

ALEXANDROV, Igor Viktorovich

Doctor of legal sciences
Honored Lawyer of Russia
Head of department for criminology
Lomonosov Moscow State University Law School
iva1733@mail.ru

Investigation of economic crimes: problems and answers

Keywords: Economic crimes; problems of economic crimes; methods for investigation of economic crimes

The article deals with the problems arising during the investigation of crimes in economic sphere. Having studied respective norms of legislation and relevant practices of investigation, the author suggests certain ways for resolving the most acute problems related to the investigation of such crimes.

ALEJNIKOVA, Vera Vasilyevna

Postgraduate
Department of civil law
Lomonosov Moscow State University Law School
alejnikova.v@yandex.ru

Risks covered by liability insurance issued for sole members of company executive board

Keywords: Insurance coverage; A-side coverage; B-side coverage; C-side Coverage
The comprehensive Russia civil law reform has brought amendments with regard to legislation on legal entities. These, in particular, deal with stiffening liability of company bodies to respective business entities. Such situation gave premises for a new type of insurance — liability insurance issued for sole members of company executive board. The article analyzes major risks covered by such insurance.

ARGUNOV, Vsevolod Vladimirovich

Candidate of legal sciences
Associate professor
Department of civil procedure
Lomonosov Moscow State University Law School
argunov@mail.ru

Procedure of declaring lost documents void: RF Civil Code

Keywords: Civil procedure; arbitrazh procedure; special proceeding; procedure of declaring lost documents void; securities; recognition of ownership over abandoned property

The procedure of declaring lost documents void will be given a new breath due to its broader permissibility under the norms of the RF Civil Code draft. The author suggests her ideas on harmonizing the procedure in question in the future version of the RF Civil Code.

ASTRALENKO, Grigoriy Eduardovich

Head of legal consulting department
'ASB' (JSC)

GORSEKIKH, Oleg Anatolievich

Director of legal department
'ASB' (JSC)
astralenko@atombroker.ru

Main problems of securing civil liability for nuclear damage

Keywords: Civil liability for nuclear damage; nuclear installation operator; liability cap; security; operating entity

Russian legislation yet has not been brought to agreement with Vienna Convention on Civil Liability for Nuclear Damage. The authors emphasize the fact that existing Russian laws dealing with securing civil liability for nuclear damage need to be reviewed.

BASHKATOV, Maksim Leonidovich

Assistant-professor
Department of Civil Law
Lomonosov Moscow State University Law School
Leading research fellow
Higher School of Economics-Skolkovo Institute for law and development
Managing and executive editor of the "Civil Law Review" Journal
maximbashkatov@gmail.com

Genesis of legal theories on money and liabilities: classical German dogmatics

Keywords: Money; liabilities; nominalism; German law

The article analyzes the development of legal theory of money in the context of classic German pandectism. In particular, the author discusses the views of F. C. von Savigny and his opponents, G.Hartmann and L.Goldschmidt, regarding the nature of money and the principle of nominalism used in liabilities enforcement. The ideas of these scholars determined the development of legal regulation of monetary relations in Germany and other European countries.

KHARITONOVA, Yulia Sergeevna

Doctor of legal sciences
Professor
Department of commercial law, civil law and arbitrazh procedure
All-Russian State University of Justice (ARSUJ)

Leading researcher
Moscow Academy of Economics and Law
soviet2009@rambler.ru

Unified commercial mark as indication of trade network

Keywords: Trade mark; company trade mark; trade network; property complex
The author studies the notion of a trade network and points at a number of controversial issues arising in a situation when commercial facilities are recognized as a trade network due to its commercial mark. Should trade facilities necessarily be in ownership of companies? What do we mean by company management and commercial name? What information should be put on a sign plate? How can one determine a real composition of trade networks? How can commercial mark help to determine that composition?

SEGALOVA, Elena Aleksandrovna

Lecturer
Higher School of Economics and the Russian School of Management
elenasegalova@gmail.com

Misrepresentation

Keywords: Misrepresentation; contract withdrawal; warranties and representations under English law

As of June, 1st 2015 the legislator introduced an article on liability for misrepresentation to the RF Civil Code. This legal construct gives rise to a number of questions. How does this provision correlate with misrepresentation of quality, deceit or misleading information? What should one define the nature of damages in case of misrepresentation? Will some compensation be paid to the party which withdraws from the contract in case of fact of misrepresentation of the other party? What formulations can be recommended for contract drafting?

SHCHENNIKOVA, Larisa Vladimirovna

Doctor of legal sciences
Professor
Kuban State University
shchennikova_larisa@mail.ru

Investment agreements: legal definition and scholarly interpretation within regional court practice (Krasnodar region)

Keywords: Civil legislation; agreement; contract; investments; investment activity; investment agreement; concession agreement

Lack of legal definition for investment agreement creates a shield for execution of other agreements which do not comply with the effective laws. The author discusses this issue through the analysis of court practice and work of Krasnodar city administration in the sphere city parking arrangements.

SHCHERBAK, Nataliya Valerievna

Candidate of legal sciences
Associate professor
Department of civil law
Lomonosov Moscow State University Law School
NVShcherbak@yandex.ru

Works not covered by copyright

Keywords: Works not covered by copyright; eligibility criteria; ideas; methods; processes; programming language; folklore works; copyright restrictions and exceptions; copyright and related rights; balance of interests

The author analyzes a category of works not covered by copyright in the context of copyright laws, since copyright as well as related rights possess a more explicit public interest element. The article presents a review of Russian and foreign court practice on this issue. The article builds a theoretical foundation for application of restrictions and exceptions in the field of copyright and related rights law; since such a system can maintain the balance of interests of both the author and the public.

TOMASINOV, Vladimir Alekseevich

Doctor of legal sciences
Professor
Lomonosov Moscow State University Law School
tomasinov@yandex.ru

Development of Civil code of laws draft and development of civil law science in Russia at the end of XIX — early XX century. Article seventeen

Keywords: Civil law of Russia; draft of Civil code of laws; family law

The article deals with development of family law institutes as a part of the work on the draft of Civil code of laws.

ZHULICH, Tatyana Vyacheslavovna

Postgraduate
Lomonosov Moscow State University Law School
gutarina@mail.ru

Limitation of rights over land plots: problems of information support

Keywords: Limitation of rights over land plots; zones of limited use; information support; State Real Estate Cadastre; State registration of rights limitation

Do land plot owners have right to construct a real estate unit on the land plot? Can land owners face a situation where their land plots happen to be located within a zone with limitations of use like a construction ban? The author analyzes the problems of information support on the issues of limitation of rights over land plots, which arise with establishment of zones of limited use.