special legal framework.

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Par. D Part 2 Article 117 of Russian Federation Criminal Code: problems of crime qualification (infliction of severe pain using torture)

Keywords: Infliction of severe pain; torture; Russian Federation Criminal Code; criminal responsibility for severe pain; Article 117 of Criminal Code

The paper examines the problems of qualification of crimes subject to paragraph D Part 2 Article 117 of the Russian Federation Criminal Code. Torture practices inflicted upon suspects and defendants in Russia are analyzed from a historical perspective. The paper provides an analysis of a draft of law coauthored by Professor Zhuk regarding amendments to the Russian Federation Criminal Code for the development of legislation on criminal responsibility for inflicting severe pain, suffering and torture to a person.