

## Index

---

### **DEMCHUK, Sergey Dmitrievich**

Candidate of legal sciences  
Associate professor

#### **Element of public danger in criminal negligence and gross violation of stipulated rules**

**Keywords:** Public danger; criminal negligence; serious violation of rules; categories of crimes

Ubiquity of various appliances leads to increasing incidence of harm arising when such appliance are used without due care. At the same time legislative norms have narrowed the distinction between 'reckless and careless' and 'premeditated' conduct. Criminal legislation calls for adjustment in terms of attributing 'reckless and careless' acts to different categories based on the degree of their severity.

### **GERASIMOVA, Stefania Igorevna**

Postgraduate  
Department of civil procedure  
Lomonosov Moscow State University Law School

#### **Development of conciliation procedures in Russia from historical and legal perspective**

**Keywords:** Formation; conciliation procedures; settlement agreement; alternative dispute resolution; Russia

The article describes the historical development of conciliation procedures in the domestic legislation. The author contends that the regulations expressly provided the parties with the possibility of conciliation since the times of feudal fragmentation. However, the comprehensive regulation of settlement agreements and conciliation procedures per se emerged only in modern Russia after the adoption of the Civil Procedure Code of the Russian Federation in 2002.

### **IVANOVA, Tatiana Nikolaevna**

Candidate of legal sciences  
Associate professor  
Department of civil law and procedure  
Russian Presidential Academy of National Economy and Public Administration

### **KULIKOV, Evgenii Stanislavovich**

Candidate of legal sciences  
Associate professor  
Department of social studies and humanities  
Faculty of economic and social sciences  
Russian Presidential Academy of National Economy and Public Administration

### **TELYUKINA, Marina Viktorovna**

Doctor of legal sciences  
Professor  
Department of civil law and procedure  
Russian Presidential Academy of National Economy and Public Administration

### **TKACHEV, Valentin Nikolayevich**

Doctor of legal sciences  
Professor  
Department for legal regulation of service and legal work  
Legal Department  
RF Ministry of Internal Affairs  
Deputy head

#### **Regulatory developments in sphere of IP rights**

**Keywords:** Intellectual property rights; resale royalty right; performing arts director; theatre play; civil law reform

The article discusses the latest developments in the area of copyright and related rights. The analysis focuses on the two of the recent novelties — resale royalty right and protection of exclusive rights of theatre directors — producers of performing arts. In case of the former the changes in the regulation were brought on by the deficiencies of pertinent norms which allowed the parties acting in bad faith disregard the right of artists (in case of manuscripts, autograph notes on literary and musical works) to get royalties upon resale of their works. The latter of the two developments helped eliminate a gap in the regulation of the legal status of theatre producers of performing arts. Though such developments seem generally positive the authors draw attention to vagueness of provisions which may result in new problems in the enforcement thereof.

### **KORABLINA, Olga Viktorovna**

Candidate of legal sciences  
Associate professor  
Astrakhan State University

#### **Trade unions and problems of regulating labour relations**

**Keywords:** Trade union; primary trade union organization; elected body of union; labor relations; social partnership, corporate organizations

The right to organize trade unions is stipulated by the Article 30 of the Russian Constitution and its detailed description is given in the Labour Code. Modern trade unions unite a great number of employees; however, they exercise little influence on the economic life. This situation reflects the global crisis of trade unions as well as some specific characteristics pertinent to Russia as a country of transition economy.

### **KURBATOV, Alexey Yanovich**

Doctor of legal sciences  
Professor  
Department of civil and business law  
National Research University Higher School of Economics

#### **Residual clause under law of obligations**

**Keywords:** Residual clause

The author addresses the problems caused by unsystematic use of clauses which prioritize contract conditions and other sources of law rather than legislative norms.

### **LEONOVA, Galina Borisovna**

Candidate of legal sciences  
Associate professor  
Department of commercial law and law science  
Lomonosov Moscow State University Law School

#### **Shelf life of goods**

**Keywords:** Shelf life; goods; quality; safety; specifications; Eurasian Economic Union; Customs Union; labelling; packaging; information; mandatory requirements; storage; recall of goods

Shelf life is one of the safety indicators, which is accounted when determining the quality of the goods. The term 'shelf life' is used in the regulatory acts of the Russian Federation, Eurasian Economic Union and Customs Union. The article focuses on the categories of goods with a given shelf life, the methods of determining shelf life and the ways of shelf life labelling; legal implications of the sale of goods after the expiry date.

### **MUSIENKO, Tatiana Viktorovna**

Judicial clerk  
Department of criminal procedure  
Moscow district military court

#### **Formation of court panel in criminal proceedings as security of fair trial: legislation and practice**

**Keywords:** Criminal procedure; trial; fair trial; criminal case jurisdiction; court panel formation

Filing a request for jury trial secures the right of defendants for fair trial. The author believes that such option should be available to certain categories of defendants.

### **SEGALOVA, Elena Aleksandrovna**

Sole practitioner (Solicitor)  
Senior Lecturer  
Russian Presidential Academy of National Economy and Public Administration

### **SATYROV, Zaurbek Islamallevich**

Student  
Russian Presidential Academy of National Economy and Public Administration

#### **Recovery of liquidated damages under Russian and English law: comparative analysis**

**Keywords:** Damages; liquidated damages; foreseeability of damages; comparative legal analysis; civil law

The author analyzes the characteristics inherent to the institute of liquidated damages recovery under Russian and English law and tackles the issue of whether it is reasonable to adapt the foreign practice to the Russian setting given the considerable differences between the two systems.

### **TOMSINOV, Vladimir Alekseevich**

Doctor of legal sciences  
Professor  
Lomonosov Moscow State University Law School

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

#### **Article seventeen**

**Keywords:** USSR Procurator General; USSR Constitution of 1936; repressions; I.V. Stalin; A.Ya. Vyshinsky

The article is devoted to A.Ya. Vyshinsky, his professional career, and his contribution to the development of jurisprudence. The article dispels political myths about this figure and provides an unbiased analysis of his political career and scholarly works.