

АННОТАЦИИ И КЛЮЧЕВЫЕ СЛОВА

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ABSTRACT AND KEYWORDS

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FEATURES OF THE CLASSIFICATION OF MODERN RELIGIOUS NETWORK FORMATIONS

Ruslan M. Akhmedov

Abstract. The digitalization of the social environment inevitably affected the cultural and ideological side of public life, where new projections of online religious communities appeared. The paper presents the author's view on the specifics of the classification of online religious communities. Based on classification of digital religions justification of the concept of the network religious community is given.

Keywords: digital religion, cyberspace, network community, religion, digital technologies, artificial intelligence

POLICE STRUCTURES OF THE MINISTRY OF INTERNAL AFFAIRS OF THE IRKUTSK PROVINCE IN THE PERIOD OF THE XIX – EARLY XX CENTURIES

Sergey Yu. Grozin

Abstract. The article deals with the problems of the development of the police bodies of the Irkutsk province in the period of the XIX– early XX centuries. The author of the article, carrying out a historical and legal analysis, makes a number of conclusions and generalizations that clearly demonstrate the main milestones in the development of police bodies and their key functions. This article does not pretend to be a large-scale study of this problem, but rather a brief essay that will allow the inexperienced reader to get acquainted with the essence of the genesis of police formations during this period and the main directions of their activities.

Keywords: police, Irkutsk province, Siberian institution, mountain police guard

THE SPECIFICS OF DRAWING UP PRACTICAL TASKS ON LEGAL TECHNOLOGY IN THE DISTANCE

Stanislav A. Ivanov

Abstract. The main difference between the compilation of practical tasks on legal technology when using distance learning from the compilation of theoretical, logical, game and other types of tasks is that they have the main didactic emphasis on practicing the skills of using already known theoretical and legal material in relation to a typical situation that develops in legal practice, or simply modeled by the teacher based on his personal experience or tasks that are set for students in a particular lesson.

Keywords: types of tasks in the distance learning form, practical tasks on legal technology, typical and simulated situations in a practical task.

CHANGES IN THE STRUCTURE OF CRIME IN LENINGRAD AND THE LENINGRAD REGION IN 1960–1990 AND THE MAIN DIRECTIONS OF THE FIGHT AGAINST IT

Alexander Ya. Malygin, Dmitry V. Ivanov

Abstract. The article analyzes the correlation of various types of crimes in the total aggregate of recorded criminality in the Leningrad region over the past thirty years of Soviet state and legal construction. It also shows the ratio of various categories of persons who have committed crimes in the overall structure of identified offenders. The conclusion is made about the constantly increasing nature of crime in the region and its qualitative changes. Its growth in the early 1960–1990 occurred mainly due to an increase in the number of selfish and selfish-violent acts. The work identifies the key areas of activity of legal bodies in these years to combat crime in Leningrad and the region.

Keywords: structure of crime, crime rate, crime control, Internal Affairs Directorate – Main Directorate of Internal Affairs of Leningrad

City Executive Committees, courts, prosecutor's office, Leningrad and Leningrad region, early 1960–1990

THE REFORM OF THE PRELIMINARY INVESTIGATION AND THE FORMATION OF THE INSTITUTE OF INQUIRY IN RUSSIA: 1860–1864

Tat'yana L. Matiyenko

Abstract. The article examines the peculiarities of the formation of the institute of inquiry in legal theory and practice in the conditions of the transitional period of development of Russian society in the middle of the XIX century. The advantages and disadvantages of the projects and legal foundations of the reform of the preliminary investigation of 1860 as the most important component of the judicial reform of 1864 are revealed. It is emphasized that the ideological platform of the reforms was the doctrine of the separation of powers, concretized in the organization and legal regulation of the Russian criminal process in the second half of the XIX century. by dividing its pre-trial proceedings into a preliminary investigation, transferred to the judicial department, and an inquiry, retained in the competence of the police and acquired independence as a criminal procedure institution.

Keywords: preliminary investigation, preliminary investigation, inquiry, pre-trial proceedings, judicial investigator, police, police functions, police competence, criminal procedure, Russian Empire, Russia

COMPARATIVE LEGISPRUDENCE AS THE DIRECTION OF LEGAL COMPARATIVISTICS: PARAMETERS OF FORMATION AND DEVELOPMENT

Vitaly V. Oksamytnyi

Abstract. Comparative theory of the law on the basis of comparison reveals the essence and purpose of the law as the original form of law, examines the relationship between law and the law, explores the essence of the rule of the law as the most important principle of law, and addresses the birth and development of the law as a legal phenomenon, its place and role in the systems of the sources of law of modern states.

Keywords: law, legislation, legisprudence, comparative theory of the law, legal comparativistics.

INNOVATION IN LAW: MODERN LEGAL TECHNOLOGIES IN THE CONTEXT OF DIGITAL REALITY. ARTICLE 8. INNOVATIVE TECHNOLOGIES FOR THE FORMATION AND MAINTENANCE OF LEGAL ORDER

Vladimir I. Chervonyuk

Abstract. Digitalization, technologization, robotization, development of artificial intelligence systems are interconnected, and in the latest conditions are interdependent quantities; the ever-increasing interactions between them significantly affect the legal life of modern society, the legal policy of the state, subordinate legal structures to their influence, form new legal practices, transform legal perception and legal behavior of communicating subjects, predetermine the need for innovative legal regulators.

In the twenty century legal technologies along with the function of rationalizing the behavior of social actors in the sphere of law are used to achieve large scale tasks of legal policy – introduction of new or redistribution of existing methods of legal regulation, design, testing and introduction of innovative legal regimes into the country's legal system, use of mechanisms for deregulation in the economy, transplantation of new types of procedural and control and Supervisory proceedings, systematization of large legislative arrays, and thus giving the law the necessary structure and systematic nature of action.

Innovative legal technologies are the production of a new product by means and techniques previously unknown to practice. In the context of the goals and objectives of digitalization, there is an urgent need for the wide use of «legal engineering» tools in various areas of public administration, in legislative and law enforcement activities, in the field of law enforcement and in the organization of legal behavior of direct legal users. The factor of the technosphere and the emerging digital reality not only changes the nature of law (and legal regulation), but also restructures the subject areas of legal science, affects their content and format of legal research. The sphere of scientific analysis involves new objects that had no analogues; the developed problems are completely subordinated to the needs of developing practice.

The proposed project compositionally covers nine articles united by a single concept, the object of analysis in which is the Innovative legal technologies.

In this is developed legal doctrine in relation to the cycles of law – legal influence, perception of law, legal actions and legal order – an analysis of technologies for applying data in legislation is proposed; the methodology and technologies for applying experimental legal regimes («regulatory sandboxes») in certain areas (zones, sections) of legal regulation are investigated; legal innovations in the field of deregulation, the introduction of «regulatory guillotine» mechanisms, etc. are highlighted. The analysis of the limits of technologization (and digitalization) is presented); the necessity of understanding the risks associated with digital technologies is proved, and the justification of measures to counter aggressive manifestations of the «digital environment» is proposed.

Keywords: technologization of legal activity, digitalization in law, digitalization of law, social and legal value of legal technologies, levels of application of legal technologies, «legal engineering», legislative technologies, technologies for coordinating interests in legislative activity, Big data technologies in legislation, technologies of advanced lawmaking, experimental legal regime, technologies for creating «regulatory sandboxes», legislation on mandatory requirements, innovations in the field of deregulation, mechanisms of the «regulatory guillotine» methodology and technologies for assessing regulatory impact, parliamentary control over the implementation of laws, technologies for the perception of law, information and legal technologies, digitalization in law, «digital lawyer, «digital social Ombudsman», law enforcement technologies, technologies for the formation of legal (constitutional) orders, technologies for ensuring lawful behavior, technologies for restorative justice, electronic justice, predicative justice, digitalization of judicial proceedings, artificial intelligence systems in the field of environmental protection, neural network technologies, technologies for assessing the state of the socio-legal environment, the method of event analysis, the limits of technologization (and digitalization), «digital dictatorship», illegal invasion of privacy, the right to protect geolocation, criteria for the validity (admissibility) of digitalization in the law.

DEVELOPMENT OF RUSSIAN STATEHOOD IN THE CONTEXT OF THE 2020 CONSTITUTIONAL REFORM

Nikita S. Grudin

Abstract. The article considers the impact of the constitutional reform of 2020 on the development of Russian statehood. The author of the article emphasizes that the constitutional reform of 2020 drew a line under the stage of the formation of modern Russian statehood and marked the transition to a new stage – the stage of development. The 2020 reform allowed to strengthen the influence of parliament on the executive branch, strengthened the foundations of the mixed presidential-parliamentary republic, clarified the number of possible presidential terms, brought state authorities and local self-government closer. This reform constituted the sovereignty of Russian statehood and its integrity.

Keywords: constitutional reform, public power, separation of powers, mixed republic

FORMS OF INTERACTION OF THE TERRITORIAL BODIES OF THE MIA OF RUSSIA WITH ORGANIZATIONS IN THE FIELD OF CONTROL OVER EXECUTION OF THE IMMIGRATION LAWS

Anatoliy S. Prudnikov

Abstract. This article describes the main forms of interaction of divisions on migration of territorial bodies of the MIA of Russia with civil society institutions and other public authorities to monitor compliance with immigration laws, which serve as effective mechanisms to improve their work.

Keywords: form, interaction, institutions, civil society, control, legislation, migration, bodies, authorities, subjects, divisions.

THE EVOLUTION OF PRIVATE PROPERTY LAW: A COMPARATIVE STUDY

Marat V. Saudakhanov

Abstract. The article shows the main stages of the evolution of the right of private property in Russia and foreign countries, analyzes the features of securing its legal status at each stage. The main trends of evolution, as well as the features of the legal status of property rights in the Soviet period are shown. The author's position on this issue is formulated.

Keywords: private property, social function of private property, evolution of property rights, property in the USSR

PROBLEMS OF CONSTITUTIONALIZATION OF DIGITAL DEMOCRACY IN THE LIGHT OF MODERN ITALIAN POLITICAL LEGAL DOCTRINE

Olga A. Sergacheva, Vladimir V. Slezhenkov

Abstract. The article is devoted to the controversial issues of the characterization of digital democracy by modern Italian legal scholars as a phenomenon replacing or complementing the «classical» representative democracy. Within the framework of the study, the authors provide a conceptual analysis of digital democracy, and consider its relationship with the known forms and types of democracy. The central place in the work is the study of the issue of the constitutionalization of digital democracy, which largely determines the admissibility of its description as «democracy 2.0». Based on the results of the study, in addition to the conclusions of a conceptual nature, the authors considered the possibilities of updating the relevant developments of Italian scientists for the domestic political and legal doctrine.

Keywords: democratic political regime, representative democracy, e-democracy, digital democracy, algocracy, constitutionalism, constitution, form of government

INSIGNIFICANT TRANSACTIONS AND THEIR FEATURES

Sergey A. Anokhin

Abstract. The legislation on void transactions is analyzed, their composition is investigated, the features of the law enforcement practice that develop during the consideration by courts of cases on invalidating a void transaction are shown.

Keywords: void transaction, invalidity, voidability of transactions, reform of civil legislation

FEATURES OF CIVIL LAW REGULATION OF PROPERTY RELATIONS OF SPOUSES

Rafael' G. Babaev, Yulia A. Ivanova, Ludmila N. Menyaylo

Abstract. The state registration of marriage is a procedure that generates the emergence of not only personal, but also property relations between a man and a woman. The property relations of the spouses act as the material basis of the family and this creates the need for their proper legal regulation. The purpose of the article is to analyze some features of the civil law regulation of property relations of spouses, methods and procedure for the possession, use and disposal of marital property, as well as property in which significant investments were made by one of the spouses during the marriage. The methodology of the study was made up of methods of comparative legal analysis and generalization.

Keywords: Constitution of the Russian Federation, Family Code of the Russian Federation, spouses, marriage registration, property relations, institution of the family, civil legislation

ON THE TRANSFORMATION OF THE LEGAL MODEL OF CORPORATE GOVERNANCE IN THE DIGITAL AGE

Alexey V. Barkov, Yana S. Grishina

Abstract. The article reveals the features of the transformation of the legal model of corporate governance and social responsibility of business in the digital era, the change in corporate priorities from increasing shareholder value to ensuring the interests of a wide range of stakeholders. Based on the study of foreign law enforcement experience of high-tech corporations and the doctrinal views of scientists, the author reveals the features of the mission-oriented model of corporate governance, which, in the context of business digitalization, can act as an alternative to shareholder-oriented management.

Keywords: digitalization, mission-oriented business, corporate social responsibility

NATIONAL PAYMENT SYSTEM IN THE RUSSIAN FEDERATION: THE NEED FOR

Georgy M. Butbaia

Abstract. The article deals with the issues of the settling up of a national payment system and offers a private assessment of the facts that indicate the need for the emergence of a national payment system. The author touch upon the problems of legal regulation of the activities of international payment systems in the Russian Federation and analyze the factors of protecting the economic sovereignty of Russia through the creating of the national payment system.

Keywords: national payment system, international payment system, financial market, settlements, sanctions.

INTERACTION OF THE LAW OF OBLIGATIONS WITH OTHER SUB-SECTORS, INSTITUTES AND PRIVATE LAW CONSTRUCTIONS

Vladimira V. Dolinskaya

Abstract. The paper deals with the problem of the systemic nature of civil law and the interaction of binding relations with other sub-sectors, institutions and structures of private law. The article summarizes the trends in the development of the law of obligations as a sub-branch in the system of civil rights. The problems associated with the non-synchronicity of the development of various legal institutions and sub-branches of law are identified. Conclusions are drawn about the expansion of the range of regulated relations and the need to find the most appropriate legal forms.

Keywords: legal relations of obligations, civil law system, contractual relations, non-contractual obligations, principles of the law of obligations, intellectual property, smart contract.

PROBLEMS OF LEGAL REGULATION OF THE RIGHTS AND RESPONSIBILITIES OF A BONA FIDE ACQUIRER

Lyubov' V. Shcherbacheva

Abstract. The study concludes that everyone has the right to obtain data on the basic characteristics of the property and registered rights, as well as the transfer of rights to the property.

This article notes that it is necessary to provide a security mechanism to protect (restore) the right to real estate in the event of its loss for reasons that are independent of the bona fide acquirer of rights, through public bodies.

Keywords: bona fide acquirer, Rosrester, alienating things, alien, presumption of good faith, legal status

ACTUAL PROBLEMS AND TRENDS OF BANKRUPTCY IN RUSSIA

Gulnara A. Salakhedinova

Abstract. This paper is devoted to the analysis of current trends in the market of credit institutions and their financial stability. It analyzes the dynamics of revocation of licenses of credit institutions, as well as the structure of the number of banks that terminated their activities. In addition, the indicator of satisfaction of creditors' claims under bankruptcy procedures for all credit institutions, where liquidation has been completed, has been examined.

Keywords: bankruptcy, license revocation, Russian market, banks

TAX LIABILITY 2021: LEGISLATION IS IMPROVING – PROBLEMS REMAIN

Nodari D. Eriashvili, Alexander I. Grigor'yev

Abstract. The topic of tax liability is the most painful for any taxpayer(tax agent), payer of fees (insurance premiums). The adopted normative legal acts often do not fully contribute to the establishment of rules of behavior in society, according to the prevailing economic circumstances. Unfortunately, we must admit that the judicial acts adopted in this part raise questions among legal experts. In this article, the authors tried to assess the changes that have occurred in the tax and criminal legislation, and suggest ways to solve them.

Keywords: tax liability, administrative responsibility, criminal liability, taxpayers, Plenum of the Supreme Court of the Russian Federation, subsidiary liability, limitation periods

DIFFERENTIATION OF COMPENSATIONS, COMPENSATION PAYMENTS, ADDITIONS AND ADDITIONS AS LEGAL MEANS OF MATERIAL SUPPORT FOR EMPLOYEES

Svetlana N. Andreeva, Ekaterina E. Alekhina

Abstract. The article deals with the issues of material security of employees in accordance with the provisions of the labor legislation of the Russian Federation, examines the concepts of guarantees, compensations, compensation payments, surcharges and allowances, describes their similarities and differences, and substantiates proposals for optimizing the terminological component of the provisions of the Russian labor legislation.

Keywords: labor law, employee, employer, employment guarantee, compensation payments to the employee, surcharges to employee, allowances to employee, material support of worker

HUMANIZATION OF THE CRIMINAL LEGISLATION OF RUSSIA: CRIMINAL MISDEMEANOR

Elena A. Alferenok, Anna V. Margitich

Abstract. The article is devoted to the problem of humanization and liberalization of the criminal legislation of Russia by introducing a criminal offense. The authors consistently analyze the provisions of the theory of criminal law, the experience of foreign countries and suggest ways to improve the current Criminal Code of the Russian Federation in this area.

Keywords: criminal offense, administrative offense, categories of crimes, types of punishments, forms of guilt

TO THE QUESTION ABOUT THE LEGAL NATURE OF THE LEGALIZATION OF CRIMINAL PROFITS

David I. Aminov, Alexey B. Opokin

Abstract. The article deals with the issues of the legal nature of money laundering. It is noted that the social danger of the considered kind of acts was realized at various levels for a long time. It is pointed out that although such an understanding has been going on for more than one decade, there is still no full understanding of this issue. And since there is no such understanding, it negatively affects the results of the fight against these manifestations. In connection with the above, the authors once again turn to the corresponding problem, hoping to turn the tide both from the point of view of law enforcement practice and in the context of preventing the corresponding type of crime.

Keywords: laundering, legalization, legal nature, offshore zones, prevention, criminal capital

CLASSIFICATION OF ORGANIZED FORMS OF PROFESSIONAL CRIMINAL ACTIVITY

Stanislav A. Grinberg

Abstract. A comprehensive and systematic study of organized forms of professional criminal activity as a specific phenomenon of criminal reality presupposes the need to refer to such a methodological tool as classification. The identification of intraspecific diversity and the establishment of specific features of this type of criminal activity will allow one to understand its essence and develop effective countermeasures.

Keywords: classification, criminal professionalism, professional crime, organized crime, organized group of persons, criminal community

CRIMINAL LIABILITY FOR FRAUD WITH THE USE OF ELECTRONIC MEANS OF PAYMENT (ARTICLE 159.3 OF THE CRIMINAL CODE OF THE RUSSIAN FEDERATION)

Ella V. Gustova, Margarita A. Kulikova

Abstract. The article notes the transformation of criminological characteristics of criminal acts in relation to property by popularizing the use of electronic means of calculation and modern methods of their reproduction, including using information technologies, which are constantly being improved. Numerous means of embezzlement using electronic means of payment are considered. It is observed that the problem of enforcement of Art. 159.3 of the Criminal Code of the Russian Federation is associated with insufficient scientific development of elements included in the corpus delicti, as well as with a shortage of normative guidance and recommendations for their qualification.

Keywords: fraud with the use of electronic means of payment, electronic means of payment, fraud, theft, crime, public danger, illegal act

FEATURES OF THE SUBJECT OF THE CRIME UNDER ARTICLE 327 OF THE CRIMINAL CODE OF THE RUSSIAN FEDERATION

Mikhail M. Dayshutov, Zhanna A. Boytsova

Abstract. The article, based on the latest amendments to Article 327 of the Criminal Code of the Russian Federation, as well as the Resolution of the Plenum of the Supreme Court of the Russian Federation No. 43 «On certain issues of judicial practice in cases of crimes provided for in Articles 324–327.1 of the Criminal Code of the Russian Federation», examines the properties and signs that a document must have in order to recognize it as the subject of the considered corpus delicti. The authors analyze the theoretical provisions of the current legislation and suggest ways to solve the issues arising in this area.

Keywords: document, official document, forgery, electronic document, features, subject of the crime.

ARRESTING PROPERTY OUTSIDE THE RUSSIAN FEDERATION: ISSUES OF THEORY AND PRACTICE

Dmitriy A. Ivanov, Irina V. Filatova

Abstract. The multifaceted and consistent activity aimed at ensuring compensation for the harm caused by the crime is carried out by the investigator, the interrogator systematically and at all stages of the preliminary investigation. The foregoing substantiates the need to consider issues related to the seizure of property located abroad in order to compensate for the harm caused by crimes. The authors are convinced that these issues need detailed study in order to improve both the regulatory legal framework for the application of this measure of criminal procedural coercion, and the practical component of this type of activity of the preliminary investigation bodies.

Keywords: harm caused by a crime, seizure of property, pre-trial proceedings, investigator, inquirer, victim, measures of criminal procedural coercion.

ON THE ISSUE OF CRIMINAL-LEGAL ASSESSMENT OF DAMAGE CAUSED BY DECEPTION OR ABUSE OF TRUST IN THE ABSENCE OF SIGNS OF THEFT

Nikolay G. Kadnikov, Fyodor N. Kadnikov, Nataliya A. Karpova

Abstract. The article reveals the problems of criminal liability for causing damage by deception or abuse of trust in the absence of signs of theft (Article 165 of the Criminal Code of the Russian Federation). The conditions of responsibility for the specified crime, the problems of qualification of such actions and their differentiation from embezzlement in general and from fraud in particular are considered. The conducted research allowed us to identify the current problems of law enforcement. The purpose of this scientific publication is the need to eliminate legislative contradictions and problems that arise when qualifying such actions and distinguishing them from related acts. To achieve this goal, various opinions in the science of criminal law are taken into account and examples from judicial practice are considered. Special attention is paid to the justification of the need for judicial interpretation of problems arising in the criminal legal assessment of causing damage to the owner or other owner of property by deception or abuse of trust, when using information and communication technologies.

Keywords: criminal law, criminal liability, causing damage by deception or abuse of trust, qualification of crimes

CORRECTING CONVICTS AS A CRITERION FOR EVALUATING THE EFFECTIVENESS OF CORRECTIONAL INSTITUTIONS

Gennady Yu. Lesnikov, Anastasia A. Samoilo

Abstract. The article analyzes the criteria for the activity of a correctional institution in the process of correcting convicts. The author's position on the impact of the activities of places of deprivation of liberty on the recidivism of crimes is presented. The possible factors influencing the commission of crimes by persons released from correctional institutions are analyzed.

Keywords: convicts, correctional institutions, recidivism, crime, prevention, effectiveness, private prevention, general prevention

ILLEGAL ORGANIZATION AND CONDUCT OF GAMBLING: MAIN TRENDS AND PREVENTION

Anna S. Limar'

Abstract. The article analyzes the investigative and judicial practice, examines the criminological patterns of illegal organization and conduct of gambling, studies their current state and dynamics, defines criminological features; identifies the factors that determine the development of illegal organization and conduct of gambling, allowing to assess the social danger of this type of crime; the article analyzes the special criminological measures implemented in the activities of the internal affairs bodies to prevent illegal organization and conduct of gambling and makes proposals for their improvement.

Keywords: gambling, criminological trends in the illegal organization and conduct of gambling, identity of the criminal, prevention of illegal gambling activities

TRANSNATIONALIZATION OF MODERN CRIME AND WORLD GLOBALIZATION PROCESSES

Aslan Kh.-A. Pihov, Yuliya D. Chutkova

Abstract. In the XXI century, the processes of globalization and informatization are actively developing, which naturally leads to a number of changes in the most diverse spheres of human life. Transformations in the criminal sphere are primarily associated with the transnationalization of crime, which has a number of features. This article is devoted to the direct study of the factors of transnationalization of crime at the present stage. The existing modern transnational crime negatively affects the formation of public consciousness, creates its own moral values and moral foundations based on ignoring the laws, creating a threat to the national security of the country. Transnational crime is one of the most acute and complex problems facing the world community at the turn of the millennium.

Keywords: organized crime, transnational crime, transnationalization, factors of transnationalization, determinants, globalization

COUNTERACTION TO THE ORGANIZED ECONOMIC CRIME ASSOCIATED WITH CORRUPTION: THE CURRENT STATE OF CRIMINAL POLICY AND PROSPECTS OF ITS DEVELOPMENT

Ravil' Sh. Shegabudinov

Abstract. The article examines the state of criminal policy in the field of combating organized economic crime associated with corruption.

Keywords: criminal policy, state of criminal policy, organized economic crime, corruption, internal affairs bodies, subdivisions of the EBiPK.

JUDICIAL DISCRETION AND LIMITS OF JUDICIAL DISCRETION IN CRIMINAL PROCEDURE IN THE RUSSIAN FEDERATION

Julietta M. Berova, Muradin M. Khamgokov

Abstract. The article deals with the problematic issues related to the application of judicial discretion and the limits of judicial discretion in the criminal process in the Russian Federation. The authors analyze the main approaches to understanding the essence of judicial discretion, available today in the domestic legal doctrine. Speaking about the limits of judicial discretion in the Russian criminal process, the authors note that these limits, representing the requirements that this discretion must comply with, are consistent with such phenomena as the legality, validity and fairness of judicial discretion. In addition, the article provides a number of examples of imbalance in the limits of judicial discretion. Both throughout the entire text of the article and in its conclusion, the authors make several conclusions and proposals corresponding to the study.

Keywords: judicial discretion, powers of a judge, limits of judicial discretion, imbalance in the limits of judicial discretion, legality, validity, fairness, concreteness, objectivity, motivation, judge, criminal proceedings, Criminal Procedure Code of the Russian Federation, Supreme Court of the Russian Federation, Moscow City Court, justice, inner conviction

OPTIMIZATION OF THE MEANS OF PROSECUTORIAL RESPONSE IN ORDER TO STRENGTHEN THE PROSECUTOR'S SUPERVISION AT THE STAGE OF INITIATING A CRIMINAL CASE

Alla S. Yesina, Ol'ga E. Zhamkova

Abstract. The article analyzes the legislator's novel about expanding the powers of the prosecutor at the stage of initiating a criminal case, identifies problematic issues that arise in the practical activities of the subjects of the investigation and gives recommendations for law enforcement officers in order to overcome them through a uniform interpretation of the text of the law.

Keywords: authority of the prosecutor, stage of initiation of a criminal case, investigator, prosecutor's supervision, verification of reports of a crime, legality in pre-trial proceedings

ACCEPTABLE LEGAL TOOLS TO OVERCOME LEGISLATIVE GAPS AT THE FINAL STAGE OF THE PRELIMINARY INVESTIGATION

Margarita A. Chikovani

Abstract. The article examines and analyzes typical problems that arise at the end of the preliminary investigation when getting acquainted with the materials of the criminal case of the accused and his defense lawyer. It is proposed to adjust the norms of the current Code of Criminal Procedure of the Russian Federation to overcome the problematic issues of legal regulation of the investigator's activities at the final stage of the investigation.

Keywords: accused, defense lawyer, familiarization with the materials of the criminal case, legislative wording

INTERNATIONAL LEGAL PROVISION OF FOOD SECURITY AT THE PRESENT STAGE

Alexander A. Kochetkov

Abstract. This article deals with the issue of ensuring the food security of states at the present stage. The focus is on the legal aspects of the work of the UN FAO, as well as its interaction with non-governmental organizations. The article analyzes the norms adopted for ensuring food security in the framework of the activities of these organizations.

Keywords: international cooperation, food, hunger, food markets.

THE SYSTEM OF INTERNATIONAL LAW: COMPOSITION AND STRUCTURE

Galina M. Lanovaya

Annotation. The article deals with the question of what modern international law as a system is. The author offers his own vision of the composition and structure of international law. At the same time, firstly, it is proved that neither a narrow approach, in which international law is considered as a system of branches, sub-sectors, institutions and norms, nor a broad approach, in which the system of international law is identified with the international legal system, does not allow us to understand how international law is actually organized. Secondly, it is emphasized that knowledge of the structure of the system under consideration is no less important for its understanding than a correct idea of its composition.

Keywords: international law, system of international law, composition of the system of international law, structure of the system of international law, general principles of international law

INTERPOL AND COMBATING ORGANIZED CRIME: INSTITUTIONAL SYSTEM AND WAYS OF ELIMINATING INTERNATIONAL TERRORISM AS A PHENOMENON AND THREAT TO THE WORLD COMMUNITY (HISTORY AND MODERNITY)

Evgeniy G. Lyahov, Denis E. Lyahov, Sergey E. Smirnykh, Svetlana S. Tarasova

Abstract. The article deals with the issues of counteraction of Interpol to transnational organized crime, as well as with the system and ways of elimination of international terrorism as a phenomenon and threat to the world community. Particular attention is paid to the role of the International Criminal Police Organization in combating terrorist acts of children and youth.

Keywords: International Criminal Police Organization, counteraction to organized crime, elimination of international terrorism, threat to the world community, terrorist acts of children and youth

IMPLEMENTATION OF THE NORMS OF INTERNATIONAL HUMANITARIAN LAW IN THE LEGISLATION OF A NUMBER OF EUROPEAN STATES

Yuliya V. Puzyreva, Yuliya D. Chutkova

Abstract. The article analyzes the procedure for implementing the norms of international humanitarian law in the legislation of a number of European states, as well as studies the best practices, methods and directions for states to fulfill their obligations in the humanitarian sphere.

Keywords: international humanitarian law, armed conflicts, implementation, national legislation of states, implementation of obligations.

STATE AND COURT: OUR REFLECTIONS ON SOME CRITERIA OF ATTRACTIVENESS AND EFFECTIVENESS

Nikita A. Kolokolov

Abstract. Judicial power is an obligatory element of state power. Court (judicial system) – the apparatus of the judiciary. The author’s definition of judicial authority is proposed, the genesis and evolution of its apparatus is analyzed. The author’s vision of the effectiveness of various forms of legal proceedings is stated, including with the participation of representatives of the people – jurors. Citing specific examples, the author’s vision of the evolution of the court in Russia is presented. In conclusion, the author’s opinion on the attractiveness of the court for the society and the litigants is given.

Keywords: judiciary, judiciary, judicial system, genesis and evolution of judicial systems, effectiveness of the court, attractiveness of the court

ADMINISTRATIVE AND LEGAL REGIMES IN THE FIELD OF MIGRATION

Oleg V. Kudin

Abstract. The need to ensure security in the migration sphere determines the need to establish migration and legal regimes. The article considers migration and legal regimes as a kind of administrative and legal regimes, gives their definition and classification. Since the Russian migration legislation does not take into account the specifics when regulating migration processes, the necessity of establishing special migration rules for the administrative and legal regulation of various migration processes and categories of migrants is justified.

Keywords: legal regime, administrative and legal regime, migration and legal regime, public administration, migration relations

INFORMATION SUPPORT IN THE FIELD OF MIGRATION MANAGEMENT

Roman A. Bruner, Tat'yana A. Prudnikova

Abstract. This article reveals the possibility of improving the management of migration processes in the Russian Federation by creating a single information space that allows you to reflect reliable information about the migration situation, analyze and update information about migration legislation, combining the capabilities of basic information resources of public authorities.

Keywords: information, information platform, data, information, citizens, provision, services, public authorities

IMPROVEMENT OF ADMINISTRATIVE AND LEGAL REGULATION OF THE USE OF A MOBILE COMMUNICATION DEVICE BY A VEHICLE DRIVER

Sergey A. Soynikov

Abstract. The article examines the problems of administrative and legal regulation of the use of a mobile communication device by a vehicle driver, formulates proposals aimed at improving relations in this area.

Keywords: mobile communication device, vehicle driver, rules of use, driver distraction, responsibility

FEATURES OF THE ADMINISTRATIVE INVESTIGATION OF ROAD ACCIDENTS IN THE ABSENCE OF INFORMATION ABOUT THE GUILTY PERSON

Pavel V. Ustinov

Abstract. The subject of the study of this work is the initiation of an administrative investigation against an unidentified person in the commission of road accidents. Special attention is paid to the procedure for checking the report of a traffic accident in the territorial bodies of the Ministry of Internal Affairs. The author have developed recommendations for the formation of a unified law enforcement practice in the territorial bodies of the Ministry of Internal Affairs and other bodies in the proceedings on an administrative offense and the investigation of road accidents in the absence of the guilty person.

Keywords: Code of Administrative Offences of the Russian Federation, internal affairs bodies, police, administrative fine, offense, administrative law, administrative investigation, unidentified person, administrative process, offender, road accident

CAUSES OF NEGLECT AND HOMELESSNESS OF MINORS: PROBLEMS AND SOLUTIONS

Inna V. Fedorova

Abstract. The article analyzes the origin and causes of neglect and homelessness of minors; topical issues on the resolution of this problem are considered.

Keywords: neglect, homelessness, minor, PD employee, preventive work, preventive measures, educational and preventive impact

PROBLEMS OF THE FORMATION OF DIGITAL MECHANISMS FOR ENSURING ECONOMIC SECURITY IN THE FIELD OF PROCUREMENT

Vladimir I. Abramov

Abstract. The problems of the formation of digital mechanisms for ensuring economic security in the field of procurement are considered. The application of special algorithms for the approximation of information matrices of large dimension used for real-time operation with super-large volumes of semi-structured data from any possible sources is proposed.

Keywords: economics, procurement operations, management, economic security, information system

DIGITAL DEVELOPMENT OF THE ECONOMY AND IMPROVEMENT OF GOVERNMENT FINANCIAL MANAGEMENT

Kirill Yu. Antropov, Ravil' G. Akhmadeev, Mikhail E. Kosov

Abstract. Digitalization is the process by which digital technologies are introduced into various spheres of social life, including public administration. At the same time, digitalization of public administration allows for its higher level. It contributes to the automation and debureaucratization of the economy. The current development of the digital economy and the consistent implementation of blockchain technology contains, to a large extent, a positive trend. However, for the introduction of new technologies, the restructuring of the public administration system, it is necessary to prepare the foundation. In addition, it is necessary to develop a mechanism for the introduction of blockchain technology in public administration, taking into account international experience. As part of the study of the degree of digitalization of the domestic economy in the context of public administration, significant aspects are highlighted. They should be aimed at improving the mechanism of digital regulation. Given the global experience of digitalization of the economy, the authors conclude that the ongoing domestic strategy of digitalization of the economy is not effective enough without the creation of a well-established system of public-private partnership.

Keywords: digital economy, public-private partnership, taxation, public administration, budget, economic policy.

CRIMINAL RISKS AND THREATS TO THE ECONOMIC SECURITY OF RUSSIAN REGIONS IN THE CONTEXT OF THE COVID-19 PANDEMIC

Vladimir E. Derevyanko

Abstract. The article highlights and examines the key criminal risks and threats affecting economic security in the context of the COVID-19 pandemic. New empirical data are introduced into the scientific circulation of the problem field of economic security research, which allows us to assess the factors of the impact of the coronavirus pandemic on the qualitative and structural changes in economic crime, as well as the state and trends of criminalization of the economy of Russian regions.

Keywords: economic security, criminal risks and threats, criminalization of the regional economy, crime, economic crime, cybercrime, crime structure, economy, COVID-19 pandemic, coronavirus pandemic

APPLICATION OF METHODS OF ECONOMIC ANALYSIS IN FORENSIC FINANCIAL AND ANALYTICAL EXPERTISE

Andrey N. Ischenko, Margarita V. Mikheeva

Abstract. The production of financial and analytical expertise is carried out by persons with special economic knowledge, primarily in the field of economic analysis. The article in a complex considers the tools of economic analysis used in the production of financial and analytical expertise, discloses the features of the application of methods of economic analysis by an expert-economist, and also provides illustrative examples of conducting research and formalizing the results obtained using these methods.

Keywords: methods of economic analysis, financial and analytical expertise, coefficient analysis, factor analysis, expert economist

DIGITAL TRANSFORMATION AND THE ROLE OF FINANCIAL MANAGEMENT IN THE DEVELOPMENT OF THE CORPORATE MEDIA ENVIRONMENT

Elena I. Kuznetsova, Alevtina V. Rusavskaya

Abstract. The article defines that the development of digital transformation allows not only to create new tools and functions of financial management, but also to demand new key competencies from managers. Based on the analysis, ten main elements underlying the digital transformation of the media environment are identified. It is shown that if we take into account the most important elements underlying the digital transformation of the media environment, it follows that social media has the most significant effect on the strategy of digital transformation of the media business.

Keywords: digital transformation, financial management, digital maturity, media industry, digital initiative, media environment

ANALYSIS OF POSITION OF THE RUSSIAN FEDERATION IN THE GLOBAL DIVISION OF LABOR

Dmitriy V. Firsov

Abstract. The article is devoted to the theoretical and applied aspects of the international division of labor, as well as to the analysis of increasing the factors of competitiveness of the domestic economy in the context of international development indices. The study conducted a retrospective analysis of the transformation of our country's position in the global economic space, and also conducted a comparative analysis of the positions of the Russian Federation in the world economic ratings.

Keywords: technological development, UNCTAD, global division of labor, economic development.

THE IMPORTANCE OF THE COOPERATION OF UNIVERSITIES WITH ENTERPRISES OF THE REAL SECTOR OF THE ECONOMY IN THE CONTEXT OF NATIONAL DEVELOPMENT GOALS

Tat'yana K. Chernysheva, Ekaterina I. Shayuk

Abstract. The present study is devoted to the analysis of the role of cooperation of higher education institutions with enterprises of the real sector of the economy in the context of national development goals. The article analyzes the key regulatory legal acts of the participation of universities in solving the problems of the real sector. The authors also analyzed the federal project «Development of scientific and scientific-industrial cooperation», which is part of the national project «Science and Universities». During the study, a key problem was identified that negatively affects the effectiveness of interaction between universities and subjects of the real sector of the economy. The analysis carried out in the article showed the importance of interaction of educational institutions and enterprises of the real sector.

Keywords: higher education system, national development goals, real sector of the economy, national projects

TRENDS IN APPROACHES TO DECISION-MAKING IN THE MANAGEMENT OF ORGANIZATIONS

Liudmila V. Shmaneva

Abstract. The article presents the conditions for the development of various approaches to decision-making in the management of organizations (including synergetic), taking into account the interpretation of the concept of the economic system simultaneously from several positions: synergetics, institutionalism, cyclicity, and multilevel economic space.

It is determined that taking into account many factors that determine the external conditions of functioning and internal constraints provides an approach to the formation of control systems, based on the non-linearity of their development. As a result of the manifestation of synergistic effects, the system moves to a high organizational and functional level, which allows you to determine the dynamics of its changes and make specific management decisions for this period.

Keywords: management of organizations, management decision-making, trends in the development of approaches to the management of socio-economic systems

ABOUT THE TASK OF REDIRECTING INFORMATION WHEN DETECTING TECHNOGENIC OVERLOAD

El'vira R. Zaripova

Abstract. The paper includes the information protection problem in case of the communication network overload, for example, in the case of explosive traffic. The current forecasts is about increasing the number of mobile devices until 2023, the fast-growing category of M2M devices is highlighted, the most vulnerable segment of the communication network is studied. The approach of inter-node overload control is proposed. The numerical example of the interaction of base stations and mobility management nodes using load thresholds is shown. The results of the Round Robin algorithm are compared with the optimal traffic distribution algorithm. The recommendations for the application of the approach with the explosive traffic are given, possible areas of application of the redistribution of information/tasks depending on the utility of subsequent elements are described.

Keywords: machine-to-machine connections, overload, Round Robin algorithm, optimal traffic distribution algorithm, probability

FORECAST OF THE SLIDING LIQUIDITY OF CASH FLOWS IN ORDER TO MANAGE THE CASH FLOWS OF THE ORGANIZATION

Mikhail E. Kosov

Abstract. Modern companies conduct business in dynamic conditions under the influence of a large number of both internal and external factors. When a centralized treasury is implemented in the structure of the head company, one of the methods of operational management of companies' cash flows is a rolling liquidity forecast as the basis of a consolidated payment position, formed on the basis of cash flow calendar planning.

Keywords: cash flow, centralized treasury, rolling forecast of cash flow liquidity, efficiency of cash flow management, types of activities, operational management

BUILDING A MODEL FOR MANAGING THE TECHNOLOGICAL SAFETY OF INDUSTRIAL PROCESSES BASED ON THE HAZARDS DEVELOPMENT DYNAMICS

Alexey Yu. Poplavskiy, Pavel M. Murashev, Nikolay A. Toichkin, Valeriy N. Bogatikov

Abstract. The problem of the industrial processes technological safety managing is considered and a model for diagnosing states based on binary relations is proposed, as the basis of a decision support system.

Keywords: technological safety, technological processes, diagnostics of conditions, binary relations, decision making

ON THE OCCASION OF INHERENT CHARACTER OF LINGUISTIC ABILITY

Anna E. Varnayeva

Abstract. The article is devoted to examining one of language parts – linguistic ability. Determining its character the author follows the position which was offered for the first time by V. fon Humboldt: linguistic ability has inherent character, but the man can realize it only being in society. There are a number of facts and illustrations to confirm child's inherent predisposition to mastering mother tongue. They are the following: peculiarities of his voice development in the period of early speech ontogenesis, ability to imitation and conclusion of grammar rules on the base of hearing the models of adults' speech, analytical and synthesized operations of treatment perceptible word material and so on. Understanding the character of linguistic ability ensures competent organization the process of child's speech development.

Keywords: tongue, inventory, grammar, speech, linguistic ability, inherent predisposition to linguistic mastering, speech ontogenesis, booming, babbling, imitation, generalization, child's creation of words

RELEVANCE OF THE TOPIC OF PATRIOTIC EDUCATION OF THE GROWING GENERATION IN AZERBAIJAN AND WAYS OF SOLVING PROBLEMS

Tamilla O. Gasanova

Abstract. The article reveals the features of patriotic education of Azerbaijani youth from the point of view of historical and modern approaches to the problems under consideration. The main directions and ways of solving the problems of patriotic education at the present stage of the formation of patriotic awareness of the Azerbaijani people are briefly considered, directions and conditions for the implementation of this problem in folk pedagogy are highlighted. It is shown that the patriotic education of the younger generation is one of the urgent tasks of our time. One of the directions of educating youth in the spirit of patriotism is educational work in educational institutions. In schools and universities there are ample opportunities for the patriotic education of young people. Literature, history and pre-education subjects taught in schools, sports, proper family education, not only give the young generation the appropriate knowledge and skills, but also have a great influence on the formation of national identity and education in the spirit of patriotism.

Keywords: patriotic education, patriotism, education of patriotism, younger generation, pedagogy, Azerbaijani education

THE ROLE OF THE HEADS OF THE PD DEPARTMENTS IN THE PEDAGOGICAL SUPPORT OF ADOLESCENTS REGISTERED IN THE JUVENILE AFFAIRS DEPARTMENTS

Irina V. Chechikova

Abstract. In the article for the head of the department of juvenile Affairs, a variant of solving the problem of organizing preventive measures with adolescents of antisocial behavior from the category of «social orphans» is proposed. The solution of the problem is proposed to be implemented through the mastery of the head of the department for juvenile affairs and the implementation of the structural and functional model. The presented model of pedagogical support of a teenager registered in the department of juvenile Affairs is subject to implementation in the system of special training classes in the activities of PD inspectors.

Keywords: head of the department for minors, «social orphans», structural and functional model, model of pedagogical support of a teenager registered in the department for minors, inspector for minors.

CONFOUNDING FACTORS THAT NEGATIVELY AFFECT THE SUCCESSFUL EXECUTION OF TECHNIQUES FOR DETAINING AN OFFENDER BY A POLICE OFFICER

Vadim M. Bychkov, Mikhail V. Bychkov, Aleksandr E. Bazhenov

Abstract. This article examines the training and preparation of cadets of educational organizations of the Ministry of Internal Affairs of Russia to perform their official duties related to forceful detention in conditions of confounding factors.

Keywords: training, confusion, cadets, acting staff, detention, state of confidence

SOME STAGES OF IMPROVING THE COMBAT TRAINING OF THE INTERNAL AFFAIRS BODIES OF THE MINISTRY OF INTERNAL AFFAIRS OF RUSSIA

Akhmed Sh. Bibiev

Abstract. Modern Russian society imposes new and increased requirements on the activities of internal Affairs bodies related to the protection of the legal rights and interests of citizens, detection and suppression of criminal manifestations, detention of offenders and bringing them to legal responsibility.

Keywords: legal training, psychological training, fire training, physical training, tactical and special training, stages of improving combat training, internal affairs units, operational and service activities, service and combat tasks

AN INTELLIGENT MODEL FOR OPTIMIZING COMMUNICATION PROCESSES AT DIFFERENT LEVELS OF PROFESSIONAL EDUCATION

Nikolay A. Volobuev, Igor' V. Gaidamashko, Igor' V. Groshev, Evgeny L. Loginov, Alexander A. Shkuta, Nodari D. Eriashvili

Abstract. The problems of using an intelligent model to optimize communication processes at different levels of professional education within a distributed information and computing environment are considered. It is proposed to analyze the manifestations of students' information activity, identify and constantly monitor (clarify) the educational level of participants in the learning process, identify interests, cluster them, identify connections, calculate transitions between subject competencies and interests of the student, form blocks of educational tasks and information materials.

Keywords: education, digital technologies, information system, electronic educational resources, technical training tools, intellectual model, competencies, reflexive matrices

THE RELATIONSHIP BETWEEN ANXIETY AND STYLE OF BEHAVIOR IN CONFLICT SITUATIONS AMONG CADETS OF EDUCATIONAL INSTITUTIONS OF THE MINISTRY OF INTERNAL AFFAIRS OF RUSSIA

Elizaveta M. Goncharova, Aliona S. Savina

Abstract. Presented a theoretical analysis of the problem of the relationship between anxiety and the style of personal behavior in conflict situations. Special attention is paid to the results of the study of the level of reactive and personal anxiety of cadets, manifested in the learning process.

Keywords: anxiety, anxiety, conflict, conflict situation, experiences

POLY-CULTURAL EDUCATION IN POLICE OFFICERS AS THE BASIS OF MULTICULTURAL ENGAGEMENT

Boris N. Selin, Aleksandr B. Svistilnikov, Irina A. Selina

Abstract. The article focuses on the main methodological approaches and ideas of multicultural education. The study identifies the spheres, range and specificities of multicultural engagement of police officers with representatives of multicultural environment while peace keeping; as well as criminally oriented behavioral patterns from the part of multicultural strata of policing subjects. The major aspects of multicultural training in police officers during vocational education and professional activities have been determined.

Keywords: multicultural education, police officer, specificity, multicultural context of service, multicultural engagement

EDUCATIONAL WORK WITH CADETS – FUTURE INSPECTORS FOR MINORS IN THE EDUCATIONAL PROCESS

Irina V. Ul'yanova, Irina G. Evseeva

Abstract. The training of cadets-future inspectors of juvenile affairs for professional activity is inextricably linked with the specially organized educational work of the leading department, integrated into the university-wide educational discourse. The educational work of the Department of Pedagogy of the Moscow University of the Ministry of Internal Affairs of Russia named after V. Ya.Kikot is conditionally differentiated into individual-personal, collectivist-group, professional-cultural levels, which ensures the functioning of the appropriate educational system. This system is based on the methodology of the scientific direction Pedagogy of life-meaning orientations, where the priority educational aspects are humanistic values, goal-setting, creative, reflexive, organizational and managerial activities. The organization of educational work with cadets requires identical diagnostic tools, which include observation cards, self-assessment, and a test package.

Keywords: education, cadets, educational system, holistic pedagogical process, pedagogy of life orientations, inspector for minors

COVID-19 CRISIS AND CHANGING THE PARADIGM OF THE EDUCATIONAL PROCESS USING ONLINE TECHNOLOGIES

Yulia Yu. Finogenova, Galina N. Selyanskaya

Abstract. The most significant aspects of the development of online education in Russia and abroad are identified, the directions of time, financial and non-financial costs for the development of on-line and the motivation of teachers, criteria for evaluating the quality of online courses are determined, as well as a list of factors that universities need to assume in the process of developing online courses.

The article presents the results of a pilot sociological survey leading Russian universities' teachers conducted by the authors at the end of 2020 and an analysis of open source materials on the problems and prospects of distance learning development during the COVID-19 pandemics and the peculiarities of using e-learning tools in universities.

Keywords: university teaching staff, distance learning, online learning, digitalization

IDENTIFICATION OF THE PROBLEM OF IMPROVING THE PHYSICAL TRAINING OF LAW ENFORCEMENT OFFICERS, THE SEARCH FOR THEIR SOLUTION

Vadim A. Khromov, Andrey A. Sysoev, Oleg N. Yurtaev

Abstract. The official activity of a police officer is associated with various stressful factors and risks, and, therefore, requires a certain professional psychophysical readiness. This article puts forward the main problems faced by law enforcement officers and suggests ways to overcome them.

Keywords: suppression of an offense, activity of a police officer, state of readiness, psychophysical readiness, students of educational organizations of the Ministry of Internal Affairs of Russia, readiness assessment

CHARACTERISTIC FEATURES OF SERIAL KILLS

Sergey Ya. Kazantsev, Vladimir I. Krasilnikov

Abstract. The characteristic features of serial murders have been studied from the standpoint of forensic science and forensic psychology. The research was carried out on the basis of data from open publications and on the basis of the studied materials of archival criminal cases.

Keywords: characteristic features of serial murders, forensic science, forensic psychology