

## АННОТАЦИИ И КЛЮЧЕВЫЕ СЛОВА

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### **TOPICAL ISSUES OF DIFFERENTIATION OF CALLS TO PARTICIPATE IN MASS RIOTS AND INCITEMENT TO COMMIT A CRIME**

A. A. Balashov,

**Abstract.** The article deals with separate issues of differentiation of calls to participate in mass riots and incitement to commit a crime.

The similarities and problems of distinguishing the organization of mass riots and calls for such activities, including “publicity” as an evaluation feature of the elements of crimes expressed in public calls to commit illegal actions, are revealed.

**Keywords:** mass riots, qualification, public appeals, public security, incitement, qualification.

### **THE SUPREME MILITARY POLICE AS THE INTELLIGENCE AND COUNTERINTELLIGENCE BODY OF THE RUSSIAN ARMY OF THE BEGINNING OF THE XIX CENTURY**

A. A. Ivanov, T. L. Matienko, N. D. Eriashvili,

**Abstract.** The article is devoted to the organization and activities of the Supreme military police — an army institution, whose existence was brief, but testified to the active search of the authorities in the most effective fight against violations of law and order and the protection of state security.

**Keywords:** Special office of the Minister of war, Higher military police, army counterintelligence, Military secret police.

### **IMPACT OF INTERNAL AND EXTERNAL MIGRATION ON THE STATE OF CRIME IN RUSSIA**

E. Y. Zinchenko, V. M. Isakov, E. N.h Khazov,

**Abstract.** the article deals with current issues of migration as the main factor affecting the state of crime in modern Russia.

**Keywords:** migration processes, migration, illegal migration, crime, organized crime, ethnic crime, criminal situation.

### **CURRENT PROBLEMS OF USING A POLYGRAPH IN THE ACTIVITIES OF LAW ENFORCEMENT AGENCIES**

A. V. Bogdanov, B. N. Komahin, E. N. Khazov,

**Abstract.** The article discusses the use of polygraph in the practice of law enforcement agencies in modern Russia. The reasons, conditions and necessity of using a polygraph in the internal Affairs Department's official activities are analyzed. It is proposed to expand the use of the polygraph in the operational search activities of the police Department in order to prevent, prevent and counter crime in Russia.

**Keywords:** polygraph, lie detector, crime, organized crime, counteraction, prevention, law enforcement agencies, operational units, internal Affairs agencies

### **RIGHT TO CULTURE AND EDUCATION IN RUSSIA**

V. E. Khazova, N. A. Voronina,

**Abstract.** This article examines the right to education and the cultural rights and freedoms of individuals and citizens guaranteed by the Constitution of the Russian Federation. The authors conduct a constitutional and legal analysis of these rights and freedoms based on the study of current Russian legislation.

**Keywords:** cultural rights and freedoms, right to education, legal status, problems of realization of cultural rights and freedoms, constitutional and legal analysis, basic category, intellectual property law, Constitution of the Russian Federation.

### **CRITERIA FOR COMPLIANCE WITH THE PROCEDURAL FORM OF THE RESOLUTION OF THE INVESTIGATOR WHEN APPLYING TO THE COURT**

E. Y. Alontseva,

**Abstract.** The article discusses the criteria for compliance with the procedural form of the decision of the investigator when applying to the court. It was concluded that the criminal procedure law should impose on the prosecutor the obligation to participate in the court session, but not the right, as the law now says. What to make the appropriate changes to Part 3 of Art. 165 of the Criminal Code of the Russian Federation. Subsequently, it is the prosecutor, as a representative of the prosecution, who has the right to apply to the court of appeal in case of disagreement with the decision taken by the court at the place of investigation.

**Keywords.** prosecutor, investigator, court

## **OBLIGATORY INSURANCE OF LEGAL LIABILITY AS A METHOD FOR SOLVING THE PROBLEMS OF THE ATTORNEY'S PARTICIPATION IN CRIMINAL PROCEEDINGS**

A. E. Nizamievich,

**Abstract.** The article discusses compulsory legal liability insurance as a way to solve the problems of the participation of a lawyer in criminal proceedings. The author comes to the conclusion that it is necessary to develop and implement the institution of detention of a suspect by citizens in criminal proceedings. This institute will help to fill the gaps in the emerging legal relations when arresting persons who have committed or are committing crimes by citizens, including employees of detective agencies and security companies.

**Keywords.** lawyer, insurance, legal liability

## **ON THE QUESTION OF HANDLING A BET DURING THE PRELIMINARY INVESTIGATION**

I. V. Balovina,

**Abstract.** The article discusses various aspects of the confrontation during the preliminary investigation. It is concluded that the importance of confrontation in criminal proceedings plays an important role as a source of evidence, as well as a means of protection from the arisen unfounded suspicion or the charge brought against innocent persons.

**Keywords:** confrontation, preliminary investigation

## **PROSPECTS FOR THE DEVELOPMENT OF THE INSTITUTE FOR STATE PROTECTION OF VICTIMS, WITNESSES AND OTHER PARTICIPANTS CRIMINAL PROCEEDINGS IN RUSSIA**

T. N. Borodkina,

**Abstract.** The article analyzes the prospects for the development of the institution of state protection of victims, witnesses and other participants in criminal proceedings in Russia. In general, the author comes to the conclusion that, despite the problematic aspects of the Russian Federation, the institution of state protection is progressing and improving every year, as evidenced by the new draft laws indicated in the article.

**Keywords.** state protection of victims, witness, criminal proceedings

## **PARTICIPATION OF A SPECIALIST AS A MANDATORY CONDITION OF PRODUCING SEPARATE INVESTIGATIVE ACTIONS IN INVESTIGATING CRIMES IN THE SPHERE OF COMPUTER INFORMATION**

U. V. Galkina,

**Abstract.** The participation of a specialist is considered in the article as a prerequisite for the production of certain investigative actions in the investigation of crimes in the field of computer information. It is concluded that the use of special knowledge in the production of investigative actions is possible due to the participation in them of a specialist under the direct supervision of an investigator, and an expert for conducting an examination.

**Keywords:** specialist, investigative actions, crime investigation

## **COLLECTION AND PRESENTATION OF EVIDENCE BY THE DEFENDER — REALITY OR PROCEDURAL ILLUSION?**

S. V. Gurdin,

**Abstract.** The article from two sides, reality and illusion, examines the issue and the possibility of collecting and presenting evidence by the defender. The author concludes that the granting of the defender the right to collect evidence in the full sense of the word is currently not fully implemented by him, since there are no guarantees and procedural mechanisms to support this right.

**Keywords:** evidence, criminal proceedings, defense counsel

## **INSTITUTE OF A REASONABLE TIME OF CRIMINAL PROCEEDINGS: IMPLEMENTATION ISSUES IN PRELIMINARY INVESTIGATION**

N. Y. Emelyanova,

**Abstract.** The article examines the institution of a reasonable time frame for criminal proceedings and the issues of its implementation in the preliminary investigation. It is concluded that, in general, the definition of a reasonable period should include all the main characteristics of this legal phenomenon. Based on this, a reasonable period is a period of time that meets the circumstances of a particular criminal case, necessary and sufficient for the effective disclosure, investigation, consideration and resolution of a criminal law conflict.

**Keywords.** reasonable time, preliminary investigation

## **USE OF VIDEO CONFERENCE MEANS IN PRODUCING A PRELIMINARY EQUIPMENT**

T. A. Ilyashevich,

**Abstract.** The article discusses the possibilities of using video conferencing tools in the production of a preliminary investigation. As a result of the analysis of the legislation of a number of foreign countries, the author notes the positive aspects of the use of video-conferencing systems and believes it is also possible to fix in the Criminal Procedure Code of the Russian Federation the grounds and procedure for using video-conferencing in relation to pre-trial proceedings in Russia.

**Keywords.** video conferencing, preliminary investigation

## **ON THE NEED TO CHANGE THE SYSTEM OF TRAINING FOR INVESTIGATORS IN THE UNIVERSITIES OF THE MIA OF RUSSIA**

S. A. Kuzora,

**Abstract.** In the article, the author substantiates the need to change the system of training investigators in the universities of the Ministry of Internal Affairs of Russia. Based on the provisions of regulatory legal acts and empirical experience, the author concludes with a number of conclusions and recommendations.

**Keywords:** training of investigators, universities of the Ministry of Internal Affairs of Russia

## **THEFT OF MONEY FROM BANK ACCOUNTS OF CITIZENS**

T. G. Kulakova,

**Abstract.** The article discusses various features of the theft of funds from bank accounts of citizens. In conclusion, the author concludes that in order to eliminate problems in the qualification of thefts committed with the help of computer technologies, we believe that in the resolution of the Plenum of the Supreme Court of the Russian Federation dated December 27, 2002 No. 29 "On judicial practice in cases of theft, robbery and robbery", it is necessary to make an amendment, in which it should be indicated that the theft in the form of theft of noncash funds is considered completed at the moment they are debited from the victim's account.

**Keywords.** Theft, cash, bank account

## **SEPARATION OF THE EFFICIENCY**

## **OF DETECTION AND OBJECTIVITY OF THE CONSEQUENCE AS A KEY TO THE NATIONAL SECURITY OF RUSSIA**

A. I. Melikhov,

**Abstract.** In the article, the author considers the separation of the promptness of the inquiry and the objectivity of the investigation as a guarantee of Russia's national security. It is concluded that at present, by combining the stage of the initial verification of materials with the stage of preliminary investigation, we will not obtain savings in resources of law enforcement agencies, since the burden of considering and checking materials will be transferred to the judicial system, and the high goal of finding the truth as an exclusive function of the investigation will be finally replaced finding a compromise between the conflicting parties of the prosecution and defense. In the context of underdeveloped civil society institutions designed to collect evidence in favor of the accused, this decision will significantly weaken the humanistic position of the state, already undermined by radical reforms in recent years. To implement the reform to combine the stage of initial verification of materials with the stage of preliminary investigation, the domestic model of detecting, disclosing and investigating crimes must first acquire a complete adversarial form.

**Keywords.** national security, inquiry, investigation

## **FEATURES OF DISCLOSURE AND INVESTIGATION OF CRIMES COMMITTED BY USING INFORMATION AND TELECOMMUNICATION TECHNOLOGIES**

E. P. Polyanskaya,

**Abstract.** The article examines the features of disclosing and investigating crimes committed through the use of information and telecommunication technologies. The author comes to the conclusion that experts see the solution to the current problem with the detection of cybercrimes in Russia in the creation of a fundamentally new system of forensic accounting and identification based on the electronic digital trace of various gadgets. In addition, it is necessary to strengthen, first of all, information interaction with units that solve crimes in order to develop an algorithm for the formation of an evidence base. It is also necessary to organize refresher courses for employees specializing in the disclosure and investigation of such a complex category of crimes that requires special knowledge, which would undoubtedly affect the quality and effectiveness of the investigation.

**Keywords.** IT technologies, crime detection and investigation

## **PROBLEMS OF PROCEDURAL INDEPENDENCE**

## **INVESTIGATOR IN THE RUSSIAN FEDERATION**

V. I. Batyuk, A. V. Bogdanov, E. N. Khazov,

**Abstract.** The article substantiates the judgment about the separation of procedural autonomy of the investigator as one of the General conditions of preliminary investigation and to prevent the identification of her with the other legal categories (the principle, a task, a goal, etc.).

**Keywords:** Russian Federation, criminal procedural legislation, normative legal act, the Federal law of the Russian Federation, the code of Criminal procedure of the Russian Federation, The criminal code of the Russian Federation, a legal category, the General conditions of preliminary Investigation, the views of the General conditions of preliminary investigation, the procedural autonomy of the investigator.

## **CRIMINOLOGICAL CHARACTERISTICS OF FEMALE CRIME**

O. G. Selikhova,

**Abstract.** women's crime should be understood as a negative socio-legal phenomenon that consists of crimes committed by women. The last decade has been characterized by an increase in crime in General, including female crime. Currently, there is an intensive growth of this type of crime in the state. Changes in the social status of women affected both the quantitative indicators of female crime and the qualitative characteristics of these indicators.

**Keywords:** crime, female crime, crime indicators, criminological characteristics

## **FEATURES OF THE PERSONALITY OF A MODERN INTERNET-FRAUDSTER IN THE MECHANISM OF INDIVIDUAL CRIMINAL BEHAVIOR**

V. A. Aksenov, T. V. Molchanova,

**Abstract.** The main purpose of the study is to identify the personality characteristics of a modern Internet fraudster. The general concept of the identity of the offender is determined, and on its basis the opinions of leading scientists on the typology and personality characteristics of Internet-fraudsters. The author reveals the features of fraudulent acts committed with the use of information and telecommunication technologies by persons of the romany nationality, as well as the types of their personality.

**Methodological basis:** analysis, deduction, induction, observation, generalization, description, synthesis.

**Keywords:** information and telecommunication technologies, internet, computer crime, identity, fraudster, typology.