

**Abstracts and keywords of articles,
published in the journal "Military law" in 2021**

2021. № 1

1. Evseev T. E., Morar O. S. Threats affecting border security in the Central Asian region and coordination of activities of border agencies of the CIS member States in modern conditions

Annotation. The article is devoted to the analysis of the most predictable probability of crisis situations on the external borders of the CIS member States. In this article, the authors consistently reveal a number of problems in the short and medium term in which it seems appropriate to concentrate the forces and resources of border agencies on the border with Afghanistan.

Keywords: border authorities, member States of the Commonwealth of Independent States, crisis manag

2. Malaev B. R. The issue of cooperation between the border authorities of the Federal security with the customs authorities

Abstract: the relevance of this topic is due to the presence of gaps in the legal regulation of issues of interaction between the border authorities of the federal security service and customs authorities.

The purpose of the article is to characterize the legal problems of interaction between the border authorities of the federal security service and customs authorities and to develop recommendations for overcoming them.

The study showed no unified normative legal act regulating the issues of cooperation between border authorities of the Federal security service and customs bodies, as well as the weaknesses identified in joint practical activities, in particular, the rapid exchange between the bodies of relevant information.

The proposed recommendations for solving the legal problems mentioned in the article can be used for further scientific development of the topic, as well as in law-making activities.

Keywords: border authorities, customs authorities, interaction, priority areas of interaction, joint operational search activities

3. Simakov A. A., Luchak E. A. Basic concepts of legal regulation of the activities of border agencies of the Federal Security Service to ensure compliance with the State border of the Russian Federation in the aggravation of the military-political situation on the territory of a neighboring state

Annotation. The article examines the process of the collapse of the USSR and the consequences that have a negative impact on the activities of border authorities to ensure compliance with the state border regime of the Russian federation, and also clarifies the concept of legal regulation of the activities of border authorities to ensure compliance with the state border regime in special conditions.

Keywords: activities, legal regulation, the regime of the state border.

4. German E. S., Tsybizova N. A. "Patriotism" as a novel of the Constitution of the Russian Federation and a moral guideline for the development of the younger generation of Russian citizens

Annotation. The article analyzes the novelties of the Constitution of the Russian Federation on patriotism as one of the traditional values of the state, and provides a comparative analysis of various forms of expression of patriotism of the Soviet people during the great Patriotic war. The conclusion is made about the need for further development of Patriotic education as a means of consolidating Russian society.

Keywords: patriotism, love for the Motherland, citizenship, moral guidelines, spiritual and moral education, Fatherland, the Great Patriotic war.

5. Damaskin O. V., Yasnitskaya M. I. Actualization of moral and legal consciousness and behavior of citizens and counteraction to criminal subculture and extremism in modern society

Annotation. Based on the review and analysis of the transformation of modern society, state and law, the crisis of moral and legal culture, the state of crime, extremism and corruption, the needs and opportunities of scientific criminal and legal support for countering criminal subculture and extremism in methodology and socio-legal practice are considered.

Keywords: legal culture, legal consciousness, crime, extremism, corruption.

6. Tuganov Yu. N., Aulov V. K., Stafeev G. M. Genesis of development of the judicial system of Russia: history of creation Justice of the Peace in the border areas of Siberia Russian Empire in the documents of the State Archive Trans-Baikal Territory

Abstract. Based on the Review of the materials of the State Archive of the Trans-Baikal Territory, the article analyzes the Judicial statutes adopted in the regions of Siberia and their impact on the formation of the Institute of World Justice in the border territories of the Trans-Baikal region.

Keywords: judicial system, world justice, border territories, judicial statutes.

7. Chepiga I. V. Introduction of a moratorium on the death penalty by the Constitutional Court of the Russian Federation

Annotation. The purpose of this article is to review and analyze provisions of the Russian Constitution, the European Convention for the protection of human rights and fundamental freedoms, decisions of the constitutional Court of the Russian Federation and other normative legal acts on the subject of the ban on the death penalty in the Russian Federation.

Keywords: Constitution of the Russian Federation, constitutional Court of the Russian Federation, international law, European Convention for the protection of human rights and fundamental freedoms, ratification of an international Treaty.

8. Zaikov D. E. Departmental control of the Ministry of Defense Of the Russian Federation in the field of procurement in relation to military organizations

Annotation. The article discusses the regulatory framework of control over the procurement of goods, works and services, and conducted comparative legal analysis of the regulation of organization and implementation by the Ministry of defence of the Russian Federation departmental control over procurement of military organizations with the features of its legal regulation of various regulatory legal acts in the sphere of procurement of goods, works and services. Problematic issues are analyzed and ways to resolve them are suggested.

Key words: military organizations, departmental control, inspections, purchases.

9. Zemlin A. I., Shibanova A. A. Topical issues of ensuring the effectiveness of public procurement for defense needs

Annotation. The article is based on the application of the methodology of systemic-functional approach investigated problematic issues of ensuring efficient procurement of goods and military products in terms of application of the legislation on contract system of public procurement, formulated proposals for improving the legal and institutional framework of procurement for the needs of defense, the implementation of which may contribute to optimization of budget expenditures, increase of the level of defense of the Russian Federation in the modern geopolitical situation

Key words: the needs of defence, the contract system, government procurement, goods, and military products

10. Ivanov R. V. Organizational and legal issues of implementation anti-corruption expertise of documentation on procurement of goods, works and services for the needs of the Armed Forces Of the Russian Federation

Annotation. The article deals with the organization of work on the implementation of anti-corruption expertise of documentation on the procurement of goods, works and services for the needs of military organizations. The subjects of this activity are identified, proposals for making changes and additions to the current legislation in order to form the regulatory framework for anti-corruption expertise are substantiated. It is shown that giving the anti-corruption expertise of procurement documentation a mandatory character will be an important preventive measure to prevent corruption in this area.

Keywords: documentation on procurement of goods, works and services for the needs of defense and military security; anti-corruption expertise of procurement documentation; contract system in the field of procurement of goods, works and services for state needs.

11. Koryakin V. M., Rybakova M. A. On the rule-making function of the Russian Defense Ministry and its subordinate federal executive bodies

Annotation. The administrative reform carried out in the system of executive power of the Russian Federation in recent decades, which also affected the so-called "power" bloc, has significantly changed the system and structure of state power in our country. Administrative transformations carried out in the period from 1991 to the present time are conventionally divided into three periods: 1) the political motive of the reforms of 1991-1999 was the need for a radical transformation of the Soviet system of state administration, including the military sphere; 2) The second stage, held in 2003-2005, was aimed at strengthening State and military power; 3) the third stage, which began in 2006, is politically focused on building an effective state and building military power in the country on the basis of a specially developed Concept of military reform. Today we are witnessing the fourth stage, which, after the introduction of significant changes to the Russian Constitution last summer, affects not only the executive, but also the legislative and presidential authorities

One of the main results of these stages was the formation of a fundamentally new structure of state power, first of all, the executive, when we formed federal agencies and federal services along with ministries. It is this issue – the relationship between the Ministry and federal services and agencies (within the framework of rule-making) that our article is devoted to (in relation to the Ministry of Defense of Russia).

Keywords: administrative reform; federal services, federal agencies; federal ministries; rule-making; executive power, legislative power, presidential power, military power; military administration

12. Petrov I. V. Administrative responsibility of individuals for migration offenses (legal analysis)

Abstract. Based on the scientific analysis of norms in the migration sphere, the article reveals the features of responsibility of individuals for administrative offenses in this area.

Keyword: administrative responsibility, individuals, foreign individuals, migration offenses.

13. Plegancki D. O. Modern state regulation of the involvement of military personnel to liability

Annotation. In a situation where the misconduct of a military officer has led not only to material losses, but also to the creation of increased danger to others and even to the death of one or more persons, criminal and material liability of military personnel is applied. Transferring a situation to the category of criminal does not provide an exemption from monetary compensation.

In addition to reimbursement of damage to property of the military also attracted to a disciplinary responsibility up to dismissal from military service, but under the above conditions

the penalty is illegal as well as the fact of damages and in this case it is necessary to prepare a claim for reinstatement in military service to protect their rights and interests in court.

Keyword: Material liability, military personnel, law, military law.

14. Redkous V. M., Duvanov N. Yu. Foreign experience of legal regulation of bringing legal entities to administrative responsibility for committing administrative offenses by border authorities (on the example of the CIS countries)

Abstract. Based on comparative analysis, the article shows the special features of the legal framework for bringing the border authorities of the CIS States to administrative responsibility of legal entities, identified a number of areas for using positive foreign experience in order to improve Russian legislation on administrative responsibility.

Keywords: national security; State security; legal framework; legal regulation; comparative law; border authorities; administrative responsibility; an administrative offence; Administrative Offences Proceedings

15. Babaytseva E. S. System of normative legal acts in the field of medical support for military personnel and employees of the National Guard of the Russian Federation

Abstract. One of the important elements of social security for military personnel and employees of various law enforcement agencies is medical support. This article will be devoted to the system of normative legal acts of the Russian Federation that regulate legal relations related to medical support for military personnel and employees of the national guard of the Russian Federation.

Keywords: the right to health protection, medical support, national guard troops of the Russian Federation, military personnel, employees.

16. Demchuk S. D. Some problematic issues of assigning pensions for the loss of a breadwinner-military pensioner

Abstract. The state has assumed social obligations to ensure the right of family members of a deceased pensioner to receive a survivor's pension. However in practice, due to shortcomings in the regulation of pension legal relations, there are difficulties in deciding on the assignment of this type of pension. Especially often they are faced by widows of military pensioners. In this regard, we suggest ways to solve this problem.

Keywords: dependency; source of livelihood; the total income of the spouses; needs.

17. Collegei E. S., Fedak E. I. Legal aspects and implementation of the training potential of mentoring in the system of professional and official training of officers of military missions of the Ministry of Defense of the Russian Federation

Annotation. The article deals with problematic issues of legal regulation of the Institute of mentoring in the Ministry of defense of the Russian Federation. A detailed analysis of the regulatory documentation is carried out, various problems and contradictions that require clarification and systematization of the process as a whole are considered and identified. The author's pedagogical model of introducing the basics of the mentoring Institute in the system of professional and official training of military missions of the Ministry of defense of the Russian Federation is formed. The role and significance of the mentoring concept for the formation of highly professional potential and guarantee of quality control over the implementation of the State defense order is shown.

Key words: mentoring Institute, professional and job training, military missions, state defense order, training of military personnel.

18. Lychev D. I. Some issues of compulsory personal insurance of military personnel and law enforcement officers

Annotation. The article deals with the issues of insurance of military personnel and law enforcement officers. The legal and financial aspects of this topic are discussed. The features of underwriting in these legal relations are highlighted. Some suggestions are made to improve the legal regulation in this topic

Keywords: compulsory personal insurance, military law, disability, insurance payment, insurance organization, soldier, injury, trauma, contusion.

19. Borisov A.V. On some aspects of the goals of criminal punishment in the Russian Federation

Annotation. The article deals with such a criminal-legal problem as the purpose of punishment. The characteristic of the goals of punishment is given, their content and features are revealed. The points of view of various scientists on this problem are given. The article gives a certain assessment of the punitive policy of the Russian Federation at the present stage.

Keywords: punishment, goals of punishment, punitive policy, prevention of crime, restoration of social justice, means of correction of the convicted person.

20. Girko S. I., Kharchenko S. V. Some features of interaction of investigative bodies of the IC of Russia with operational divisions of the Federal Penitentiary Service of Russia

Annotation. The article considers the reasons that indicate the need for interaction between the investigative bodies of the IC of Russia and the operational units of the Federal penitentiary service of Russia. The concept of coordinated activity of investigators of the IC of Russia and employees of operational units in the detection and investigation of crimes committed in places of forced detention is given. Attention is focused on the role of the heads of the IC of Russia and the operational units of the Federal penitentiary service of Russia in organizing the investigation of the crimes under consideration. In addition, the main organizational-managerial and organizational-tactical forms of interaction are described in detail

Keywords: investigative bodies, Investigative Committee, operational divisions, Federal penitentiary service of Russia, interaction, investigative and operational groups, organizational and managerial and organizational and tactical forms, coordinated activities.

21. Журавлев Д. С. Актуальные проблемы процессуального положения начальника органа дознания и дознавателя Вооруженных Сил Российской Федерации, других войск, воинских формирований и органов

Annotation. The article examines the issues of uncertainty of the training and appointment of investigators in military units, bodies of inquiry and investigators, the lack of procedural autonomy of the investigator and the inquiry body, the relevance of the examination as a means of verification the uncertainty for the investigation and the measures of procedural coercion and measures to be taken to effectively address the challenges faced by body of inquiry.

Keywords: the body of inquiry, investigator, process, crime, law.

22. Kovalenko O. O., Shulgin I. V. Forensic examination of human odor traces (legal, organizational, tactical and methodological aspects)

An abstract. The order, legal grounds for the appointment and production of examination of human odor traces are considered. The features and stages of its production are highlighted. Recommendations have been made to investigators (interrogators) to assess the expert's opinion, which carried out an examination of the person's odor traces and its implementation during the investigation of crimes.

Keywords. Examination of human odor traces, odorous samples, objects-carriers of odor traces, comparative samples of odorous substance, categorically negative conclusion about the identity, categorically positive about the identity

23. Mahanova R. M. The relationship between the concepts of strategy and tactics in the theory of prosecutorial supervision

Annotation. The article reveals the concepts of "strategy" and "tactics" of prosecutor's supervision, reveals their role in improving the effectiveness of prosecutor's supervision and prosecutor's activity in general. The author's definitions of the concepts "strategy of prosecutor's supervision" and "tactical thinking" are formulated. The author's scheme of development of tactics, the application of which is possible in the activities of prosecutors and representatives of other professions, is proposed.

Keywords: strategy of prosecutor's supervision, tactics of prosecutor's supervision, tactical thinking, bodies of Prosecutor's office of the Russian Federation.

24. Ovcharov A.V. On criminal law approaches to the assessment of "friendly fire"

Abstract. The article is devoted to the consideration of the phenomenon of «friendly fire» in modern military conflicts and the development of general criminal-legal approaches to its assessment. The article analyzes the causes of «friendly fire», discusses its types and provides the most famous cases of «fire on their own» in military history. The article contains recommendations for determining the guilt of persons who committed cases of «friendly fire» and compares the phenomenon under consideration with the criminal-legal category of extreme necessity.

Keywords: Military conflict, «friendly fire», guilt, forms of guilt, security, objective imputation, criminal responsibility, crime, extreme necessity.

25. Parshakov A. S. Some aspects of the study of latent criminality of military personnel in the field of corruption manifestations

Annotation. The article considers modern approaches to the study of latent criminality of military personnel in the field of corruption. The study and analysis of military corruption allows us to determine the levels of its penetration into the army environment, including its latent nature. At the same time, the values and levels of corruption indices are determined based on the results of a sociological survey of military personnel. It is emphasized that the assessment of the corruption index is based on a comprehensive study of special criteria. The article summarizes the results of this study and draws conclusions about the nature and degree of latency of this type of crime in military units.

Keywords: latent crime of military personnel, corruption manifestations, corruption index, sociological survey.

26. Popov A. A. Some issues of criminal liability of servicemen of the National Guard for violation of the rules of service special types of military service

Annotation. The article examines certain types of special services that are performed by the military personnel of the National Guard troops, analyzes the peculiarities of bringing to criminal responsibility the military personnel of the National Guard troops for violating certain types of special services, and also suggests ways of solving them by making changes to Art. 343 of the Criminal Code of the Russian Federation.

Key words: troops of the national guard, special types of service, criminal liability of military personnel.

27. Sudenko V. E. Problematic issues of qualification of socially dangerous acts

Annotation. The article discusses certain problematic issues that arise among law enforcement officers when qualifying certain socially dangerous acts. The main reason for inappropriate qualifications is the lack of legislative practice, ignorance of the discussion of laws by practitioners and the general scientific community. In fact, the one who develops the draft law is the one who promotes his options, sometimes poorly understanding the purpose of the proposed changes and whether they will work in favor of combating crimes.

Key words: socially dangerous act; crimes; qualification; criminal law; gaps in legislation

28. **Tuganov Yu. N., Yakovets E. N.** Crimes in the field of border activity and their operational and search characteristics

Abstract. In the article, the authors investigate crimes in the field of border activities and their operational-search characteristics. The main factor in the growth of the number of crimes in the border sphere is the predominance in the minds of a significant part of those involved in them of a state of frustration, feelings of envy, manifestations of criminogenic properties against the background of maintaining a fairly high level of legal nihilism and a clear awareness of impunity, which is very characteristic of the Russian mentality.

Keywords: operational-search activity, border activity, crimes in the border sphere, border authorities.

29. **Chukin D. S., Fartukov D. N.** Features of the qualification of violence as a method of committing crimes against military service

Summary. The article examines violence as the most dangerous method and at the same time a constructive feature of the objective side of individual military crimes. The authors come to the conclusion that socially dangerous acts that infringe on subordination relations and military statutory relations are subject to different legal criminal-legal assessment, based on the violence used by the perpetrators. It is proposed to balance the dispositions of articles 333 and 334 of the criminal code of the character used in them violence, by the inclusion of the term threat as a means of committing a crime. In addition, in order to avoid an expanded or narrowed interpretation of criminal law, it seems appropriate to Supplement the General part of the criminal code with a separate article "Basic concepts used in the Criminal code", which includes the definitions of "physical violence" and "mental violence".

Key words: military crimes, method of committing a crime, violence, threat of violence, physical violence, mental violence.

30. **Vetoshkin P. A.** Experience of foreign states in the sphere of legal regulation use of weapons and special means on international routes

Annotation. This article proposes to consider the results of the analysis of the legal assets of the United States of America, the State of Qatar, the Italian Republic, the Federal Republic of Germany, regulating the use of weapons and special means by military personnel of border agencies.

Key words: grounds, prohibitions, the right of discretion, the principle of proportionality, the order to use weapons, military personnel of the border authorities.

31. **Lychev D. I., Shabaev V. V.** Law on Maritime Discipline 1957. Characteristics and history of creation

Annotation. The article analyzes the legal regulation of the Royal Navy of Great Britain and the structure of the Law on Naval Discipline of 1957. The history of the creation of laws governing the Royal Navy of Great Britain is considered.

Keywords: Great Britain, Royal Navy of Great Britain, Naval Discipline Act 1957, Oliver Cromwell, Charles II Stewart, Jacob II Stewart.

32. **Trishkin D. I.** Organized crime in the states of the Korean Peninsula

Annotation. The choice of the topic of this article is due to the need to disclose the problem of organized crime on the Korean Peninsula due to the lack of sufficiently complete information about this social phenomenon, especially in the Democratic People's Republic of Korea. The

author made an attempt to collect information available on the Internet and other places about the state of organized crime in the states of the Korean Peninsula, to generalize them and try to give an objective, in his opinion, an idea of the state of this type of crime in these countries, affecting some other states located in the East Asian region. A brief analysis of the types of organized crime, the main directions of its criminal activity and the main sources of criminal income of organized criminal groups and criminal communities is carried out. An attempt is made to trace the possible connection of organized crime with the state bodies of a particular country. The role of organized crime in the DPRK in poaching in the territorial waters of Russia with the provision of armed resistance to border authorities that suppress such acts is revealed.

Key words: Republic of Korea; DPRK; crime; organized crime; attacks on border guards; types of criminal activity.

33. Chernyavsky A. G. Positions of Western scientists as a justification for violating the sovereignty of individual states when interfering in its internal affairs under the pretext of establishing " minimum democratic standards»

Annotation. The article presents the author's view on the legality of international law from the point of view of the theory of law as the norms of coordination of interests. The author evaluates the views of Western scholars in the field of international law, in their assessment of state and national sovereignty. The author analyzes what is the driving principle of international law: the sovereignty of individual States or the idea of " minimum democratic standards " that should be established by interfering in their internal affairs. the author believes that any attempts to assign a monopoly value to these standards are condemned, of course, in advance to failure, since to reduce the whole essence of international law to the idea of a single or " established " value approach, to see in this idea a predestination of a kind of fatal necessity for individual states, while there is no logical need to believe that a state outside the framework of the so-called "developed western democracy" can not be thought of — hardly seems scientifically correct.

Keywords: sovereignty, international law, democracy, minimum democratic standards, coordination of interests, human rights.

34. Shoev Sh. R., Jabborov F. N. Some aspects of the implementation of the norms of the Statute of the International Criminal Court in the criminal legislation of the Republic of Tajikistan

Annotation. The article discusses some aspects of the implementation of the Statute of the International Criminal Court (ICC) in the Criminal Code of the Republic of Tajikistan. Defining the jurisdiction of the ICC, the authors disclose the content of the principle of additional jurisdiction. By comparing the norms of the ICC Statute and the norms of the Criminal Code of the Republic of Tajikistan, the authors came to the conclusion that the norms of this international legal act are not fully implemented in the national criminal law. In this regard, some recommendations are proposed for improving the last chapter of the Criminal Code of the Republic of Tajikistan, which establishes criminal liability for international crimes.

Keywords: Statute of the International Criminal Court, Criminal Code of the Republic of Tajikistan, genocide, aggression, armed forces, CSTO member states, statutory crimes, criminal liability.

35. Glukhov E. A. Methodology of military-legal research

Conclusion. Well-known specialists and teachers in the field of Military-Legal Sciences. Zemlin and V. M. It is a commentary to the textbook and seminars "methodology of military-legal research", prepared by Koryakin. In the textbook, the content of the training course on the discipline of the same name, which is taught in the attachments of military educational institutions in the specialty "military law", is systematically described. The book is also intended for applicants of scientific degrees in this specialty.

Keywords: military-legal science; military law; military-legal science methodology; appendix; applicant.

36. Kholikov I. V. Modern trends in countering criminal subculture and extremist manifestations

Abstract. The article gives a review on the collection of the conference papers “Criminality in the XXI Century: Resistance to Criminal Subculture and Extremism Manifestation” under the general edition of the Corresponding Member of the Russian Academy of Sciences A.N.Savenkov.

Keywords: security, globalization, national interests of the Russian Federation, criminal subculture, criminality, extremism manifestation.

2021. № 2

1. Boldyrev S. V. Improving the legal regulation of the activities of the border authorities of the Federal Security Service to prevent the entry into the Russian Federation of members of international terrorist and extremist organizations from the territory of the countries of the Central Asian region

Annotation. Based on the scientific and theoretical analysis of normative legal sources in the field of countering terrorism and extremism in the Russian Federation, the article develops and scientifically substantiates promising directions for improving the legal regulation of border authorities to prevent members of international terrorist and extremist organizations from entering the Russian Federation from the territory of the countries of the Central Asian region.

Keywords: international terrorist and extremist organizations, foreign states, terrorism, threats, extremism, border authorities, directions for improving legal regulation and organization of activities.

2. Gusev S. A., Loboda A. B. The function of national defense in modern conditions of globalization

Annotation. The article discusses the influence of a number of factors in the process of globalization (the formation of a collective security system, the expansion of the global black market of weapons, the formation of international terrorist organizations, etc.) on the country's defense function.

Keywords: globalization, national defense function, security, terrorism, sovereignty, armed forces.

3. Belyaev N. N. About the domestic experience of reforming the state security bodies during the Great Patriotic War in the framework of the organization of defense and national security of the state

Annotation. The article presents the materials of the organizational activities of the USSR leadership on the legal regulation of the activities of state security bodies in the initial period of the Great Patriotic War, their reform, the difficulties encountered in the effectiveness of management and the prerequisites for the creation and formation of units. The author explains the regularities of the legal regulation of their activities, the need to increase the effectiveness of their activities in the current conditions of wartime, and assesses the effectiveness of the measures taken.

Keywords: armed forces, national security, the Great Patriotic War, state security agencies.

4. Damaskin O. V. Racism of the Nazi ideology of World War II

Abstract. The concept, system and content of racist propaganda in the Nazi ideology of the war of extermination, with specific forms and methods of implementation in the SS and Wehrmacht, are considered.

Keywords: Nazism, racism, propaganda, war crimes, Nuremberg trial, international criminal law.

5. Norenko I. V. On the theory of the issue of recognizing war and hostilities as force majeure circumstances

Annotation. The article deals with the question of whether it is appropriate to attribute war and military actions to force majeure circumstances that exempt from civil liability for non-performance or improper performance of obligations. According to the author, the allocation of military actions and military events as an independent basis for the release of obligated persons from civil liability for non-performance or improper performance of obligations assumed or from the release of such persons from the performance of obligations is unjustified.

Keywords: force majeure, war, military actions, non-performance of obligations

6. Svininyh E. A., Borisov A. V. On the Development of Legislation on Ways and Forms of the Enlisting Non-State Actors in Border Security

Abstract. This article addresses progress of the Russian legislation on ways and legal forms of involvement private actors in the ensuring of border security during various historical periods. The authors analyzed the range of social relationships that were in need of legal regulation. The authors also estimated the possibility of application of the historic experience for improvement of modern legislation.

Keywords: border security; border control; border guard; non-state actors; border area population; privatization; outsourcing

7. Taradonov S. V. Acts of military administration as a source of military law

Annotation. This article deals with the concept of "acts of military administration". The characteristics of certain types of acts of military administration and the requirements imposed on them are analysed. Possible measures of a legal and organizational nature aimed at optimizing the rule-making process of the military administration bodies are outlined.

Keywords. Act of military administration; military legislation; rulemaking of military administration bodies; order; directive; instruction.

8. Kholikov I. V., Zanevskaya N. A. Legal Regulation of Losses Accounting and Burial of the Deceased (Perished) servicemen of the Red Army during the Great Patriotic War

Abstract. The article is dedicated to summarizing of the experience of legal regulation of the issues related to the accounting of the losses and burial of the perished servicemen of the Red Army during Great Patriotic War. The authors deeply study the normative legal acts of those years, which possess both ethical-legal and moral-ethical significance, and provide their legal assessment to them. The conclusions on the possibility to use the obtained data in order to improve the contemporary legal base for the benefit of reaching the compliance of the Russian legislation with the requirements of the international humanitarian law.

Keywords: accounting of losses, burial of the deceased (perished) servicemen, medical establishments, graveyards, Red Army serviceman ID, name lists.

9. Shamarov V. M. On the question of the content of the concept of «social state»

Annotation. The article examines the views of legal theorists on the name of the subject of research and the content of the concept of "social state". The author believes that the term "socially oriented state" is scientifically relevant for the modern development of Russian society, and the author's definition is formulated.

Keywords: social state, social-legal state, state of social democracy, socially oriented state.

10. Zaharenko S. V., Mihalev V. A., Limar P. P. Legal Aspects of Social and

Educational Adaptation to the Military Service of Persons Involved in Youth Organizations of Extremist Nature

Annotation. The article examines some legal aspects of social and educational adaptation to military service of persons that have taken part in youth organizations of extremist nature, with regard to legal conflicts. In addition, a brief analysis of the process of organization of social and educational adaptation to military service of servicemen that have been involved in youth organizations of extremist nature is given.

Keywords: adaptation, extremism, youth organizations of extremist nature, legal aspects of adaptation.

11. Kalashnikov V. V. Features of legal regulation of activities the faculty of the military training center

Resume. The analysis of legal norms governing the peculiarities of the legal status of the teaching staff of a military training center is given, proposals for improving legal norms in order to improve the quality and effectiveness of training military specialists are substantiated

Key words: military training center, employees of the military training center, effective contract.

12. Skrynnik A. M. Naval training in maritime schools of small and long-distance navigation of the Russian Empire and secondary maritime schools of the USSR: historical and legal aspect

Abstract. A brief study of the historical and legal retrospective system of certification of reserve officers for the naval Ministry of the Russian Empire from graduates of the naval school of merchant Navy, the training of reserve officers in the frame for the naval fleet of the USSR in the Maritime colleges and secondary nautical schools

Keywords: naval schools of the Russian Empire, ensign of the Fleet reserve, naval schools of the USSR Navy, naval training, junior lieutenant of the Navy reserve

13. Fedak E. I., Mikhalev V. A., Feredin D. A. Legal support for the process of forming the moral, political and psychological readiness of the military personnel of the Armed Forces of the Russian Federation to perform combat missions

Abstract. The article reveals the mechanism and structure of the process of legal support for the formation of moral, political and psychological readiness of servicemen to perform combat missions. Several examples are considered legal contradictions in the formation of the moral, political and psychological readiness of a serviceman. A brief analysis of the legal aspects of the formation of the moral, political and psychological readiness of servicemen in the modern army is carried out.

Keywords: moral-political and psychological readiness, legal support, formation, process, serviceman, legal training, bodies for military-political work.

14. Efimkin Y. S., Kharitonov S. S. On the system of departmental financial control in the Ministry of Defense of Russia: issues of law enforcement

Resume. Some issues of the implementation of legal regulations governing the control of the financial, economic and economic activities of military units by specially authorized bodies are considered, the results of consideration in military courts of commanders' appeals to recognize illegal conclusions in acts of departmental financial control are presented.

Key words: military courts, departmental financial control, appeal by commanders of departmental financial control acts.

15. Zakharov P. A. Administrative investigation as a 'pseudo-stage' of proceedings in the case of an administrative offense

Annotation. In this article, on the basis of highlighting the broad and narrow (normative) meanings of an administrative investigation, its splitting into elements and much more, the author attempts to prove the false perception of an administrative investigation in a narrow sense (Article 28.7 of the Administrative Code) as an independent stage (stage) of proceedings in cases of administrative Offenses that can lead to systemic errors and confusion in theory and practice.

Key words: Administrative investigation, proceedings on cases of administrative offenses, stage, form, border authorities.

16. Redkous V. M., Duvanov N. Ju. Legal consolidation and implementation by border authorities of the principles of proceedings in cases of administrative offenses against legal entities

Abstract: the article is devoted to the scientific understanding of the essence and content of the principles of the implementation by border authorities of proceedings in cases of administrative offenses, the subjects of which are legal entities. Based on the analysis of the theoretical aspects of bringing legal entities to administrative responsibility, the article shows the peculiarities of the implementation by the border authorities of the principles of proceedings in cases of administrative offenses carried out in relation to legal entities, taking into account the specifics of official activities.

Keywords: government bodies, border authorities, proceedings on cases of administrative offenses, administrative responsibility, legal entities, principles of proceedings on cases of administrative offenses.

17. Roshchin S. R. Functional analysis of the activities of the legal service of the National Guard troops of the Russian Federation: methodology and features of regulatory legal regulation

Annotation. In the article, on the basis of a comprehensive study, the functions of the legal service and legal units of the troops of the National Guard of the Russian Federation are revealed. The issues of coordination and general management of the legal service in the federal executive body are considered. Based on a comparative analysis of the functions of the legal department of the internal troops of the Ministry of Internal Affairs of Russia and the functions of the legal service of the troops of the National Guard of the Russian Federation, the main differences in their functional purpose are given. Based on the analysis of regulatory legal acts, the functions of the head unit of the legal service in the field of legal work and legal units are studied in detail. The article considers theoretical and organizational and legal issues related to the legal status and areas of activity of the legal service of the troops of the National Guard of the Russian Federation. Based on the results of the application of the methodology of the formal legal and systemic legal approach, contradictions in the normative legal regulation of the functioning of the legal service of the troops of the National Guard of the Russian Federation were revealed.

Key words: legal work; legal service; troops of the national guard; internal troops of the Ministry of Internal Affairs of Russia; legal service; functional analysis; functions; provisioning functions.

18. Trofimov M. V. Legal status of military organizations as subjects of settlement and currency relations (financial and legal aspect)

Abstract. In the article the author characterizes settlements with the participation of military organizations as a financial and legal institution and defines the features of the legal status of military organizations as subjects of settlement and currency legal relations, resulting from their legal nature, as well as due to the status of the recipient of budget funds.

Keywords: military organization, financial legal personality of military organizations, settlements, foreign currency.

19. Shankhaev S. V. Administrative and jurisdictional activities of the military police (on the example of proceedings in cases of administrative offenses)

Annotation. The article reveals the administrative activities of the military police for consideration of cases on administrative offences, as well as for drawing up protocols on administrative offences, is offered at the departmental level for the military police to develop and approve forms of procedural documents on cases of administrative offences

Keywords: administrative and jurisdictional activities, military police, proceedings in cases of administrative offenses.

20. Zaikov D. E. Social partnership in the sphere of labor in the Federal Security Service of Russia

Annotation. The article deals with the Industry Agreement on the Federal Security Service of the Russian Federation, which is the result of a social partnership between employees and employers, which establishes the features of the legal regulation of labor relations in the security agencies and the specifics of the legal status of their employees. A comparative analysis of similar provisions of industry agreements with the participation of the Ministry of Defense of Russia and the Ministry of Emergency Situations of Russia is carried out.

Key words: employees, employers, security agencies, social partnership, trade union.

21. Pavlyuschik S. V., Cheshko V. Yu. Procedure for military service in the Republic of Belarus

Annotation. The article analyses the legal norms governing the procedure for military service in the Republic of Belarus. The main legal facts of military service are distinguished. The basic stages of military service are described. Some legal problems in this area are identified and possible ways to overcome them are suggested.

Key words: military service, legal facts, procedure for service.

22. Roganov S. A., Semenova I. V. Individual prohibitions and restrictions on the rights of military personnel serving under a contract

Annotation. The article deals with issues related to prohibitions and restrictions on the rights of citizens in connection with entering military service under a contract. The analysis of certain rules of law governing the activities of military personnel, the rules that restrict the rights of military personnel and impose a ban on certain types of activities.

The paper reveals some gaps in the legislation that restricts the rights of a serviceman during military service. The author proposed to make changes to the legislation that regulate the legal status of military personnel, in particular related to receiving income from renting out personal property.

Key words: military personnel, rights, restrictions, prohibitions, normative legal acts, implementation of the right.

23. Slivkov A. S. On some contradictions in the practice of paragraph 19 of article 15 of the Federal Law "On the Status of Military Personnel" when implementing housing rights of a particular category of military personnel

Abstract. The article presents a special opinion on the procedure for applying paragraph 19 of article 15 of the Federal Law "On the Status of Military Personnel" in the implementation of housing rights of military personnel, for who in 2009 The Main Apartment and Operational Directorate of the Ministry of Defense of the Russian Federation was making decisions on the withdrawal of residential premises from the operational administration of military educational institutions and their registration under social employment contracts to military personnel from Moscow garrison recognized as needing housing. That decisions was based on decisions of the Minister of Defense of the Russian Federation and the petitions of the heads of military educational institutions, stationed in Moscow.

Key words: residential premises, providing military personnel with residential premises, providing a subsidy for the purchase or construction of residential premises, law enforcement practice.

24. Shenshin V. M., Shenshina L. F. Some features of military service (service) in the national guard

Abstract. In the present article, on the basis of the orders adopted by Rosgvardiya, the analysis of the features of military service (service) in the National Guard troops is carried out. It is indicated that it is not possible to perform the duties of military service (service) without understanding the above and other subordinate normative legal acts.

Keywords: military service(service); national Guard troops.

25. Bolshakova V. M., Naumov P. Yu., Kononov A. N. Evidence and proving in the exercise of judicial protection of interests of military medical organizations

Abstract. Based on a comprehensive method of scientific research, the article analyzes the features of the presentation of evidence and proof in the implementation of judicial protection of the interests of medical organizations of federal executive bodies, where federal law provides for military service. The systematization of evidence that can be presented in the consideration of causes related to the provision of medical care to patients has a certain scientific novelty. Based on the analysis of regulatory legal acts, scientific literature and other documents, the author's view on the peculiarities of the tactics of proving and presenting evidence, in the course of various types of legal proceedings, is presented.

Key words: judicial protection; violated or contested rights; health care; medical documentation; evidence and proof; diagnosis; medical commission; council of doctors.

26. Dokuchaeva E. N., Emelyanova A. I. Problems of improving the effectiveness of the supervisory activities of the Military Prosecutor's Office

Annotation. The article reveals the content of the concept of the supervisory activity of the bodies of the military prosecutor's office, the author's definition of this concept is given. Based on the analysis of supervisory and judicial practice, the problems of improving the effectiveness of supervisory activities of the prosecutor's office are identified and ways to solve them are proposed.

Keywords: prosecutor's offices, supervisory activity, efficiency of supervisory activity of prosecutor's offices, prosecutor's supervision.

27. Koryakin V. M. Indexation of the awarded sums of money as an element of judicial protection of the rights of military personnel

Annotation. The article is a scientific and practical commentary on the decisions of the Constitutional Court of the Russian Federation No. 35-P of July 23, 2018 and No. 1-P of January 12, 2021, which define the legal mechanism for indexing the awarded sums of money provided for in Article 208 of the Civil Code of the Russian Federation. The contradictions of law enforcement practice in the implementation of this mechanism are shown, the legal positions of the Constitutional Court on this issue are revealed, and proposals are made for further improvement of this legal institution.

Keywords: judicial protection; indexation of the awarded sums of money; enforcement of court decisions.

28. Batyukova V. E. On the issue of the application of norms establishing criminal liability for legalization (laundering) of funds or other property

Resume: In the article, the author examines the problematic issues of the application of the norms establishing criminal liability for the legalization (laundering) of money or other property.

The author examines the essence of legalization (laundering) of funds or other property, discloses issues related to qualifications. Judicial statistics are analyzed.

Keywords: economic security, shadow economy, criminal liability, legalization (laundering) of funds or other property, lawful possession, use and disposal of property

29. Borisov A. V. About some aspects of the death penalty as a type of criminal punishment

Annotation. The article deals with such a type of criminal punishment as the death penalty. The article describes the characteristics of this punishment, reveals the problems, advantages and disadvantages of this type of punishment, and presents the further status in the Russian criminal legislation. The article also presents the points of view of some scientists regarding this criminal law institution.

Keywords: punishment, death penalty, life imprisonment, humanism, social justice.

30. Girko S. I., Kharchenko S. V. Some features of the organization of the investigation of criminal cases of crimes of the past years

Annotation. The article deals with the specifics of planning, information, and analytical support for the investigation of crimes committed in the past years, as well as issues related to the interaction of the investigative bodies of the IC of Russia with the subjects of operational search activities. The goals, objectives and priorities of the organization of the investigation of unsolved crimes are determined. Attention is focused on the role of the investigator of the IC of Russia in the organization of the investigation of the crimes under consideration.

Key words: Keywords: Investigative bodies, Investigative Committee, operational units, goals, tasks, priority areas, information support, investigative versions, interaction, organizational-managerial and organizational-tactical measures.

31. Kovalenko O. O., Shulgin I. V. Forensic tools and methods of researching human smell traces in relation to the tasks of operational and investigative activities

An abstract. On the basis of the legal norms of the Federal Law of the Russian Federation on operational and investigative activities, applied forms of forensic examination of human odor traces were considered when conducting some types of operational and investigative activities by operational officers. It is shown what specific results operational units using individual, odorological characteristics of the subject in solving crimes, can obtain.

Keywords. Operational and investigative measures, identification of the person, olfactory method, cynological sampling, specialist-kinologist.

32. Kolchanova M. A., Sudenko V. E. Inspection of the scene of the transport accident: technical and tactical support

Annotation. A rather large number of transport crimes are committed on transport. However, the best performance in the disclosure and investigation of these crimes can be achieved only with the use of the latest technical and forensic tools, along with traditional, as well as tactical techniques. The article makes an attempt to consider the direction of the tactics of their application, the results obtained and proposals for improving the use of technical means, including the Trimble TX5 laser scanning device, VS7 video endoscope, as well as tactical techniques.

Key words: investigator; investigative and operational group; specialists; road; vehicle; technical means; specialist.

33. Krishtopov S. V. Countering the financing of extremism through the transfer of digital currency, digital financial assets and digital rights

Annotation. The article analyzes legislative changes in the sphere of regulation of digitalization of the economy of the Russian Federation, according to which the concepts of "digital currency," "digital financial assets" and "digital rights" were introduced. The high

anonymity of these financial instruments, the long absence of legal regulation, served to select them as a means of committing various crimes, including the financing of extremism (terrorism). Relevance of the research is substantiated by the lack of uniform law enforcement practice related to the above concepts. The article reveals newly introduced concepts, identifies problems and contradictions that may arise when qualifying the financing of extremism (terrorism) committed through the transfer of "digital currency", "digital financial assets" or "digital rights". Ways of solving the mentioned problems are offered, including by means of specifying the Resolution of the Plenum of the Supreme Court of the Russian Federation "On judicial practice in criminal cases on crimes of extremist orientation" № 11 dated 28 June 2011.

Keywords: extremism, counter-extremism legislation, criminal law, digital currency, digital financial assets, digital rights, bitcoin.

34. Pleshakov A. M., Shkabin G. S. Criminal liability for sabotage using animals

Annotation. From the criminal legal point of view, the author examines the correlation between the concepts of "sabotage" and "military sabotage", analyzes historical examples of the use of animals for sabotage combat operations and the possibility of using biological weapons. A distinction is made with a terrorist act.

Key words: sabotage, military sabotage, terrorist act, animals, purpose of the crime.

35. Prudnikova L. B., Semenova V. V., Shenshin V. M. Features of qualification of military crimes on the grounds of the subjective side

Annotation. Based on a comparative legal analysis of the subjective characteristics of crimes that infringe on the order of military service and their impact on the correct qualification of these acts, the authors conclude that it is important to achieve uniformity of judicial practice in sentences in cases related to military crimes by indicating the purpose of the act in those compositions for which the law requires it directly, as well as those that may require differentiation, in connection with which it seems correct to use only the term "purpose"»

Key words: composition of the crime, subject and subjective side.

36. Sotnikova V. V., Kiselev D. S. On the problem of qualifying the murder of a woman who is known to be pregnant for the guilty party

Resume. The article examines the problematic issues related to the qualification of the murder of a woman who is obviously pregnant for the culprit, in the presence of a factual error.

Key words: murder, pregnant woman, knowingly, pregnancy, criminal responsibility, factual error.

37. Khaliullina E. T., Zhuravleva A. S. Crimes committed with the use of personal data: characteristics of the state

Annotation. The article provides a brief description of the state of crime related to the use of personal data in the Russian Federation at the present stage. The results of a questionnaire survey of experts from the number of prosecutors are given.

Key words: Crime, personal data, information environment.

38. Kovalenko V. I. Interstate cooperation of the Member States of the Commonwealth of Independent States on combating human trafficking and criminal exploitation of human beings

Abstract. This article presents the legal framework and strategic policy documents of international cooperation of States-participants of Commonwealth of Independent States (CIS) in combating human trafficking and criminal exploitation of others, guidelines and enforcement of interstate cooperation in the fight against human trafficking and the criminal exploitation of man.

Keywords: interstate cooperation, CIS member states, human trafficking, criminal exploitation of human beings.

39. Makarov D. B. The role of the Nuremberg Trials in the development of international criminal justice

Annotation. This article analyzes the desire of the countries of the Anti-Hitler Coalition to punish Nazi Germany and its leaders for war crimes. A colossal preparatory work was carried out, several international agreements were implemented in the course and conduct of this international trial, thousands of witnesses were heard directly, kilometers of newsreels were viewed both by the prosecution and by the defense. For the first time in the dock for war crimes there was a whole criminal state, as well as its institutions of power.

Key words: The Nuremberg Trials, Agreement for the prosecution and punishment of the major war criminals of the European Axis, international criminal justice, war crimes, World War II, genocide.

40. Plegansky D. O. Foreign practice of bringing servicemen to material responsibility

Annotation. The paper examines the attraction of servicemen to material responsibility in some foreign countries, as well as issues of experience that can be used in the practice of bringing servicemen to material responsibility in our country.

Keywords: material liability of servicemen, foreign experience, practice of foreign states.

41. Ponomarev A. I. Political and legal model of goal-setting in the state administration of the United States of America

Annotation. This article describes the political and legal mechanisms of formalization of target settings in the US government. The author of this article notes that at the turn of the XX century – the beginning of the XXI century, the US political leadership faced the problem of low efficiency of spending budget allocations. The response to this call from the American establishment was the adoption of the Government Performance and Results Act in 1993.

As a theoretical basis for describing the features of the implementation of the Law on the Assessment and Results of Government Activities, the author uses the concept of "goal-setting model", which is understood as a political and legal mechanism for developing long-term, medium-term, short-term and current political decisions, including the following parameters: goal-setting documents; subjects involved in the development of goal-setting documents and their functions; the procedure for developing goal-setting documents; the validity period of goal-setting documents; characteristics of the target settings and the target-setting methods used.

In conclusion, the author formulates the features of the goal-setting model in the US government, which can be used in the domestic practice of public administration in the development of the strategic planning system.

Keywords: goal setting model, public administration; socio-economic development; strategic planning; planning and reporting system; national security strategy.

42. Rylskaya M. A. Biological weapons: historical realities and humanitarian and legal problems

Annotation. The article is devoted to the current topic of the impact of bioagents on modern society and the analysis of the problems of limiting its possible use in the form of weapons of mass destruction. The author draws some parallels between the existing data on the 2019-2020 pandemic and the confirmed consequences of the use of bioweapons on the basis of a retrospective analysis of random coincidences or intentional external testing of its effectiveness, as well as an assessment of the further development of international humanitarian law governing this area.

Keywords: pandemic, biological weapons, law of armed conflict, international humanitarian law, pathogens, toxins, bioagents, convergence of biological and chemical sciences, biopathogens, international cooperation, mobile medical and biological units.

43. Stennikov V. V., Amonuloev S. P. International legal framework for military-economic cooperation within the framework of the Collective Security Treaty Organization

Annotation. In this article, the authors analyze the prerequisites for the formation, features of the international legal framework of the Collective Security Treaty Organization, and consider the priorities for strengthening military-economic cooperation in the context of the intensification of non-traditional challenges after the collapse of the all-Union space.

Keywords: Collective Security Treaty, localization of armed conflicts, counter-terrorism, military-economic cooperation, UN Global Counter-Terrorism Strategy.

44. Chernyavsky A. G. The concept of protection in international humanitarian law: a historical and legal study

Annotation. This article focuses on the understanding and practice of protection in the international humanitarian system. The concept of protection in the humanitarian world is central to the development of international humanitarian law. The author argues that as universal human rights have expanded to include more groups, the concept of protection has expanded in the human rights discourse. Protection means not only the physical protection of people from violence and the legal protection of refugees from deportation, but also protection from hunger, disease and discrimination. The author believes that if a State cannot protect its people, it can be considered defeated as a State.

Keywords: concept of protection, state, international humanitarian law, peacekeeping missions, human rights, security.