

АННОТАЦИИ И КЛЮЧЕВЫЕ СЛОВА
ЖУРНАЛ «ВЕСТНИК МОСКОВСКОГО УНИВЕРСИТЕТА МВД
РОССИИ» №2, 2020 (англ.)

ABSTRACT AND KEYWORDS
VESTNIK MOSKOVSKOGO UNIVERSITETA MVD ROSSII №2, 2020

THE SIGNIFICANCE OF THE ORIGINAL CANONICAL ACTS OF THE CLERGY OF THE RUSSIAN CHURCH ORGANIZATION IN THE REGULATION OF PUBLIC RELATIONS AND THE DEVELOPMENT OF THE LEGAL SYSTEM OF THE OLD RUSSIAN STATE (X-XI CENTURIES)

Ruslan M. Akhmedov,

Abstract. The domestic legal system in the X-XI centuries has undergone significant changes due to the official approval at the state level of the Christian faith. The secular legislative power, by granting legislative immunities to the Russian Church organization, also promoted the development of legislative initiative on the part of the clergy. As the initial acts of law-making activity, the Russian clergy prepared separate Church-legal acts of public and private nature, which later became grouped into Church-legal collections on the regulation of public relations. Thus, I contribute to the development of the legal system of the Old Russian state in the current period of law enforcement.

Keywords: canonical acts in the Ancient Russian state, law, Christianity, the Church, the imperative.

LITTLE HEROES AND THE ROLE OF WOMEN IN THE GREAT VICTORY

Yuliya A. Ivanova, Damir R. Akhmedov,

Abstract. The Great Patriotic war did not spare and did not protect anyone, neither children, nor women, nor the elderly. From 1941 to 1945, more than one million women participated in combat operations on the fronts of the great Soviet army. Children and teenagers took up arms to defend the Fatherland. Therefore, the role and significance of children and women during the great Patriotic war remains relevant and significant to this day, both for historians, writers and for the modern generation of many citizens not only of Russia but also of foreign countries.

Keywords: Great Patriotic war, children, women, Soviet people, front, rear.

PROBLEMS OF LEGAL REGULATION OF THE USE OF PHYSICAL FORCE BY POLICE OFFICERS AS A MEASURE OF STATE COERCION

Rostislav N. Samoylyuk, David S. Davidov,

Abstract. In their official activities, police officers have the right to use physical force, including combat techniques, on the basis of article 20 of Federal law № 3-FZ «O police» dated 7 февраля 2011. But their use by an employee is always on the verge of legality and is sometimes evaluated negatively by society. Frequent application of these measures in the modern world allows to resist crime at a decent level. Therefore, the nature of the future of Russia depends on the solution of the problem of legal regulation of application.

Keywords: physical force, special means, method of persuasion, police officer, legal regulation, state coercion.

FIRE FIGHTING AS A LINE OF ACTIVITY OF THE MOSCOW POLICE IN THE 18TH-19TH CENTURIES: PRACTICAL STEPS AND LEGISLATIVE REGULATION

Alexander Yu. Tumin,

Abstract. Based on a wide range of sources, including archival materials, the article reveals the activities of the Moscow police in countering and preventing fires in the 18th-19th centuries. It is concluded that the fight against fires was one of the main functions of the Moscow police for almost two centuries. The publication is dedicated to the upcoming 300th anniversary of the Moscow Metropolitan Police.

Keywords: Brand Major, Moscow, Moscow police, fire department, fire station, fires, fire equipment, Ryadsky fire brigade.

TO THE QUESTION OF TRUTH IN LAW

Alla A. Vasechko, Konstantin S. Shchelokov,

Abstract. Cognition is a constant process of mental activity for acquiring information about the surrounding reality, analyzing it and embedding it in existing world pictures. The ultimate purpose of any cognitive process is to obtain true knowledge, including in the legal field. The study of questions of truth in law, at a minimum, requires the development of a methodology, a special conceptual apparatus, and criteria for truth.

Keywords: cognition, truth, rule of law, consistency.

ON SOME ASPECTS OF THE PRINCIPLE OF ACCESSIBILITY OF JUSTICE IN DECISIONS OF THE CONSTITUTIONAL COURT OF THE RUSSIAN FEDERATION

Anatoliy Yu. Olimpiev, Elena I. Mayorova,

Abstract. Considered some aspects of the principle of accessibility of justice in decisions of the Constitutional Court of the Russian Federation. At the same time, various options for judicial protection of violated human and civil rights were considered. Also analyzed how the Constitutional Court of the Russian Federation uses the principle of accessibility of justice to develop legal positions in cases involving the violation of human and civil rights and freedoms in various areas of legal relations.

Keywords: judicial power, justice, accessibility of justice, people, human and civil rights and freedoms, judicial protection, Constitutional Court of the Russian Federation, Constitution of the Russian Federation, judicial protection mechanism.

THE RIGHT TO QUALIFIED LEGAL ASSISTANCE: CLASSIFICATION PROBLEMS

Irina G. Pirozhkova, Alexey M. Popov,

Abstract. Analyzed the legal nature of the human right to qualified legal assistance. It is linked to the constitutional right to the assistance of a defense lawyer (lawyer) and other constitutional and sectoral norms of procedural legislation. On the basis of the social essence of this right, it is classified on various grounds: as positive, political (judicial), which has a complex hybrid nature. Summarized and classified federal legislation fixing the mechanisms for its implementation.

Keywords: advocate, qualified legal assistance, constitutional rights, human and civil rights, right to defense, procedural judicial rights.

SUBJECTS OF PUBLIC CONTROL OVER THE IMPLEMENTATION OF MIGRATION LEGISLATION

Anatoliy S. Prudnikov,

Abstract. This article reveals the concept, legal nature, and features of the activities of entities that exercise public control over the implementation of migration legislation in the Russian Federation.

Keywords: subject, control, legislation, migration, citizens' rights, Public chamber, councils, public authorities.

MECHANISMS FOR THE REALIZATION OF THE RIGHT TO CITIZENSHIP

Marina A. Shlapak,

Abstract. One of the most important inalienable rights of any person is the right to citizenship. Citizenship determines the legal status of the individual within the state. Citizenship serves as a legal basis for the emergence of human rights, freedoms and obligations established by the Constitution of the Russian Federation and laws, is the protection of the state, establishes the rights and obligations of the state in relation to the citizen.

Keywords: citizenship, Constitution of the Russian Federation, rights of citizens, guarantees, mechanism of realization.

LEGAL REGULATION OF PERFORMANCE OF TRANSACTIONS BY MINORS IN THE SYSTEM OF CIVIL LEGAL RELATIONS

Natalia A. Ablyatipova, Tatyana A. Strelchuk,

Abstract. Explored the features of transactions concluded by minors under the age of 14 years. Based on the analysis of legislation and judicial practice materials, the main problems of the maintenance of the solvency of minors are highlighted, and ways to improve legislation are proposed.

Keywords: minors, solvency of minors, small domestic transactions, legal representatives, parents, judicial practice.

ABOUT INHERITANCE OF REAL ESTATE BY MEANS OF INHERITANCE FUNDS IN THE RUSSIAN FEDERATION

Mamuka Ivanovich Nikitin,

Abstract. In the article based on the analysis of legal literature and legislation on inheritance of real estate through inheritance funds in the Russian Federation several judgments are made: civil law is codified and presented in the form of several Federal laws: the Civil code of the Russian Federation (Part one, Part two, Part three, Part four); the institutionalization is subject exclusively to civil law; the adoption of the Federal law “About modification of parts the first, second and third Civil code of the Russian Federation” dated July 20, 2017 is the basis for separation in the civil law Institute of the inheritance of immovable property through hereditary funds.

Keywords: Russian Federation, legislation, normative legal act, Constitution of the Russian Federation, Federal law of the Russian Federation, civil legislation, Civil code of the Russian Federation (Part one, Part two, Part three, Part four), Federal law of the Russian Federation “On amendments to parts one, two and three of the Civil code of the Russian Federation” of July 20, 2017, civil law, Institute, Institute of inheritance of real estate through inheritance funds, real estate.

THE LIMITS OF SELF-REGULATION OF THE PARTIES OF INTERNATIONAL COMMERCIAL AGREEMENTS

Dina P. Strigunova,

Abstract. The purpose of this article is to consider the concept of “self-regulation” in relation to international commercial agreements and to identify its limits. The paper argues that self-regulation is associated with freedom of contract when formulating the terms of international commercial contracts, as well as with the obligation of the parties to these contracts to follow the rules formulated by them. The limits of self-regulation are preemptory norms of applicable law, norms of direct application and a clause on public policy.

Keywords: international commercial contract, self-regulation, freedom of contract, mandatory rules.

LITERARY AND ARTISTIC WORKS ON COPYRIGHT PROTECTION

Lyubov’V. Shcherbacheva,

Abstract. This article suggests that the idea of copyright as a guarantor of creativity, confirming the unique nature of the text — any subject, any volume written for any purpose — continues to exist. Copyright continues to encourage scholars, writers, poets and journalists to create new works with confidence both in material gain and in the fact that the form and content will not be changed. The article is devoted to the analysis of copyright protection for artistic and literary works under Russian and U.S. law.

Keywords: copyright, works of art, the TRIPS Agreement, the principle of “fair dealing” (“fair actions”); “orphan” works, parody.

THE PARADIGM OF TAX LAW SOURCES REQUIRES A THEORETICAL RETHINK

Nodari D. Eriashvili, Alexander I. Grigoriev,

Abstract. Considered the clarification of financial and tax authorities, which actually bodies of Executive power and given the force of a normative act (letters of the Ministry of Finance of Russia and FTS of Russia), as well as the decisions of the Constitutional Court of the Russian Federation, the decisions of the Supreme Court of the Russian Federation.

Keywords: sources of law, decisions of Constitutional Court of the Russian Federation, decisions of Plenum of the Supreme Court of the Russian Federation, letters of the Ministry of Finance of Russia and FTS of Russia.

PROTECTION OF THE TRAFFICKING OF WOODS IN THE LEGISLATION OF MEDIEVAL RUSSIA

Nadezhda Yu. Drozdova,

Abstract. The article is devoted to the peculiarities of the emergence of legal norms relating to the trafficking of woods in medieval Russia, analyzes the main normative legal acts, as well as conclusions about the state of legal relations and legislation in the forest sector of the time.

Keywords: Russkaya Pravda, Sobornoye Ulozheniye, the trafficking of woods, forest cutting, timber theft, the penalty.

LEGAL SIGNIFICANCE OF DIGITAL AGGRESSION

Nikita G. Ivanov,

Abstract. Examined the process of digitalization of the Russian living space from a critical point of view, showing that revolutionary aspirations in any issues of creation and in the introduction of digital technologies, can lead to the development of social deviations. Moreover, the total introduction of digital technologies creates the ground for illegal invasion of privacy and contributes to the formation of a code of dangerous condition, elements of which are successfully introduced into the Russian legal space.

Keywords: figure, digitalization, information space, progress, code of dangerous condition.

ABOUT FEATURES OF CRIMINALIZATION OF BRINGING TO SUICIDE

Anastasiya A. Ivleva,

Abstract. Features of the phenomenon “bringing to suicide” are revealed. The relevance of the topic is that the public risk of suicide is very high. A special threat today is cases of minors being driven to suicide through the use of various social networks. Based on the study of this phenomenon and its criminal-legal assessment, the author argues for the social significance and legal validity of the criminalization of driving to suicide.

Keywords: criminalization, suicide, social conditioning, leading to suicide, public danger, prevalence, criminal responsibility.

CRIMINAL-LEGAL ASSESSMENT OF THE VICTIM'S CONSENT TO NON-PAYMENT OF WAGES

Alexander V. Kursaev,

Abstract. This article is devoted to the criminal-legal assessment of the victim's consent to non-payment of wages (article 1451 of the Criminal code of the Russian Federation). It is concluded that the need for payment of wages is due to public interests, which makes it impossible to recognize this act as non-criminal only by virtue of obtaining the consent of the victim to non-payment of wages. The consent of the victim may be taken into account when releasing the perpetrator from criminal liability in connection with reconciliation with the victim.

Keywords: non-payment of wages, circumstances that exclude the crime of the act, the consent of the victim, the conditions of legality, extreme necessity.

CORRUPTION FACTOR IN MIGRATION POLICY OF THE RUSSIAN FEDERATION

Elena V. Mikhaylova, Victoria E. Khazova,

Abstract. Population migration is an important factor in the development of the country, having a positive impact on the socio-economic, political, and demographic processes taking place in it. The effectiveness of migration policies depends on the quality of legal regulation and practical application of immigration laws, the impact of anti-corruption measures in the implementation of state control (supervision) and the provision of public services in the field of migration, awareness of foreign and Russian citizens on the requirements of the legislation of the Russian Federation and measures of responsibility for their violation.

Keywords: migration, legal regulation of migration, migration legislation, corruption, corruption factor.

THEORETICAL ASPECTS OF THE PREVENTION OF CRIMES COMMITTED BY CONVICTS IN CORRECTIONAL INSTITUTIONS

Andrey A. Nuzhdin,

Abstract. The article highlights such an important aspect of the activities of the penitentiary system as the prevention of crimes committed by convicts in correctional institutions. The author reveals the concept of the term "warning", describes the opinions of various scientists on this problem. The main idea of the article is to show the activities of subjects in the prevention of penal crimes at different stages of criminal activity. The article is the starting point in considering this warning. In further scientific developments, the stages of the entire crime prevention in correctional institutions will be highlighted.

Keywords: warning, crime, convict, correctional institution.

CYBERCRIME AGAINST MINORS USING INFORMATION AND TELECOMMUNICATIONS NETWORKS. CONCEPTS. OFFERS. DEFINITIONS

Andrey A. Oganov,

Abstract. The rights and freedoms of children and minors are an acute problem of modern society and the degree of their security is largely determined by information and telecommunication networks. The solution of problems of children and minors in the field of youth formation is primarily associated with the sustainable development of the Internet, which is necessary to focus legislation, conferences, meetings, congresses, forums, meetings, etc. Modern changes, which are clearly taking place in the current innovative world both at the global and national levels, largely depend on the essential understanding of the protection of the rights and freedoms of children and minors. It is necessary to build moral guidelines in relations of the level “child-present”, “minor-future”.

Keywords: relevance, proposals, patterns, approaches, interactions, activate, limit, instructive-normative, information, basic, directions, improvement, mutual coordination, international cooperation, cybercrime, neurigulirovannost, transnational, cyberpolice, cyberbullying, cyber violence, cyber threats, operational-search legislation, cybercrime, cyberspace, minors, cyber-search activities, characteristics and prevention.

PROBLEMATIC ASPECTS IN DETERMINING THE TYPES OF LEGAL TECHNOLOGY IN CRIMINAL LEGISLATION

Maria P. Pronina,

Abstract. Lack of a single point of view on the content and conceptual features of legal technology actualizes the problem of its types. This article discusses certain issues of classification of legal technology in criminal legislation. Existing approaches to the problem in the doctrine are under study. Having analyzed significant number of approaches that exist in science and disclosing types of legal technology in criminal law, the author came to the conclusion that there is still no consensus on this issue: the scientific community identifies more than ten types of legal techniques. In this regard, the author proposes concept of legal technique in criminal law, which includes three interrelated theoretical provisions: lawmaking, interpretation and enforcement.

Keywords: criminal law, legal technique, classification, law-making, enforcement, interpretation, law.

COGNITIVE RESEARCH IN THE SYSTEM OF CRIMINOLOGICAL KNOWLEDGE

Victor N. Fadeev,

Abstract. Criminology will burst into new flame, lighting for the society the way to the better tomorrow, free from majority of crimes on the whole, if it takes active-constructive position towards it, will determine heuristic in its essence variant of development, will establish creative contact with the natural sciences — at will draw special attention of the researches, working over informational and cognitive technologies, on the area, that from our point of view holds huge scientific-practical potential. But still is not in the center of attention, but in it periphery or beyond the sphere of interest.

Keywords: criminology of future, active-constructive position; informational and cognitive technologies, system of criminological knowledge, interdisciplinary researches.

FEATURES OF INSPECTION AND SEIZURE OF ELECTRONIC STORAGE MEDIA TAKING INTO ACCOUNT THE REQUIREMENTS OF ARTICLE 164.1 OF THE CRIMINAL PROCEDURE CODE OF RUSSIA

Vladimir V. Gonchar, Denis V. Galiev,

Abstract. Considered the features of working with electronic information carriers in the production of investigative actions. Particular attention is paid to the consideration of the algorithm for removing the image of an electronic information carrier and the calculation of the hash of the sum.

Keywords: electronic storage medium, inspection of electronic storage media, seizure of electronic storage media, investigative actions, inspection of objects, search, inspection of the scene, computer forensics, hash amount, disk image.

RIGHT TO INFORMATION IN PRE-TRIAL STAGES OF CRIMINAL PROCEEDINGS

Dmitri A. Grishin,

Abstract. The article is devoted to the analysis of the consolidation of the right to information in the criminal procedure legislation. The author draws attention to the process of realization of this constitutional value by various participants of criminal proceedings. According to the results of the study, the necessity and importance of information awareness in the framework of pre-trial proceedings of various persons involved in the sphere of the analyzed activity is summarized.

Keywords: right to information, information awareness, legal status of participants in criminal proceedings, legality of criminal procedure.

TERMINATION OF A CRIMINAL CASE (CRIMINAL PROSECUTION) WITH VOLUNTARY COMPENSATION FOR DAMAGE CAUSED BY A CRIME: THEORY AND PRACTICE

Dmitriy A. Ivanov, Anton M. Martynov,

Abstract. The article deals with issues related to the procedural procedure for the termination of a criminal case (criminal prosecution) in case of voluntary compensation for damage caused by a crime. Provided specific examples from the materials of criminal cases, which reflect the positive experience of organizing the work of the investigator, the investigator, aimed at voluntary compensation for the damage caused by the crime, suspects and accused at the stage of preliminary investigation.

Keywords: harm caused by a crime, pre-trial proceedings, investigator, investigator, voluntary compensation for harm caused by a crime, reconciliation of the parties, judicial fine.

BASES OF APPLICATION OF PREVENTIVE MEASURES IN RUSSIA AND IN FOREIGN STATES

Mikhail A. Kulikov,

Abstract. Considered the types of preventive measures and the grounds for choosing preventive measures in the Russian Federation and foreign countries, as well as the problems of theory and practice of application.

Keywords: preventive measure, recognizance not to leave, personal guarantee, supervision of the command of a military unit, supervision of a minor accused, prohibition of certain actions, bail, house arrest, detention.

ON THE OBSERVANCE OF A REASONABLE BALANCE BETWEEN THE ADMISSIBILITY OF COERCION AND ITS PROHIBITION IN THE PERFORMANCE OF CERTAIN INVESTIGATIVE ACTIONS

Oxana V. Michurina,

Abstract. Coercion in criminal proceedings is not universal and comprehensive, but is due only to the public-legal nature of criminal proceedings. It is intended to ensure that evidence is collected in an appropriate manner and that the participants in criminal proceedings are guaranteed to perform their duties. But can coercion, being a permitted method of procedural influence, acquire an unacceptable character in the procedure of producing a specific investigative action? Can conditions be provided to maintain a reasonable balance between the permissibility of such coercion and its prohibitions? The author looks for answers to these and other important questions that are essential not only for the theory of criminal procedure, but also for practical activity in this article.

Keywords: procedural coercion, investigative actions, interrogation, examination, obtaining samples for comparative research, search, provision of biometric information, human rights and freedoms, honor and dignity.

PRE-INVESTIGATION CHECK ON STATEMENTS ABOUT THE CORRUPTION CRIME COMMITTED AT DISTRIBUTION AND EXPENDITURE OF BUDGETARY FUNDS

Stanislav V. Selivanov,

Abstract. Considered pre-investigation checks on allegations of corruption crimes committed in the distribution and expenditure of budget funds. The author substantiates the conclusion that one of the most important prerequisites for the successful investigation of corruption acts related to the distribution and expenditure of budget funds is the timely and correct solution of the issue of preliminary inspection and initiation of criminal proceedings. Before initiating a criminal case, the investigator must conduct a thorough check of the information contained in the message, make sure how reliable the facts are.

Keywords: stage of initiation of criminal case, corruption crimes, explanation, production of documentary checks, audits, instruction on production of separate investigative actions (quickly-search, search actions).

INTERNATIONAL LEGAL FRAMEWORK FOR CERTAIN GENERAL CONDITIONS OF PRELIMINARY INVESTIGATION

Daria S. Trinko,

Abstract. The Russian state, having its own peculiarities of development, borrowed the experience of foreign countries in various spheres of life, including in the field of criminal procedure law. In this article, we have tried to prove the fact of the influence of international law on the national system of general conditions of preliminary investigation, that is, to justify its international legal principles.

Keywords: general conditions of preliminary investigation, international legal aspect, criminal procedure, pre-trial proceedings.

TOPICAL ISSUES OF INTERACTION BETWEEN THE INVESTIGATOR AND THE BODY OF INQUIRY IN PRE-TRIAL PROCEEDINGS IN CRIMINAL CASES

Andrey Yu. Shumsky,

Abstract. Considered modern trends of interaction between the investigator and the body of inquiry in pre-trial proceedings in criminal cases. On the basis of the conducted research, it is proposed to improve the order of interaction between the investigator and the body of inquiry in order to increase the effectiveness of activities for the disclosure and investigation of crimes. In particular, the positive effect of creating specialized investigative teams in the regions as one of the optimal forms of interaction between the investigator and the body of inquiry in pre-trial proceedings in criminal cases is proved.

Keywords: investigator, body of inquiry, pre-trial proceedings, order for the production of operational search, investigative or operational measures, investigative actions.

NORMATIVE EXPRESSION OF THE RIGHT TO ACCESS TO JUSTICE IN THE RULES GOVERNING CRIMINAL PROCEEDINGS

Kirill V. Konstantinov,

Abstract. In the article, the author concludes that the right to access to justice is an integral part of the right to judicial protection and a fair trial, which can not be implemented without increasing the degree of implementation of other criminal procedural rights and guarantees: the right to appeal, the right to participate in a court session and fair justice, the right to bring their position to court, the right to oral, the right to an oral, open and public trial, the right to trial by jury. It seems that the practice of the ECHR serves as a certain vector in the development of Russian criminal procedure legislation and law enforcement practice.

Keywords: criminal proceedings, normative expression of law, access to justice, fair justice.

LEGAL TRAINING IN INTERNAL AFFAIRS BODIES AND ITS SIGNIFICANCE FOR THE PROFESSIONAL ACTIVITIES OF EMPLOYEES

Leonid L. Grishchenko, Julia L. Korabelnikova,

Abstract. The current stage of development of states is characterized by the fact that law is becoming increasingly important, public relations in various fields fall into the orbit of legal regulation. All this entails the need to raise the level of both the legal culture of ordinary citizens and makes special demands on the level of legal training for representatives of state authorities. As you know, employees of the internal affairs bodies are in constant interaction with citizens, and therefore special requirements are placed on the level of legal training of employees. The article substantiates the relationship of legal training and legal awareness of employees of internal affairs bodies, identifies the tasks and importance of legal training of employees.

Keywords: legal training, internal affairs bodies, legal awareness, legal culture, Ministry of Internal Affairs of Russia.

ABOUT PROHIBITION OF PASSING OF THE PUBLIC (MUNICIPAL) SERVICE BY THE PERSONS CONSISTING IN CLOSE RELATIONSHIP OR PROPERTY: PROBLEMS OF LEGISLATIVE REGULATION AND THE WAY OF THEIR SOLUTION

Vadim V. Kramskoy, Roman B. Osokin,

Abstract. Examined the issue of prohibition of service by persons who are in close relationship or property and substituting positions related to the direct subordination or control of one of them to another. The author draws attention to the inefficiency of the legal impact of the existing ban on public relations in the sphere of organization of the state (municipal) service, taking into account the organizational and staffing structure of public authorities and local self-government, involving the replacement of individual positions by employees of various types of service, as well as persons engaged in professional activities in the professions of workers. However, despite the unity of the legal and organizational basis of public service, the relationship of state and municipal service, suggesting legislative consolidation of a unified approach to the organization of state (municipal) services in the special legislation regulating questions of public service of various kinds of municipal service, neediness formulated the rule-the ban on military service the persons consisting in close relationship or property, and occupying positions, related to the direct subordination or control of one of them to another. The aim of the study is to propose a new approach to formulating the hypothesis and disposition of the legal norm prohibiting the employment of persons who are close relatives or properties and substituting positions associated with the direct subordination or control of one of them to another. The realization of this goal is achieved by solving the following problems: the study of the anti-corruption policy, including a review of recent major legal acts in this sphere of public relations; summary of existing views on the prohibition of the employment of persons related to a close relationship and substituting affiliated positions; analysis of the legal norms contained in the special legislation relating to the issue under consideration; definition of problematic legal and technical aspects in the formulation of rules-prohibitions governing the service of persons consisting in a close relationship or property and substituting positions related to direct subordination or control of one of them to the other. In the course of scientific work dialectical method, methods of analysis and synthesis, formal-legal and comparative-legal approaches. The main conclusion of the study is the idea of unification of the legal norm providing for the prohibition of service by persons who are in close relationship or property and substituting positions related to the direct subordination or control of one of them to another, and the inclusion of its proposed version in the special legislation regulating the passage of certain types of state (municipal) service.

Keywords: prohibition, nepotism, close kinship, property, officials, anti-corruption, internal affairs bodies, customs bodies, prosecutor's offices, local self-government bodies.

ANALYSIS OF INTERNATIONAL LEGAL METHODS FOR RESOLVING CONFLICTS OF INTEREST ON THE EXAMPLE OF THE USA AND EUROPE

Pavel V. Smirnov,

Abstract. Considered methods of managing conflicts of interest and approaches to their regulation in international legal practice, denotes the ways of countering conflicts used in Europe and the USA and their differences. The purpose of this article is a comprehensive analysis of international experience in regulating conflicts of interest in advocacy. This study is relevant, because the most purposeful way to increase the effectiveness of protection from conflicts of interest is to refer to the established practice of managing conflicts of interest in the United States and Europe. Comparison of the methods used in Europe and the USA will subsequently allow us to formulate the most appropriate and universal methods of dealing with conflicts of interest. The results of the research are the following: at the moment there is no single approach to both conflict management and their legal regulation. At the same time, the English approach seems to be preferable, since the client of a law firm in Europe faces a lower level of risk in relations with the firm than in the USA, due to more serious formal prohibitions and strict rules adopted in European states.

Keywords: conflict of interest, advocacy, client risks, obligations to clients, CCBE Code.

ON THE ISSUE OF THE IMPLEMENTATION OF RADIO FREQUENCY IDENTIFICATION (RFID) TECHNOLOGY AS A MEANS OF COUNTERING THE COMMISSION OF CERTAIN TYPES (GROUPS) OF CRIMES

Ernar N. Begaliev,

Abstract. Provided an analysis of the practice of applying the method of radio frequency identification based on international experience. Considered various areas of use of RFID technology (safety; animal husbandry; logistics; transport; pharmacy, etc.). A SWOT analysis was carried out that included the strengths and weaknesses of the method under study. Different points of view are offered to scholars specializing in jurisprudence, as well as other sciences on this subject. The key point of this article is the author's conclusions and suggestions regarding the introduction of RFID technology into operational, investigative, and expert practice.

Keywords: sensor, label, portal, radio frequency identification, scanner.

TO THE QUESTION OF THE NEED TO FIX THE CONCEPT OF “CORRUPTION CRIME” IN THE CURRENT LEGISLATION

Nikolai A. Kuzmin,

Abstract. Article is devoted to the study of the concept of «corruption crime» on the basis of existing views on its content in science and current legislation. The relationship between the concepts of «corruption» and «corruption crimes» is considered. Conclusions are drawn about the structural and content elements of the concept of «corruption crime» and a proposal is made about the need for its legal consolidation in article 1 of the Federal law «On combating corruption».

Keywords: corruption crime, corruption, official, crime, concept, law, normative legal acts.

SOME ASPECTS OF PREVENTIVE ACTIVITY IN FORENSIC EXAMINATION OF SIGNALING DEVICES

Elena V. Melanich,

Abstract. The article deals with a number of issues related to the study of signal locking and sealing devices. The features of non-destructive criminal hacking are analyzed. There is insufficient coordination in the work of stakeholders in interaction and building an adequate threat prevention system for offenses and crimes in processes involving the use of signaling devices.

Keywords: locking and sealing device, signal device, criminal hacking, the improvement of the protection methods, technical expertise, judicial expertise.

USAGE OF SPECIAL KNOWLEDGE IN THE INVESTIGATION OF CRIMINAL CASES OF ILLEGAL HUNTING

Sergey S. Senkevich,

Abstract. The article deals with problematic issues related to the use of special knowledge in the investigation of criminal cases of illegal hunting used in the Republic of Belarus and the Russian Federation, makes proposals for the integration of the latest achievements of other Sciences in criminology and their use in procedural and non-procedural forms. The analysis of the possibilities of examinations of “traditional” types, as well as modern achievements in the field of forensic examination is given.

Keywords: criminalistics, special knowledge, illegal hunting, investigative action, specialist, expert, examination, investigator, investigator, person conducting the inquiry, forensic support of the investigation.

PROBLEMS OF INTERACTION WITH ENTITIES DURING CRIMINAL INVESTIGATIONS

Svetlana N. Shelskaya,

Abstract. Discussed the problems of the interaction of investigative units with entities depending on the procedural status. Analyzed the powers of entities, their representatives and calls for the introduction of duties and procedural liability of entities and their representatives.

Keywords: entities; interaction; representation; procedural liability; suspension of activity.

MAIN CONCEPTUAL PROVISIONS FOR IMPROVING THE OPERATIONAL AND INVESTIGATIVE ACTIVITIES OF CRIMINAL INVESTIGATION UNITS TO COUNTER ORGANIZED CRIME

Pavel V. Ezrokhin,

Abstract. Some topical issues of improving the operational and investigative activities of criminal investigation units to counter organized crime in modern conditions are considered, and the main directions of the Concept of operational and investigative activities of criminal investigation units to combat organized groups, criminal communities (criminal organizations) and gangs are proposed.

Keywords: improving efficiency, a set of measures, operational and service activities, criminal investigation units of internal affairs bodies, counteraction, organized groups, criminal communities (criminal organizations).

USE OF CERTAIN TYPES OF UNMANNED AERIAL VEHICLES TO ENSURE THE SAFETY OF PUBLIC EVENTS

Boris R. Avetisyan, Karen R. Avetisyan,

Abstract. Considered the possibility of using unmanned aerial vehicles of aircraft and helicopter type, in the performance of special tasks by law enforcement agencies, the modular structure of which allows you to adapt the unmanned aerial vehicles to different conditions and the effective implementation of different tasks.

Keywords: quadcopter, special tasks, modular base, operational headquarters, law enforcement bodies.

ABOUT LEGAL REGULATION OF THE ORGANIZATION OF INTERNAL AFFAIRS BODIES OF THE RUSSIAN FEDERATION

Svetlana G. Guseva, Tatyana Ya. Konyahina, Anna P. Skvortsova,

Abstract. The article based on the analysis of legal literature and legislation on the organization of internal affairs bodies of the Russian Federation justifies several judgments: the system of internal affairs bodies includes several elements: the police, migration control bodies, drug control bodies, and divisions of the Investigative Department of the Ministry of Internal Affairs of the Russian Federation (four in total); the organization of internal affairs bodies is based on the Federal structure of the Russian Federation and its administrative-territorial division.

Keywords: Russian Federation, legislation, normative legal act, Constitution of the Russian Federation, Federal law, Federal law «On police» of January 28, 2011, Federal structure, subject of the Russian Federation, administrative-territorial division, internal affairs body, organization of internal affairs bodies, Ministry of Internal Affairs of the Russian Federation.

CONSTITUTIONAL AND LEGAL REGULATION OF MIGRATION POLICY IN THE KINGDOM OF THE NETHERLANDS

Tatyana A. Prudnikova,

Abstract. Described the specifics of implementing migration policy in the Kingdom of the Netherlands, the types of migration statuses of foreign citizens, and the procedure for obtaining a temporary residence permit.

Keywords: migrant, foreign citizen, migration policy, residence permit, status, legislation, regulation.

LEGAL ENTITIES PARTICIPATING IN ROAD ACTIVITIES AND ACTIVITIES FOR THE CREATION AND IMPLEMENTATION OF VEHICLES AND ENSURING THEIR TECHNICAL CONDITION

Alexander S. Rudnev,

Abstract. The article is devoted to the analysis of legal entities involved in road activities and activities for the creation and sale of vehicles, as well as ensuring their technical condition. An attempt is made to classify legal entities in the field of activity under consideration. The main requirements for these legal entities, their responsibilities and responsibility for non-performance or improper performance of their duties are considered, the characteristic features of these groups of individuals are highlighted.

Keywords: administrative responsibility, classification of legal entities, obligations of legal entities, basic requirements for legal entities, special subjects of administrative responsibility, legal entities.

PERSPECTIVES OF DEVELOPMENT OF THE SYSTEM OF COUNTERING THE FINANCING OF TERRORISM AT THE PRESENT STAGE

Yulia N. Sosnowskaya, Eleonora V. Markina,

Abstract. Analyzed the system of financing of terrorism, as well as the practice of countering it in our country.

Keywords: terrorism, countering, society, country.

THE SYSTEM OF EDUCATION OF POLICE IN THE MINISTRY OF INTERNAL AFFAIRS OF THE SLOVAK REPUBLIC

Kristína Králiková, Liudmila Surma,

Abstract. The aim of our work is to refute or confirm the hypothesis: “The current structure of police education in the Ministry of Internal Affairs of the Slovak Republic is effective enough to educate a humane, disinterested and responsible member of the police” In our work, we further consider the structure of police education in the Ministry of Internal Affairs. We analyze training in individual institutions involved in the selection and training of professional personnel for police positions in the Ministry of the Interior.

Keywords: Ministry of internal affairs of the Slovak Republic, structure of education of police, de lege lata.

THE MECHANISMS FOR THE RECOGNITION OF QUALITY AND LEVEL OF TRAINING GRADUATES OF LAW ENFORCEMENT SYSTEM REQUIREMENTS OF THE EMPLOYER: NEW CHALLENGES

Nikolay V. Rumyantsev, Olga A. Bondareva,

Abstract. Considered the problem of creating a system for conducting public accreditation of educational programs in educational organizations of the law enforcement system. The authors formulated proposals on the use of evaluation by independent associations of experts and representatives of the employer when conducting professional public accreditation in the educational organizations of the law enforcement system, taking into account its specific characteristics and conditions of a particular environment. With the participation of the authors, within the framework of the Comprehensive Plan for the Scientific Support of Activities for 2018, a study was conducted to substantiate and provide methodological support for conducting professional public accreditation of educational programs in educational organizations of the law enforcement system. The expected results of the introduction of the institute of professional and public accreditation in the departmental educational organizations are considered: improving the quality of educational programs implemented, the level of organization of staff training, the quality and relevance of educational services, and the image of departmental service.

Keywords: educational policy, professional and public accreditation, quality of education, stages of implementation.

ASSESSMENT OF THE IMPACT OF OPERATIONAL RISKS ON THE ECONOMIC SECURITY OF THE BANKING SYSTEM

Mikhail S. Veretin,

Abstract. Considered the possibility of using as indicators of operational risk violations of various banking standards, which will allow a dynamic analysis of the bank's exposure to a particular risk and use the most effective means of control in this situation.

Keywords: banks, credit organizations, risk management system, operational risk, fraud, the manufacture or sale of counterfeit money, illegal circulation of means of payment.

ECONOMIC AND LEGAL ASPECTS OF THE ORGANIZATION OF THE INTERNATIONAL AIR TRANSPORTATION SYSTEM

Sergey I. Gerasimenko,

Abstract. The article is devoted to the study of some features of the legal regulation of international air transportation; analyzed regulatory legal acts of various levels — international, regional, national — on the use of aviation in order to transport both goods and passengers. The essence of the mechanisms of modern regulation of air transportation by the International Civil Aviation Organization is described, and the properties of the air traffic management environment are also analyzed.

Keywords: international organizations, air transportation, civil aviation, airspace, international transportation, legal aspects.

METHODS TO COUNTERACT THE CONDUCT OF INFORMAL FINANCIAL TRANSACTIONS IN THE CREDIT ORGANIZATIONS

Elena I. Kuznetsova,

Abstract. The article determines that one of the important directions of scientific research on the problem of money laundering is to identify the role of credit organizations in preventing this problem. In line with this, the nature of money laundering, the definition of suspicious transactions, as well as defined regulations governing the activities of banks to identify, control and prevent money laundering.

Keywords: bank, legalization, shadow financial transactions, dubious transactions, economic security, banking legislation.

CHANGING THE CONTEXT OF DIGITAL SOCIETY INNOVATION

Maria V. Kuznetsova,

Abstract. Considered the need to take into account the factor of digitalization in the study of the impact of innovation on the level of economic security. It is determined that an important task of development is the possibility of using new sources of growth that appear with the development of information and communication technologies (ICT). In addition, the use of these technologies can ensure high efficiency of resource use and increase the competitiveness of the domestic economy, which in turn will strengthen economic security.

Keywords: economic security risks, digital society, innovation, digital technologies, innovation ecosystem.

SOME BASIC COMPONENTS OF HUMAN POTENTIAL

Anna N. Osipova,

Abstract. In the framework of modern trends and the formation of a new ecosystem, new challenges and threats to the economic security of the state are formed. Based on this, one of the main directions for ensuring economic security is the development of human potential. The problem is of particular relevance, since it becomes generally accepted that the wealth of any state is people, human resources and human potential, the management of which is the basis of the socio-economic growth and security of the state. The directions of human potential development lie in several socio-economic planes, which will be considered in this article. In economics, this is called components. The question of the components of human potential is the initial stage of studying the essence of human potential, searching for qualitative and quantitative indicators, as well as determining the directions of its formation and development.

Keywords: economy, development, security, human, potential, capital, resource, component, strategy, state, demography, healthcare, education, labor, culture, ecology.

SOME SPECIFIC FEATURES OF DEVELOPMENT OF SEPARATE BRANCHES OF THE RUSSIAN ECONOMY IN ASPECT OF ACTION OF ANTI-RUSSIAN SANCTIONS

Andrey A. Yakovlev,

Abstract. Briefly characterized some specific features of development of innovation branches of the Russian economy (taking into account western sanctions), that is in conditions, when the problem of positive functioning of enterprises (in case of high intensity of external threats) is accentuated. The position of key enterprises (taking into account contradictions in industries, which influence on the results of economic activity — exactly or indirectly) is described. Also it is substantiated, that innovations are to be considered as a condition of transition to successful development of industrial manufactures.

Keywords: production process, innovation mechanism of administration, scientific and technical potential, postindustrial development, reindustrialization of economy, risks of business activity, policy of replacement of importation.

INSURANCE UNDERWRITING AND AUDIT OF THE TRAVEL INSURANCE AGREEMENTS

Nadezhda N. Nikulina, Svetlana V. Berezina, Maria E. Shashkina,

Abstract. Made a research of category “insurance underwriting”, given an overview of variants of this category. Provided an overview of the main and additional insurance programs being currently developed for the tourism industry, the essential conditions associated with the risks selected from the risk package are highlighted. The features of underwriting in companies that carry out tourism insurance are shown. Some areas of practical audit of insurance contracts which promote compliance with the interests of the parties have been singled out. Highlighted problems of insurance underwriting in tourism.

Keywords: insurance underwriting, actuary, tourism, actuarial calculations, insurance premium, insured event, audit, business operations.

ASSESSMENT OF CONSEQUENCES AND FACTORS OF DELIBERATE UNDERMINING OF ORGANIZATIONS' FINANCES

Irina V. Azarenkova, Artem I. Borshchenko,

Abstract. Discussed some aspects of the application of mathematical and econometric methods for a comprehensive analysis of one of the weakly controlled negative phenomena of the domestic economy, associated with the deliberate bringing of the financial condition of organizations to the level when, legally, the owners may not fulfill their debt obligations. Key attention is paid to the identification of observation units and econometric modeling of factors.

Keywords: unprofitable organizations, illegal bankruptcy, econometric models, sphere space, unit metric.

STATISTICAL INVESTIGATION OF CRIMES AGAINST THE INTERESTS OF THE SERVICE AND ABUSE OF AUTHORITY

Mark K. Vasiliev, Dmitry V. Dianov,

Abstract. In the framework of this article, an analysis of crimes against the interests of service in commercial and other organizations is carried out. Using the method of correlation and regression analysis, the tightness was assessed and the direction of communication was identified, and the analytical expression of the relationship between the main socio-economic indicators and the number of crimes against the interests of the service in commercial and other organizations was determined. Predicted values of socio-economic indicators-factors determining the number crimes against the interests of service in commercial and other organizations for the next two years.

Keywords: economic security statistics, crimes against the interests of the service, abuse of power, commercial bribery, factor analysis.

HISTORICAL TIME SERIES FOR THE NOMINAL GDP OF THE RUSSIAN FEDERATION: 1991-2018

Oleg V. Shumilin,

Abstract. The nominal GDP indicator serves as the primary guideline for assessing economic growth. The nominal GDP indicator is used when comparing the economic growth of Russia with foreign countries and allows highlighting additional “shades” of the state’s economic development.

The article is devoted to the presentation of the historical time series of the nominal GDP indicator. Particular attention is paid to the source of data on nominal GDP. The data on nominal GDP in dynamics since the formation of the Russian Federation from 1991 to 2018 are presented, in rubles, in US dollars and in euros.

Keywords: GDP at current prices in national currency, in US dollars and euros, historical time series.

PROBLEMS OF THE FORMATION OF PSYCHOLOGICAL POTENTIAL RESERVE OF THE LEADING STAFF OF THE TERRITORIAL BODIES OF THE MINISTRY OF INTERNAL AFFAIRS OF RUSSIA

Aigul V. Gainullina,

Abstract. Discussed the concept of the psychological potential of the personality of the head of the internal affairs bodies, reveals the psychological problems of training employees from among the reserve staff for nomination, given the results of a psychodiagnostic examination of some indicators of the managerial potential of the reservists: communicative and organizational inclinations, career aspirations, leadership qualities, personality orientation. The conclusions and recommendations on the formation of the psychological potential of the personnel reserve of the leading staff of the territorial bodies of the Ministry of Internal Affairs of Russia are determined.

Keywords: psychological potential, leader, management subject, personnel reserve, reservists, psychological support.

STUDY OF THE MODERN VALUE PARADIGM IN CADETS OF THE EDUCATIONAL ORGANIZATION OF THE MINISTRY OF INTERNAL AFFAIRS OF RUSSIA

Dmitry V. Deulin, Natalya V. Anikeeva,

Abstract. The article is devoted to one of the most important problems of modern psychology — the study of the values of modern youth. The analysis and generalization of theoretical and methodological approaches to the study of values and value orientations are carried out. Some results of the authors’ research of terminal and instrumental values of cadets of the educational organization of the Ministry of internal Affairs of Russia in the context of the model of value orientations of M. Rokich are also presented.

Keywords: youth, cadets of the educational organization of the Ministry of Internal Affairs of Russia, values, value orientations, terminal values, instrumental values.

PSYCHOLOGICAL FEATURES OF IDEAS ABOUT THE MEANING OF LIFE BY CONVICTS AND FEATURES OF ITS FORMATION

Igor B. Lebedev, Irina G. Evseeva, Elena Ye. Gavrina, Yuri V. Chumanov,

Abstract. The article is devoted to the study of certain aspects of the meaning of life in convicts left in pre-trial detention centers for economic services. Their socio-psychological features that affect life plans and goals, their relationship with the value components that determine the meaning of life orientations of people who are isolated from society are considered. The article describes the main stages of forming the meaning of life of convicts, as well as the possibilities of psychological and pedagogical influence on the change of semantic constructs of these citizens.

Keywords: meaning of life, values, convicts, pre-trial detention centers.