

**Abstracts and keywords of articles,
published in the journal "Military law" in 2020**

2020. № 1

1. Batyukova V. E. On the correlation of the concepts of terrorism and extremism

Resume: In the article, the author considers the correlation of the concepts of extremism and terrorism. Defines the main features of these corpus delicti, which are mandatory and included in the subject of evidence in specific criminal cases. The examples of judicial investigative practice are analyzed.

Keywords: extremism, terrorism, motive of crime, purpose of a crime, convention, countering terrorism, countering extremism.

2. Kononov S. A. Legal and institutional framework of citizens' participation in ensuring border security

Annotation. The article is devoted to researching the legislation in regard to the citizens' participation in ensuring border security as the part of voluntary people's patrol and voluntary Cossacks squads. The author reveals forms of citizens' participation, points to a number of problems, arising in law enforcement practice of enforcement of administrative coercive measures, and in legal regulation of certain aspects of involvement citizens to the protection of the state border.

Key words: the state border, forms of citizens' participation in the protection of the state border, voluntary people's patrol, Cossacks communities, enforcement of administrative coercive measures, social and legal status of member's voluntary people's patrol and voluntary Cossacks squads.

3. Oleynik E. P., Institutional basis for the establishment of the legislative framework for countering terrorism by the troops of the national guard of the Russian Federation

Annotation. The author studies some aspects of the Federal service of the national guard of the Russian Federation's counteraction to international terrorism, as well as the terminological characteristics of this illegal phenomenon, and the peculiarities of the legislative consolidation of counter-terrorism activities at the present stage of society's development.

Keywords: international terrorism, counter-terrorism, ROS guard, national guard troops of the Russian Federation.

4. Panferova I. A. On the issue of determining the legal status of the state border of the Russian Federation

Annotation. In the article, the author considers the existing problems of defining the concept of the legal status of the state border of the Russian Federation. The analysis of existing approaches to the definition of this concept in legislation and scientific publications is carried out, the author's definition is formulated.

Keywords: state border, state border status, legal status of the state border, legal status, object of law, object of legal relations.

5. Zemlin A. I., Roshchin S. R. Actual issues of the legal status of the legal service of the national guard of the Russian Federation

Annotation. This article discusses theoretical and legal issues related to the legal status and areas of activity of the legal service of the national guard of the Russian Federation, explores the main aspects of its activities, their importance and role in the composition of the national guard of the Russian Federation. Based on the results of applying the methodology of the formal legal and systematic legal approach in the interests of analyzing the theoretical and legalized legal framework of the legal position of the legal service of the national guard forces of the Russian

Federation, contradictions and gaps in Russian legislation, organizational weaknesses were identified, directions for improving legal regulation were proposed.

Key words: legal units, legal work, troops of the national guard, internal troops, legal service.

6. Mintiagov S. A. Changes in the legislation on the military police of the Russian Federation Armed Forces

Abstract. The article discusses the main stages of the formation and development of the regulatory framework governing the activities of the military police of the Armed Forces of the Russian Federation, in particular the Charter of the military police of the Armed Forces of the Russian Federation aimed at improving the activities of the military police. The author identifies three main stages of improving the legislation on the military police associated with the publication of relevant regulations.

Keywords: military police, law, Charter of the military police, military police.

7. Tretyakov N. A. The competence of the regulatory legal acts Ministry of defense of the Russian Federation

Annotation. The article examines the theoretical and legal foundations of the norm-making activity of the Ministry of defense of the Russian Federation, analyzes the features and types of legal acts, as well as existing problems and inconsistencies in the legal regulation of the order of publication of legal acts of the Ministry of defense of the Russian Federation, offers options for their solution by appeal.

Key words: standard setting, rulemaking, legislation, the regulatory legal act of the Federal bodies of Executive power.

8. Shenshin V. M. Concept of administrative and jurisdictional activity of Rosguard: point of view

Abstract. The article substantiates the author's approach to the formation of the Concept of administrative and jurisdictional activity of Rosgvardiya, gives the concept and reveals the structure of this legal phenomenon.

Keywords: administrative and jurisdictional activities; national guard troops; concept; ROS guard.

9. Zaykov D. E., Differentiation of remuneration of employees of military units and organizations of the Federal bodies of Executive power, in which the law provides for military service

Annotation. The article provides a comparative analysis of the conditions of remuneration of employees of military organizations under the jurisdiction of various Federal Executive authorities, in which the law provides for military service.

Key words: employees, military organizations, remuneration, official salary, payments.

10. Ivanov V. Yu. To the question of the implementation of entrepreneurial or other paid activities by military personnel engaged in rental of residential premises purchased as part of the accumulative-mortgage system of housing provision for military personnel

Annotation. The article deals with the issue of entrepreneurial or other paid activities by military personnel engaged in the delivery of residential housing, acquired in the framework of NIS under a contract of employment (lease), indicates the legal obstacles to the implementation of this activity by military personnel. The analysis of the position of Supervisory bodies is made.

Keywords: accumulative-mortgage system of housing provision of military personnel, the right of military personnel to housing, the ban on entrepreneurial and other paid activities.

11. Kalashnikova A. N. Escrow for military personnel

Abstract. The subject Of this article is the problem related to the lack of opportunities for NIS participants to obtain housing using escrow accounts.

Key words: account escrow, agreement escrow account, savings and mortgage system of housing provision of military men of target housing loans.

12. Fomin A. V. Some problems in purpose of payments and grants to members of families of the died (dead) at fulfillment of duties of military service of the military personnel of the National Guard Troops of the Russian Federation

Abstract: Within the present article the list of the questions concerning granting social guarantees to children, spouses and parents of the military personnel is studied, the died (dead) at fulfillment of duties of military service. The current problems related to the provision of a number of payments and benefits to family members of dead (deceased) soldiers were also analysed, practical experience in the application of legislation in the field under consideration, as well as the most effective methods of resolving emerging problems.

Keywords: grants; Payments to family members of fallen soldiers; Death (death) related to the performance of military service duties, military medical commission, pension bodies of the Ministry of Internal Affairs.

13. Kalashnikov V. V. Problems of legal regulation of activity employees of the military training center

Abstract. The subject of this article is the changes in the legislation on the activities of military training centers in terms of the features of the legal status of the teaching staff of the military training center, military service not in a military position, the author presents his opinion on the issue of reforming the legislation.

Keywords: military training center, military training, teaching staff of the military training center.

14. Koryakin V. M. Compensation by military personnel of the Federal budget funds spent on their military and special training: problematic issues when dismissed in connection with the Commission of corruption offenses

Annotation. The article analyzes the problematic issues related to the dismissal of military officers from military service due to loss of trust, as well as for non-compliance with prohibitions and restrictions, non-performance of additional duties established in order to combat corruption. A significant gap in the legal regulation of these issues has been identified, which is related to the inability to recover from such military personnel funds spent on their military and special training. The author formulates proposals of a normative and law-enforcement nature to resolve this problem.

Key words: anti-corruption; restrictions and prohibitions related to military service; additional duties established in order to prevent corruption; loss of confidence; reimbursement of funds spent on military and special training of military personnel.

15. Lagashkina J. V. Improvement of legislation at institute of alternative civil service

Abstract. The article analyzes the legislation governing alternative civil service, identifies provisions that require refinement and clarification, and develops proposals to improve domestic legislation on alternative civil service, to ensure that citizens of the Russian Federation exercise their constitutional right to replace military service with alternative civilian service.

Key words: alternative civilian service, military service, Ministry of Defense, legislation, improvement.

16. Fattakhova K. A. The right of a student to draft deferment during vacation period after final state examination

Abstract. In the article author comes to the conclusion that at first sight neither law nor jurisprudence has an unambiguous answer to the question: does a student have a right to deferment during vacation period after final state examination in Bachelor's, Specialist's and Master's programs (so-called «postgraduate vacation»)? Nowadays Russian call-up age students when finishing their university education may face a particular problem: while they are on postgraduate vacation they can be called into military service. Courts which answer negatively to foregoing question generally assume that there is no need for draft deferment, which was granted to students to get their education, to remain in effect, because after they pass final state examination and receive diploma of higher education, they should be considered to have exercised their right to education and consequently no longer have the right to draft deferment. But does this approach establish a balance between the duty to defend the homeland provided for in the Russian Constitution and constitutional right to education? The author scrutinizes this question and comes to the conclusion that there can be only a negative answer to it. But the answer does not appear on the surface. Furthermore, it seems that divergence of courts' opinions on the question concerning the right of a student to draft deferment during the period of his postgraduate vacations has some root causes. In the author's view, these causes may lie in the fact that while Federal Education Act, in general, does not cover issues concerning the duration of draft deferment, some of its provisions may have the effect of prolonging draft deferment period. In view of the foregoing, the author believes that there is a need to amend the legislation. In the article he formulates necessary amendments to Federal Military Duty and Service Act. Adoption of proposed amendments could not only encourage uniformity of future jurisprudence in the area under consideration but also ensure its predictability.

Keywords: military draft, military duty, the right to education, draft deferment, postgraduate vacation.

17. Korchagin V. V. Psychological prevention of suicidal risk in the Armed Forces of the Russian Federation: legal aspect.

Abstract. The article reveals the current state of regulatory and legal regulation of preventive measures aimed at reducing the level of suicidal risk of servicemen in the Armed Forces of the Russian Federation. The significant issues of prevention of suicidal incidents, namely their essence and content, are considered. The analysis is given and the main directions of preventive measures concerning suicidal behavior at the military personnel are proved.

Key words: suicide, suicidal factors, suicidal behavior, prevention of suicidal behavior, directions for the prevention of suicidal behavior.

18. Korchagin V. V., Makarenkov A. A. Legal regulation of informational and psychological impact on military personnel in order to reduce their suicidal risk

Annotation. The article discusses the features and prospects of conducting remote psychological counseling of military personnel in order to prevent suicidal risk. The features and principles of information-psychological impact during such counseling, which determine its effectiveness, are noted. The stages of conducting psychological counseling through Internet communication are described. The authors concluded that it is necessary to make separate changes to the existing legal acts that determine the duties of military psychologists.

Key words: information and psychological impact, psychological prevention of suicidal risk of military personnel, remote psychological counseling of military personnel, information and psychological impact on military personnel through telecommunication technologies.

19. Makarenkov A. A. Legal problems of informational and psychological impact on military personnel

Annotation. The article reveals the current state of legal regulation of the use by specialists of the military-political work of the information-psychological impact on the military personnel of the Armed Forces of the Russian Federation. For the first time, specific practical

recommendations are given to employees of structures involved in military-political work, in particular military-political propaganda and agitation in the Armed Forces of the Russian Federation.

The article substantiates the relevance of improving the regulatory and methodological support of military-political activities through information and psychological impact, both directly and through telecommunication technologies. Examples of the implementation of the information-psychological impact through Internet communication are given.

The conclusion is drawn about the importance of interagency cooperation on these issues to generalize the existing situations of negative IPV to military personnel in order to effectively neutralize them.

Key words: information-psychological impact, military-political propaganda and agitation, information-psychological impact, information-psychological impact through telecommunication technologies.

20. Shcherbak S. I., Volodin V. R. Legal culture of military personnel and the main trends of its development

Abstract: The article presents the results of the analysis of certain trends that determine the development and increase of the legal culture of military personnel in the Russian Federation, in the implementation of their military service activities.

Key words: armed forces; military culture; friendly people; the legal culture of the servicemen.

21. Azovtsev A. A. Procedural problems of disciplinary proceedings in the Armed Forces of the Russian Federation

Annotation. The article investigates the theoretical and practical aspects of disciplinary proceedings against military personnel carried out by military authorities and military officials. The definition of this concept is given, the content of the mandatory stage of production — proceedings on disciplinary offenses is disclosed. Gaps and contradictions in the legal regulation of the proceedings were identified, and ways to overcome them were proposed. The proposal to unify the terminology in the field of administrative and procedural activity of commanders (chiefs) by replacing the terms "administrative investigation" and "proceedings" with a single concept of "internal investigation" is substantiated.

Keywords: military discipline; disciplinary responsibility; investigation; administrative investigation; service investigation; service inspection.

22. Glushachenko S. B. Military disciplinary offense: historical and legal analysis

Annotation. The paper examines the legal categories associated with the maintenance of military discipline. The historical and legal analysis of concepts and essence of legal concepts "military discipline", "disciplinary offense" is carried out. The problems of legal regulation of the substitut of disciplinary responsibility are revealed. Conclusions are formulated about the need to correct the modern legal definition of military disciplinary offense in the form of detailing the object of the offense.

Key words: Military discipline, disciplinary misconduct, disciplinary legislation, legal mechanism, military-service relations.

23. Kirichenko N. S. Material responsibility of military personnel: its goals and functions

Annotation. The article considers the purposes and functions performed by the legal Institute of material responsibility of military personnel. Regulatory, protective, punitive, restorative, educational and other functions of material responsibility are identified and justified.

Keywords: material liability of servicemen, material damage, purpose of material liability, function of material liability.

24. Likhovidov K. S. Characteristic of main legal positions on public servants (military personnel) containing in the judgements of European Court of Human Rights

Abstract. The article deals with basic legal positions of European Court of Human Rights on public servants (military personnel) and problem issues of their consideration in the Russian legislation and law-enforcement practice.

Key words: European Court of Human Rights, military service, serviceman, functional criteria of eligibility (acceptance) of claims.

25. Loginov A. V. Military court of the Republic of Abkhazia: formation, development and problems of functioning

Annotation. The article briefly discusses the main stages of formation and development of military justice bodies on the territory of the Republic of Abkhazia. Special attention is paid to the current state and development of the Military court of the Republic of Abkhazia. The author studies the criticism of specialized military justice bodies (military courts) related to their special order of financing and material and personnel support. The problem of double subordination of judges to the military oath and the judicial oath is noted.

Keywords: Republic of Abkhazia, judicial power, Military court of the Republic of Abkhazia, judicial reform, double subordination, judges of the Military court of the Republic of Abkhazia.

26. Malikov S. V., Mahanova R. M. Factors influencing the development of tactics of Supervisory activities of the military Prosecutor

Annotation. The article reveals the content of prosecutorial tactics on the basis of practical experience and identifies the main factors that influence the development and use of tactical techniques in order to improve the effectiveness of Supervisory activities of military Prosecutor's offices.

Keywords: military Prosecutor's office bodies; Supervisory activity; tactics of military Prosecutor's Supervisory activity; tactical techniques; Supervisory situation; tactical decision.

27. Abdulmejidova D. Kh., Sudenko V. E. Ethical violations in criminal proceedings

Annotation. The article analyzes ethical violations that occur both at the stage of criminal proceedings and in the process of its investigation. Such violations have been examined in relation to all stages of the criminal process - from the receipt of information about a crime, to the implementation of a statement or report of a crime in the form of a criminal case or refusal to initiate. Not only violations of ethical standards are considered, but also measures to eliminate them are proposed. The results of a survey on the facts of the violations under consideration are presented.

Key words: ethical violations; criminal proceedings; declarant; investigator; the prosecutor; proposals to the Code of Criminal Procedure of the Russian Federation.

28. Grigoryev V. N. About some features of production inspecting the place of the accident in cases on voluntary delivery to military pows

Annotation. The article discusses the features of the inspection of the scene of cases of voluntary surrender of military personnel, the production tactics of which have their own specifics, due to the fighting situation in areas of armed conflict.

Keywords: inspection of the scene of the accident, voluntary surrender, tactics of the inspection of the scene of the incident, the combat situation, the area of armed conflict, prisoners of war, unmanned aerial vehicles.

29. Eermolovich Ya. N. Actual issues of qualification of insulting a serviceman (Article 336 of the Criminal Code of the Russian Federation)

Abstract. The article discusses the problematic issues of qualification of insulting a serviceman, suggests ways to resolve the revealed contradictions of the current legislation and practice of its application.

Keywords: criminal liability, military criminal law, crimes against military service, military personnel, criminal law, military law, insulting a military serviceman.

30. Nikitin A. N., Amonuloev Sh. P. Corruption crime in the performance of state defense order in the interests of the Ministry of Defense of the Russian Federation (the statement of the problem)

Resume. The article deals with corruption crime in the field of state defense order, its causes and specific manifestations, corruption data on crimes committed in this area are given.

Key words: law, state defense order, corruption, causes and essence of corruption crimes.

31. Petrov I. V., Makarov E. A. Operational-search event obtaining computer information as a way to counter extremism and terrorism in cyberspace (legal analysis)

Annotation. This article will focus on such a phenomenon as extremism and terrorism in cyberspace, as well as on possible ways to identify, prevent and suppress this activity in the framework of the new operational search activity «obtaining computer information».

Key words: operational-investigative activities, SPOIA, getting computer information, extremism, terrorism.

32. Zykov M. S. Analysis of the system and powers of the military courts of the U.S. of America. Comparison with the model of the Russian Federation

Abstract. The scientific article is devoted to the study of the system of military courts of two states the United States of America and the Russian Federation. The US model is considered and a comparative analysis is carried out with the Russian system.

Keywords: military courts, judicial system, disciplinary court, criminal court.

33. Korolkova E. E. Legal protection of the employees of private military and security companies participating in armed conflicts: a comparative legal analysis

Annotation. The article studies the various approaches of states to regulating the activities of private military and security companies (PMSCs) and protecting the rights of their employees. The author notes that PMSCs play a significant role in modern armed conflicts. Often their activities are accompanied by gross violations of human rights, which was repeatedly indicated in the reports of the UN Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination. At the same time, the rights of PMSC employees themselves are also poorly protected. By participating in armed conflict, they put their lives at high danger. The article analyzes the national legislation and judicial practice of the USA, Great Britain and other states. The author has examined the prospects for regulating the activities of PMSCs at the international level.

Keywords: private military and security companies, armed conflict, international law, state, human rights.

34. Ovcharov A. V., Criminological aspects of activity International Committee Of The Red Cross

Abstract. the Article is devoted to the consideration and analysis of the status of the International Committee of the red cross on the basis of its Charter and other legal documents. The article examines the role of this organization and its functioning, both in armed conflicts and in other situations of violence, analyzes the priority beginnings and types of its activities. In addition, the article, based on the analysis of publications in the Russian media, concludes about a number of emerging negative trends in the activities of the organization.

Keywords: International Committee of the red cross, humanitarian law, military conflict, terrorism, victims of armed conflict, crime, situations of violence, usurpation of international law, state.

35. Rylskaya, M. A. Cyberwar: a new look at the problem of semantic and legal identification

Abstract. The Article is devoted to a critical analysis of the possibilities of legal examination of the use of cyber potential in armed conflict. The author develops the hypothesis that cyberspace is a new sphere of warfare, different from other, natural-but-familiar spheres. as a result, the attempt to regulate the potential use of cyberattacks in the conflict zone is associated with a number of problems of semantic and legal identification.

Keywords: quasi-wars, cyber operations, semantic identification, international humanitarian law of armed conflicts, prohibition of attacks on civilian objects.

36. Grigoriev A. G., Tuganov Yu. N. The subject of the legitimate interests of states in the border area

Abstract. The article explores the possibility of extrapolating approaches to the legal category of the sovereignty of a state to the sovereign rights and jurisdiction of the state outside the state territory in order to establish the legal event of aggression against the state. An analysis of the doctrinal approaches to the legal content of the sovereignty of the state allowed to establish its relationship with the sovereign rights and jurisdiction of the state in relation to the legitimate interests in the economic use of spaces outside the state territory.

Key words: the sovereignty of the state, the sovereign rights of the state, the jurisdiction of the state, the legitimate interests of the state, the border area.

37. Chernyavsky A. G. Emergence and evolution of international law: multiculturalism, particularism, universalism — classification and terminology

Annotation. The purpose of this article is to analyze and summarize the development of international law that has taken place in recent years and relating to multiculturalism and dialogue among civilizations, integrating this development into the broader context of universalist and particularist trends in the formation of international law. Ultimately, the author sought to show that all this development is a modern expression of the primordial confrontation between the two above-mentioned trends.

The article begins with the analysis of intensive inter-civilizational relations, which played a great historical role in the formation of various norms of international law in its present form; then the author dwells on the particularist approach, initially practiced in European-style international law, traces the gradual expansion of its horizons — and culminates in the form of a universalist trend, expressed primarily in the Foundation Of the United Nations, the processes of decolonization and the relevant provisions of international law.

In addition, the article examines examples and specific legal procedures demonstrating how particularist tendencies were reconciled with the fundamental universalist approach, as well as analyzes the dialectical interaction between universalism and particularism, which underlies some of the institutions of international law known to us.

Keywords: multiculturalism, international law, universalism, particularism, tendency, historical epochs, extra-legal tendencies, international organizations.

2020. № 2

1. Petrov I. V., Makarov E. A. Some issues of legal regulation "artificial intelligence" and "Internet of things" technologies in the field of security

Annotation. The article provides a legal analysis of new categories for Russian legislation: "Artificial intelligence", "Internet of things", "Big data", as well as the possibility of their application in the framework of operational search activities and other public relations.

Keywords: artificial intelligence, Internet of things, big data, search operations, personal data.

2. Chernjavskii A. G., Oleynik E. P., The main organizational and legal forms of Rosguard's activities in countering international terrorism

Annotation. In the presented article, the author investigated some aspects of the practical application of the Federal Service of the National Guard Troops of the Russian Federation in countering international terrorism, based on the analysis of statistical data, a conclusion is drawn on the main directions of improving the departmental regulatory framework.

Keywords: international terrorism, law, law, society, Federal Service of the National Guard Troops of the Russian Federation, counteraction.

3. Bulygina I. A. Improvement of legislation on citizens' appeals and regulatory legal regulation work with citizens' requests in the Federal security service

Annotation. The article deals with the problems of Federal legislation on citizens' appeals and their impact on the regulatory legal regulation of the organization of consideration of citizens' appeals in the Federal security service. On the basis of the analysis, the author formulated scientifically based proposals for improving the Federal law "on the procedure for considering appeals of citizens of the Russian Federation", as well as the main directions for improving the legal regulation of working with citizens' appeals in the Federal security service.

Keywords: appeal; citizens' appeals; legislation on appeals; the right to appeal; working with citizens' appeals in the Federal security service.

4. Glukhov E. A. Specifics of military administration (legal aspect)

Annotation. The article deals with the theoretical aspects of military administration as an integral part of state administration. Features of military management in comparison with management in other spheres of state management are revealed. The article analyzes the existing contradictions in the system of military management that negatively affect its effectiveness.

Keywords: military management, combat training, combat management, military service relations, unity of command.

5. Denisov D. I. Authentic view of the rules of entry (stay) in the border zone by citizens of the Russian Federation

Annotation. This research paper highlights some legal problems in the field of rules of entry (stay) of Russian citizens in the border zone, which are currently an actual problem of legislation on the state border of the Russian Federation. The purpose of this work is legal research of legal subtleties and identification of problems in the named sphere of law. The study was carried out by legal analysis of existing and non-effective normative legal acts of the Russian Federation. In conclusion, in the direction of improving the legislation on the state border of the Russian Federation, some solutions to the identified problems are proposed by presenting the legislative norms in the proposed version of the authors.

Key words: border zone, identity documents of a citizen of the Russian Federation, foreign passport, internal passport, administrative responsibility.

6. Zaykov D. E. List of corruption-dangerous positions of employees of military organizations: updated content with old problems.

Annotation. The article analyzes the legal institution of corruption-dangerous positions and features of its application to employees of organizations created to perform tasks assigned to the Ministry of defense of the Russian Federation.

Key words: anti-corruption, employees, positions, income information, military organizations.

7. Ovcharov O. A., From the oldest to the most recent history of formation ecclesiastical and legal bases of activity of the military clergy of Russia (issues of improving legal work)

Abstract. The article briefly discusses and analyzes certain issues of continuity of military-religious legal norms in the course of the historical development of legal regulation of the military clergy in ancient and modern history and improvement of legal work in the field of state-Church relations when the military clergy exercise their powers in the religious sphere, and makes relevant important conclusions.

Key words: legal work, military personnel the right to freedom of religion, the military clergy, military service.

8. Gaidin D. Yu., Kovtkov D. I. On the legislative support of housing rights of servicemen who are (who were) members of the family of other servicemen

Abstract. The article provides a commentary on Federal laws No. 339-FZ of October 16, 2019 and No. 416-FZ of December 2, 2019, which amended article 15 of the Federal law "The status of military personnel" in terms of housing for certain categories of military family members.

Key words: servicemen, members of the serviceman's family, housing provision, savings and mortgage system of housing for military personnel.

9. Ivanov V. Yu. On the issue of attributing real estate acquired within the framework of the accumulative mortgage system of housing provision for military personnel to jointly acquired property

Annotation. The article analyzes the judicial practice concerning the attribution of real estate acquired within the framework of the accumulative mortgage system of housing provision for military personnel to jointly acquired property, and proposes changes to the current legal regulation of this system.

Keywords: accumulative mortgage system of housing for military personnel, the right of military personnel to housing, jointly acquired property, division of property.

10. Kholikov I. V., Babajtseva E. S. Some Issues of Legal regulation of Medical Support of the National Guard Troops of the Russian Federation

Abstract. The article provides a broad overview of the legal regulation of medical support for military personnel and other servicemen of the national guard who have special ranks of police (officers) of national guard troops of the Russian Federation, the analysis of their rights in the field of health is given, measures of medical support of national guard troops of the Russian Federation are indicated, and authors' concept of medical support of military personnel (employees) of national guard troops of the Russian Federation is given.

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

11. Gavryushenko P. I. Improving the reservist status is one of the perspective directions of institutionalization of military duty

Annotation. The article determines the relevance of the study of issues related to the theoretical and legal basis of the legal status of a reservist in the Russian Federation and the work

on improving the system of accumulation of mobilization human resources in the conditions of shortening the period of military service.

Keywords: legal status, mobilization human reserve, mobilization human resource, reservist, constant combat readiness, ensuring the mobilization deployment of the Armed Forces of the Russian Federation.

12. Kalashnikov V. V. Features of the legal status of the head of the military training center

Annotation. The subject of this article is changes in the legislation on the activities of military training centers in terms of the features of the legal position of the head of the newly created military training structure-the military training center.

Keywords: military training center, responsibilities, military training, legal status.

13. Lobanov I. M. Military service by postgraduate students (doctorate students) in educational organizations of the Federal security service of Russia: theoretical aspect

The article is devoted to the identification of the historical stages of the development of legal regulation of military service by postgraduate students (doctorate students) in the educational organizations of FSS of Russia and is devoted to the disclosure of the principles of this legal institution. The author identifies five stages of evolution and three principles of legal regulation of military service by the specified category of military personnel.

Key words: historical stage, principles of law, postgraduate student, educational organization, doctorate student.

14. Koryakin V. M., Lagashkina Yu. V. Alternative civil service as a form fulfillment by citizens of the constitutional duty to protect the Fatherland

Annotation. The article analyzes problematic issues related to the implementation by citizens of the Russian Federation of the constitutional right to replace military service with alternative civil service. It is proved that alternative civil service is a form of fulfilling the constitutional duty of citizens to protect the Fatherland. There is a contradiction between the constitutional and legal meaning of alternative civil service and its legislative regulation. Proposals of a normative and law-applying nature to resolve this contradiction are formulated.

Keywords: protection of the Fatherland; military duty; alternative civil service; national defense; military security.

15. Meshchangina E. I. Training of military personnel in the interests of national security of the Russian Federation

Abstract. This article discusses the training of military personnel in the interests of national security. Today, graduates of military universities must be ready to quickly solve current problems in their daily activities and act professionally in real combat conditions. It is necessary that military universities meet the need of the army in military personnel, taking into account the emergence of new threats to national security. The use of modern educational technologies in the educational process helps to ensure high-quality training of officers to maintain the combat potential and mobilization readiness of troops to protect the territorial integrity and national interests of the Russian Federation.

Keywords: training, military personnel, national security, defense, educational process, military science, combat potential, professional activity, mobilization readiness, state.

16. Tuganov Yu. N., Bystrov P. G. Problems of protection of the rights of the military personnel dismissed on the basis of the conclusion of certification commissions about their discrepancy of a post, with the petition for their dismissal in connection with non-performance of contract conditions

Abstract. The Authors analyze the judicial practice of early dismissal of military personnel undergoing military service under a contract in connection with non-fulfillment of contract conditions. The study was carried out according to two criteria: the first is associated with the dismissal carried out in the order of execution of disciplinary punishment, and the second – with, as a rule, extraordinary certification of servicemen in case of existence of circumstances which cast doubt on the compliance of business and personal qualities of the soldier the requirements that can prevent their further military service under the contract. The authors come to the conclusion that it is necessary to improve the legislation on certification of military personnel, its significant and significant improvement in the interests of full protection of the rights of certified military personnel.

Keywords: armed forces, military personnel, judicial practice, certification of military personnel, dismissal from military service in connection with non-fulfillment of contract conditions.

17. Dikanova T. A. To the problem of providing private and public services interests in the sphere of foreign trade activities

Annotation. The article provides an overview and analysis of the current economic situation in the country, shows the negative impact of the us and its allies ' sanctions policy on it. The article shows the statistics of the decline in industrial production in Russia both within the state and in foreign economic activity. Tendencies of criminalization of the Russian economy are revealed. Some ways of solving economic problems and overcoming the crisis are suggested.

Keywords: economic crisis, economic sanctions, import substitution, foreign economic activity.

18. Ivanov R. V., Sandyreva E. V. Outsourcing the function of preparing tender documents for the procurement of goods, works and services for the needs of military organizations: anti-corruption aspect

Annotation. The article is devoted to the issues of theory and practice of application of the contract design of outsourcing in the field of procurement of goods, works and services for the needs of military organizations. The meaning of using this method in the field of procurement is to transfer certain functions related to the organization of procurement by military organizations to third-party organizations that have qualified personnel and experience for this purpose. This form of work is provided for in article 40 Of the law on the contract system, according to which the customer has the right to engage a specialized organization on the basis of the contract to perform certain functions to determine the supplier (contractor, contractor). The anti-corruption potential of the outsourcing agreement in the field of procurement is shown.

Keywords: procurement of goods, works and services for state needs; contract system; outsourcing agreement; competitive (auction) documentation; anti-corruption.

19. Dikarev I. S. Questions of improvement of the Instruction about procedural activities of bodies conducting initial inquiries Armed Forces Of The Russian Federation

Annotation. The article analyzes the provisions of the instruction Of the Main military Prosecutor's office to the bodies of inquiry of the Armed Forces of the Russian Federation concerning the issues of criminal case initiation and urgent investigative actions. The author notes the importance of the instruction for ensuring the legality of the procedural activity of the inquiry bodies, and makes suggestions for improving certain provisions.

Keywords: initiation of a criminal case, urgent investigative actions, investigative action, body of inquiry, investigator.

20. Kinashenko I. A. Formation and development of the Institute of judicial protection of the rights of military personnel in the Russian Federation

Annotation. It shows the content and place of judicial protection among other forms and methods of protecting the rights of military personnel. The author reveals the evolution of the formation and development of this institution in the domestic military law and law enforcement practice—from its complete ban in the Soviet period of Russian history to its transformation into an integral element of the legal status of military personnel. Some problematic issues of implementation of this right in the modern period are shown and suggestions for their improvement are made.

Keywords: judicial protection of the rights of military personnel; military courts; claim proceedings; administrative action; civil process; administrative process.

21. Kirichenko N. S. The system of legal regulation of bringing to material responsibility of servicemen of the national guard of the Russian Federation

Abstract. The article is devoted to a brief overview of the legislative and other normative legal acts of the Russian Federation, which the author believes constitute a legal system for bringing to material responsibility of the military personnel of National Guard troops of the Russian Federation.

Key words: military service, financial responsibility of military personnel, the system of legal regulation, National Guard troops of the Russian Federation.

22. Malikov S. V., Mahanova R. M. Main areas of improvement and improving the effectiveness of surveillance tactics activities of the military Prosecutor

Annotation. The article suggests and justifies priority ways to improve and improve the effectiveness of the military Prosecutor's Supervisory tactics in order to develop the theory of Prosecutor's supervision and military law science, improve the quality of the educational process, the effectiveness of Prosecutor's supervision and modernize its legal regulation.

Keywords: military Prosecutor's offices; effectiveness of the military Prosecutor's Supervisory activity tactics; military Prosecutor's professionogram; educational process; tactical validity.

23. Kharitonov S. S. On some aspects of disciplining military personnel for gross disciplinary offenses (based on court practice)

Resume. The article, based on the judicial practice of military courts, addresses some issues of the application of legal norms by officials of the military command and control bodies that regulate the responsibility of military personnel for committing gross disciplinary offenses.

Keywords: military court, military discipline, gross disciplinary offense.

24. Dalgatova A. M. Features of qualification of transport crimes on railway transport

Annotation. This article discusses various approaches to the classification of crimes in rail transport, as well as their definitions at the legislative level. Calling threats to the safety of railway transport, the author points to the dysfunctions of technical systems, elements of transport infrastructure, information support systems, control subjects on transport and other road users. In the legal field, there is the problem of identifying the transport security element, which is why the author focuses precisely on the conditions of compliance with this type of security, and also indicates the need to return to the original version of the normative wording of the crime by making some clarifications to the characteristics of this action.

Keywords: criminal law, traffic crimes, railway transport, procedure for the operation of transport, transport infrastructure, criminal law.

25. Damaskin O. V. Youth extremism: the criminological aspects of the response

Annotation. The article considers the state, needs and possibilities of countering modern youth extremism, the influence of criminal subculture on the legal consciousness of young people, and justifies the complexity of new directions of countering extremism.

Keywords: youth extremism, criminal subculture, legal education, misdemeanors, crimes, legal awareness.

26. Popov K. I. Legitimate harm in the performance of military service duties

Abstract. The article is devoted to the consideration of problematic issues related to the legitimate infliction of harm in the performance of military service duties. As a result of the study, the author concludes that the current criminal law in this part is subject to improvement. The author of the article sees the expediency of securing in Chapter 8 of the Criminal Code of the Russian Federation a new circumstance that excludes the criminality of an act in the conditions of military service along with existing ones.

Keywords: the performance of military duties; military personnel; lawful harm; criminal law; circumstances precluding the crime of an act; legal use of weapons; necessary defense.

27. Tarasov M. A. Using of weapons by the military personnel while performing violent crimes against subordination

Annotation. This article analyzes features and problems of weapons using qualification by the military personnel while performing violent crimes against subordination – resistance against commander or compulsion him to violation of the rules of military service (art. 333 CC RF) and violation against commander (art. 334 CC RF), discusses court decisions regarding these crimes, gives some recommendations and possible suggestions for improvement of researching norms of military crime right.

Keywords: weapons, one-man management, violation, resistance and compulsion, subordinate, chief, commander.

28. Utlik E. P., Korchagin V. V. Analysis of suicide notes in the psychological examination of suicidal incidents in the armed forces of the Russian Federation

Annotation. This article substantiates the relevance of suicidal issues for the Armed forces of the Russian Federation as a whole. The article reflects the results of the analysis of texts of suicide notes of military personnel, aimed at studying various aspects of suicidal behavior of military personnel, as well as psychological States that accompany suicide. At the theoretical and empirical level, we propose a tool (scheme) that allows us to significantly expand the possibilities of psychological examination, which is appointed by the decision of investigative and other law enforcement agencies.

Keywords: Suicide, suicidal behavior of military personnel, methods of studying suicidality, analysis of texts of suicide notes, emotional state of the suicident, motives of suicidal behavior, social and psychological factors of suicidal risk.

29. Fleute E. F. Legislative regulation of forms and types of guilt

Annotation. The article considers the legal definition of guilt in criminal law. The main attention is paid to the analysis of the content of forms of guilt, as well as their types. The content of the intentional and careless form of guilt and the attitude of the person guilty of committing the crime to his socially dangerous act and to the consequences that occurred as a result of this act, as well as the person's mental attitude to such consequences, are described in detail. The author analyzes the concepts and content of optional signs of the subjective side of the crime that accompany the main feature of this element — guilt, including the motives and goals of committing a socially dangerous act and the emotional state of the guilty person at the time of the crime. All these optional features of the subjective side are found not only in all committed crimes, but in General in any human act, both criminal and non-criminal, although it is not always necessary to establish them when qualifying a committed socially dangerous act. Critical comments are made about the legislative definition of careless fault, and the possibility of their elimination is called. It is noted that there are optional signs of the subjective side in all committed crimes.

Keywords: crime structure; elements of the crime structure; guilt; forms of guilt; types of guilt; optional features; motive; purpose; emotions.

30. Amonuloev Sh. P. Content and structure of military cooperation between the Republic of Tajikistan and the Russian Federation

Abstract. This paper analyzes the content and structure of military cooperation between the Republic of Tajikistan and the Russian Federation in its current state. In particular, the issues of joint use of troops, operational and combat training, and other provisions of military cooperation are considered.

Keywords: military cooperation, content, structure; Republic of Tajikistan, Russian Federation.

31. Bogdanov S. L. Transformation of "operational law" in peacetime operations as a means of ensuring legitimacy when deploying U.S. military forces outside of national territory

Annotation. The article deals with the issues of regulatory regulation of certain provisions of the Institute of "peacetime operations" when placing the us armed forces outside the national territory. The author analyzes the transformation of operational law in peacetime operations of the US army outside the national territory, depending on the pressure exerted by the civil society of the host countries and the world community.

Keywords: United States of America, Afghanistan, Japan, South Korea, security, sovereignty, Armed Forces, organization, protection, protection, defense, peacetime operations.

32. Sibileva O. P. International legal framework for the protection of civilians and civilian objects in contemporary armed conflicts

Annotation. The article examines the history of the formation of the concepts "civil population" and "civil objects" in the international legal context, shows the role and contribution of Russia in the international legal protection of the civil population and civil objects. Special attention is paid to the analysis of the legal status of combatants and non-combatants, civil and military objects.

Keywords: formation of international legal protection of the civilian population and civilian objects, legal status of combatants and non-combatants, civil and military objects.

2020. № 3

1. Barkov A. V., Sokolov A. P. Sustainable development of the defense-industrial complex as an element of state policy in the field of ensuring chemical and biological safety

Annotation. The article is devoted to the substantiation of legal instruments for the sustainable development of the military-industrial complex as an element of state policy in the field of ensuring chemical and biological safety. The conclusion is substantiated that in the future, public-private partnership can become such an optimal tool. Scientific and practical recommendations are given for improving legislation in this area, formulated on the basis of a study of foreign legislation on mandatory socially and environmentally-friendly conditions for defense concession agreements.

Key words: sustainable development; public private partnership; military-industrial complex; defense concession agreements.

2. Belkov A. P. Protection of information constituting a state secret as a legal instrument for ensuring the military security of the state

Annotation: the article analyzes the scientific views on the role of protecting information constituting a state secret as a legal instrument for ensuring the military security of the state.

Key words: state secret; legal regulation of the protection of information constituting a state secret.

3. Malakhanov A. V. Some questions about the impact of planned amendments to the Constitution of the Russian Federation on the powers of state authorities to state defense and security issues

Annotation. The article analyzes the planned changes in the powers of the President of the Russian Federation, the Federal Assembly and other state authorities on issues of defense and security of the state, which will occur in the event of entry into force of article 1 of the Law of the Russian Federation on amendments to the Constitution of the Russian Federation dated March 14, 2020 № 1-FKZ "on improving the regulation of certain issues of the organization and functioning of public power". Based on this analysis, the author draws conclusions about how the planned changes to the Constitution of the Russian Federation will affect the powers of state authorities and the legislation of the Russian Federation on issues of defense and security of the state.

Keywords: national security, defense and state security, the Constitution of the Russian Federation, Federal law, state authorities, the President of the Russian Federation, the Federal Assembly, the Security Council of the Russian Federation, the State Council of the Russian Federation.

4. Meshchangina E. I. Modern radicalism as a threat to the national security of the Russian Federation

Abstract. The article examines the influence of modern radicalism on the geopolitical structure of the world. The resulting contradictions led to interethnic conflicts that contributed to the manifestation of religious radicalism. The world has entered an era of global geopolitical instability and spiritual crisis. These changes have led to an aggravation of relations in the international arena. Religious radicalism has acquired a new quality in the XXI st century and has become a threat to the security of States. In these conditions, the preservation of national security is one of the most important tasks at the present stage of Russia development.

Key words: radicalism, geopolitics, extremism, state, legislation, humanity, spiritual crisis, religion, national security, ideology, defense, sovereignty.

5. Oleynik E. P. Organizational and legal maxims about the role of Rosgardie in the fight against international terrorism

Annotation. The article attempts to understand the issues of organizational and legal nature of the use of the national guard of the Russian Federation in the fight against international terrorism.

Keywords: terrorism, counteraction, struggle, international law, national guard troops.

6. Tsygankov S. V., Makarenkov A. A. Informational and psychological impact and confrontation on the Internet: legal and regulatory aspects

Annotation. The article analyzes the current state of the legal framework of the Russian Federation in the use of the Internet in the interests of information and psychological impact and information warfare. The current legislation is reviewed, current trends and problematic issues in the field are highlighted. Based on the analysis, it is concluded about the features of the current stage and prospects for the development of the system of legal regulation of the global information network, as a space for conducting information warfare to provide effective information and psychological impact on various objects.

Keywords: information warfare; informational and psychological impact; propaganda; Internet communication; information space.

7. Gladysheva K. A. The competence of the customs authorities for the implementation of administrative offenses provided for in Chapter 15 of the Code of Administrative Offenses of the Russian Federation, regarding administrative penalties

The authors present. The subject of the study is the specifics of the competence of the customs authorities in the implementation of administrative offenses cases provided for in Chapter 15 of the Code of Administrative Offenses of the Russian Federation with regard to the execution of administrative penalties. The purpose of the study is the need to study and analyze aspects of the practice of execution by the customs authorities of administrative penalties in cases of administrative offenses, the responsibility for which is provided for in Chapter 15 of the Administrative Code of the Russian Federation. The methodological basis of the study is the general scientific method - the dialectic method, the method of comparative analysis; analytical and prognostic method; statistical method, expert assessment method. According to the results of the study revealed and confirmed the fact of withdrawal of participants of foreign economic activity from administrative responsibility.

Keywords: customs authorities, administrative responsibility, punishment, execution of sentences, decisions on cases of administrative offenses, participants in foreign economic activity, administrative offenses.

8. Tsukanov A. S. Prospects for the use of smoothbore firearms in solving security tasks public law

Annotation. The prospects of the use of long-barreled smooth-bore firearms in the performance of employees of the Ministry of Internal Affairs of Russia are considered. The analysis of typical situations most often occurring during the performance of service by employees of the internal affairs bodies for the protection of public order, where smooth-bore weapons is the most effective means of solving official tasks. The possibilities and consequences of using this type of firearm as a non-lethal special weapon are considered.

Key words: weapons; smoothbore non-lethal ammunition; firearms; fire contact; policing; cartridges of traumatic action; law enforcement agencies; staff; service tasks.

9. Ananenko A. O. Some issues of forming the foundations of civil law regulation of the use of air unmanned vehicles

Annotation. The article deals with the development of legal regulation in the field of the use of unmanned aerial vehicles, including foreign experience in this field. It is shown that robotization is one of the priority directions for the development of modern transport systems. Unmanned vehicles are becoming more widely used in the military and in the defense industry. Their successful development and application is impossible without creating a consistent regulatory framework, including civil legal means of regulating relations in this area.

Keywords: unmanned vehicles, unmanned aerial vehicles, legal regulation, transport industry.

10. Santalov A. L., Kiselev A. S. About some directions of improvement of the legislation regulating the exercise by the Russian Federation of rights to the results of military and dual-use intellectual activity

Annotation. In this article, the authors investigate some aspects of improving Russian legislation on the diversification of production of enterprises of the military-industrial complex, raise issues of increasing protection of state secrets and secret inventions as a result of the proposed reforms, and take into account the experience of China and the United States. It is concluded that the diversification of the military-industrial complex can expand the possibilities of using the results of intellectual activity, the rights to which belong to the Russian Federation.

Keywords: diversification, military-industrial complex, results of intellectual activity, copyright, intellectual property law, secret inventions.

11. Tulyaganova V. A., Malakhanov A. V. Some aspects of legal regulation relations on the use and disposal of lands under the jurisdiction of the Ministry of defense Russian Federation

Annotation. The article reveals the main forms of land use by the Armed Forces of the Russian Federation, the emergence of relations of use and distribution of them, the termination of these relations, as well as the legal basis for the status of Russian Defense lands.

Keywords: defense lands, land use, use and disposal of land plots.

12. Gavriushenko P. I. Principles and methods of recruitment of the armed forces and their relationship with mobilization

Annotation. The article defines the relevance of research issues about improve the recruitment system of the armed forces in order to make it possible the mobilization deployment of the armed forces.

Keywords: principles and methods of recruitment of the armed forces, mobilization human reserve, mobilization human resource, ensuring the mobilization deployment of the armed forces.

13. Kalashnikov V. V. Features of social protection of citizens sent for service not in military positions

Abstract. The subject of this article is the problems related to the implementation of social guarantees for military personnel sent to civil organizations not for military positions.

Key words: military training center, military service at military posts not.

14. Koryakin V. M. Constitutional Court Of The Russian Federation clarified the limits of liability in the form of dismissal due to loss of confidence: military-legal aspect

Annotation. The article is a scientific and practical commentary on the Resolution of the constitutional Court of the Russian Federation of April 6, 2020 No. 14-P, which defines the limits of applying to civil servants penalties in the form of dismissal from the state service due to loss of trust. According to the legal position formulated in this Decree, this penalty cannot be applied to a civil servant who did not provide the necessary information about income, property and obligations of a property nature when entering the civil service, but was appointed to a civil service position in accordance with the law. A contract with such an employee is subject to termination due to a violation of the mandatory rules for entering into a contract established by law, if this violation precludes the possibility of filling a civil service position. However, this is not a penalty for a corrupt offense.

Keywords: dismissal due to loss of trust; corruption law enforcement; presentation of information about income and expenses, property and property obligations.

15. Lapina O. A. Problem Issues of Implementation of Draft Commissions' Decisions on Conscription of the Russian Citizens for the Military Service

Abstract. The article studies the provisions of the Russian legislation related to realization of the constitutional duty to protect the country by the citizens of the Russian Federation, as well as appeal against draft commissions' decisions on conscription of the Russian citizens for the military service. The existing procedure for making decisions on the conscription of the Russian citizens for military service is considered in details with major focus on the mechanism of implementation of these decisions. The collision of the Russian legal norms regulating the issues of making decisions on the conscription of the Russian citizens for military service and implementation of the appealed decisions is demonstrated and the particular measures for its correction are offered.

Keywords: conscription for military service, military commissariat, draft commissions decisions on conscription of the Russian citizens for the military service, appeal against draft commissions decisions.

16. Kharitonov V. S. On the legal regulation of the competition among the subjects of the Russian Federation for the best preparation of citizens for military service

Resume. The article discusses the legal regulation of the competition among the subjects of the Russian Federation for the best preparation of citizens of the Russian Federation for military service, the organization and conduct of conscription for military service as a form of military duty.

Keywords: military duty, competition for the best preparation of citizens of the Russian Federation for military service.

17. Kozlov A., Syrtilanov T. Professional and legal training of journalists for work in the conditions of the armed conflict

Annotation. The article analyzes the experience of professional and legal training of journalists to work in conditions of armed conflict. Data on the death of journalists in armed conflicts are provided, and the practice of training journalists in the rules of professional activity in war and armed conflicts is shown. Problems and ways to solve them are identified.

Keywords: journalist, international humanitarian law, mass media, war correspondent, protection of a journalist.

18. Phedak Ye. I., Potiayev P. Yu. Legal training and education of military personnel, serving in the Arctic

Annotation: The article reveals the features of the legal training of service men serving in the Arctic region. The main tasks, basic forms, efficacies and means of legal training and education of military personnel serving in the Arctic region are formulated in the article. The article considers system of work of officials on the organization of legal training and education of personnel in the Arctic conditions.

Key words: Arctic, legal education, legal training, national security of the Russian Federation; subarctic states.

19. Belkov A. P., Dolinin D. N. Historical and legal analysis of data protection, constituting a state secret

Annotation. The article presents a historical and comparative analysis of scientific views on the theory of the protection of information constituting a state secret. The author draws conclusions about the main aspects of the activities of Russian and foreign states at different stages of formation and economic development.

Key words: legal regime; state secret; legal regulation of the protection of information constituting a state secret; spy; espionage.

20. Ovcharov O. A. From the most ancient to the most recent history of the formation of the Church-legal foundations of military activity clergy of Russia (issues of improvement legal work)

Annotation. The article considers and analyzes certain issues of continuity of military-religious legal norms in the course of the historical development of legal regulation of the activities of military clergy in ancient and modern history and the improvement of legal work in the field of state-Church relations in the implementation of military clergy's powers in the religious sphere, and makes relevant important conclusions.

Keywords: legal work, the right of military personnel to freedom of religion, military clergy, military service.

21. Tuganov Yu. N., Aulov V. K. The Genesis of arbitration and the problems of periodization: 1924—1931

Abstract: The article examines the historical period of formation and development of "economic justice" on the territory of the USSR in 1924-1931. The arbitration Commission under

the Council of Labor and Defense of the USSR (the highest body in the hierarchy of the "economic justice" structure of the Union state formed at that time), arbitration commissions at regional and provincial economic meetings, the Supreme Arbitration Commission under the Council of Labor and Defense of the USSR and the arbitration Commission of the Supreme Council of National Economy of the USSR are considered. It is noted that the first seven years of the existence of "arbitration" in the USSR indicate that it was a completely independent legal phenomenon, devoid of deep historical roots, and did not continue in the future. That is why this phenomenon should be distinguished from "arbitration" after 1931, especially since the legislator introduced a different terminological reference point – "state Arbitration" - into legal and scientific circulation.

Keywords: judicial activity, courts, arbitration, arbitration commissions.

22. Girko S. I., Kharchenko S. V. Some features of the Prosecutor's check enforcement of laws

Annotation. The article reveals the activities and main goals of prosecutors in organizing and conducting inspections of law enforcement by regulatory and law enforcement agencies, and suggests ways to solve emerging problems related to proper response to detected violations of laws.

Key words: public Prosecutor's office; Supervisory activities; prosecutorial screening; prosecutorial supervision.

23. Legkov K. V. Some aspects of the formation of judicial norm control in the field of Bylaw rulemaking as an independent type of judicial activity in the military judicial system of Russia

Annotation. In the article, the author sets out the conceptual prerequisites for the emergence and further development of judicial activities to verify the legality of subordinate normative legal acts in the field of military service, and also focuses on the existence of an objective need for a new view on the formation of this type of judicial activity against the background of changes in procedural legislation. It is particularly important to study direct judicial norm control in terms of its specificity and significance in the judicial protection of the rights and interests of military personnel, the implementation of the constitutional principles of the Russian state structure through it, and the elimination of an imbalance in the legal regulation at the subordinate level of legal relations related to military service.

Keywords: standard control, judicial activity, justice, state structure, judicial power, military service, military personnel, normative legal act, Bylaw rule-making.

24. Mamonova M. V. Representation of the interests of military administration bodies in arbitration proceedings

Abstract. This article is devoted to the study of issues of representation of interests of military administration bodies in arbitration proceedings. The article also analyzes the laws regulating the procedure for representation of participants in arbitration procedural legal relations in arbitration courts.

Keywords: arbitration court, Arbitration procedural code of the Russian Federation, Armed Forces of The Russian Federation, Ministry of defence of the Russian Federation, military administration bodies.

25. Makhyanova R. M. Influence of tactics on improving the effectiveness of Supervisory activities of military Prosecutor's offices

Abstract. The article reveals the concept of the Supervisory activity of the military Prosecutor, the tactics of the Supervisory activity of the military Prosecutor, and suggests ways to increase the effectiveness and improve the Supervisory activity of the military Prosecutor's office.

Keywords: military Prosecutor; bodies of military Prosecutor's office; Supervisory activity; tactics of Supervisory activity of military Prosecutor; Supervisory situation; tactical decision; tactical technique.

26. Subanova N. V. Administrative and jurisdictional activities of the military prosecutor under the draft new Code of the Russian Federation on administrative offenses

Resume. The article analyzes certain issues of the participation of the military prosecutor in administrative offense cases under the draft new Code of the Russian Federation on administrative offenses.

Keywords: military prosecutor, prosecutor's office, administrative offense, production, responsibility, legality.

27. Batyukova V. E. Some measures aimed at countering extremism among young people

Annotation. The article examines the main problems of extremism among young people, analyzes judicial statistics, and the experience of the United States and England in this area. The author examines the programs of hate crime statistics in these countries, which are based on incidents. The bulk of the crimes were motivated by bias against race or ethnicity. The studied materials allowed the author to suggest some measures aimed at countering extremism among young people.

Keywords: extremism, youth environment, judicial statistics, sociological survey, counteraction measures.

28. Liksunov V. O. Migration crime at the state level border of the Russian Federation and the Republic of Kazakhstan in the post-Soviet period

Annotation. The article suggests and substantiates the periodization of illegal migration across the state border of the Russian Federation and the Republic of Kazakhstan under the influence of migration processes in the post-Soviet period.

Keywords: illegal migration, countering illegal migration, national security, foreign citizens, state border of the Russian Federation and the Republic of Kazakhstan, state migration policy.

29. Morgunenko E. A., Kharitonov S. S. On decriminalization of part 1 of article 335 and article 336 Criminal code of the Russian Federation

Annotation. The legal analysis of the arguments of supporters of decriminalization of part 1 of article 335 and article 336 of the criminal code of the Russian Federation is carried out. Legal justifications for the inadmissibility of adjusting the specified criminal law norms in the direction of "liberalization" are given.

Keywords: violation of the statutory rules of relations between military personnel, punishment, military-criminal legislation.

30. Parshakov A. S. Some aspects of the study of hidden crime of military personnel in the field of drug trafficking

Annotation. The article discusses modern approaches to the study of latent crime of military personnel in the field of drug trafficking. The study and analysis of anesthesia of military personnel allows us to determine the levels of its penetration into the army, including the latent nature. Moreover, the values and levels of indices of anesthesia are determined by the results of a sociological survey of military personnel. It is emphasized that the basis for assessing the anesthesia index is a comprehensive study of special criteria. The article summarizes the results of this study, formulates conclusions about the nature and degree of latency of this type of crime in military units.

Keywords: latent crime of military personnel, drug trafficking, anesthesia index, sociological survey.

31. Popov A. A. Current questions about the age of accomplices in crimes against military service

Annotation. The article deals with the problems that arise in the course of criminal prosecution for crimes against military service, as well as for violations of special types of military service committed in complicity, related to the age of accomplices who are not military personnel, and also analyzes the features of responsibility of civilians for complicity in military crimes.

Key words: special subject, special staff, special types of service, complicity, types of accomplices, age of accomplices, responsibility of accomplices.

32. Smirnov D. V. Conditions for exemption from criminal liability with the appointment of a judicial fine: issues of compensation and smoothing down of the caused harm.

Abstract. The article considers the legal nature of exemption from criminal liability with the imposition of a court fine, differences from other types of exemption provided for by the Criminal code of the Russian Federation, the conditions for applying the exemption, and analyzes judicial practice.

Keywords: exemption from criminal liability, court fine.

33. Shcherbak S. I. New circumstances excluding criminality acts of military personnel

Annotation. The article assesses the views of certain representatives of the scientific community on the prospects of recognizing the use of weapons by military personnel in the performance of military service as a new circumstance that excludes the criminality of the act. The author's counterarguments are stated.

Keywords: circumstances precluding criminality of the act; necessary defense; military personnel; use of weapons.

34. Dikarev I. S. The problems of ensuring the admissibility of evidence during urgent investigative actions by the bodies of inquiry of the Armed Forces of the Russian Federation

Abstract. The article discusses the problems of ensuring the admissibility of evidence in urgent investigative actions by the bodies of inquiry of the Armed Forces of the Russian Federation. Special attention is paid to ensuring such a criterion of admissibility of evidence, as an appropriate entity competent to carry out procedural actions aimed at obtaining evidence.

Keywords: admissibility of evidence, urgent investigative actions, investigative action, body of inquiry, investigator.

35. Slifish M. V. On some issues of realization of the rights of persons involved in the sphere of criminal proceedings at the stage of initiation of a criminal case by the bodies of inquiry of the Armed Forces of the Russian Federation

Abstract. The article attempts to determine the scope of powers of individual subjects of criminal procedure relations at the stage of initiation of a criminal case. The author comes to the conclusion that there is a need for a broad interpretation of a number of criminal procedure rules-definitions that use as the main determining signs of acquiring the status of a participant in criminal proceedings a certain procedural procedure for involving citizens in the criminal procedure activities of the preliminary investigation or court bodies (detention on suspicion of committing a crime, the first call for questioning as a witness, etc.).

Keywords: victim, suspect, witness, verification of reports of crimes, the stage of initiation of a criminal case, familiarization with the materials of the pre-investigation check, application of petitions, examination.

36. Sudenko V. E. Special investigator knowledge required when proving for traffic crimes

Annotation. The article is devoted to the consideration of issues related to the detection, collection, verification, assessment and investigation of evidence to establish the truth about the investigated event. An important role in this process of evidence is given to the special knowledge of the person conducting the preliminary investigation. The specified knowledge is especially in demand in the investigation of transport crimes and crimes committed in transport, since the process of their investigation has a significant difference from the investigation of crimes committed in other areas. Special knowledge can be obtained with the special training of the investigator, but the most valuable are those obtained from the practice of investigating complex transport crimes. Special knowledge allows us to provide the necessary amount of factual analysis in the framework of the investigation of transport crimes committed in various sectors of the transport infrastructure.

Key words: crime; evidence; evidence in criminal cases; special knowledge; approaches to the definition of specialized knowledge.

37. Andreev A. F. Terminological Dilemmas in Legal Support activities of the Russian military contingent Collective Security Treaty Organization Collective Forces

Abstract. The necessity of correcting several strategic planning documents in the sphere of military security of the Russian Federation is justified. Technical and legal methods and means of harmonization of military legislation are defined.

Key words: military contingent, special forces, peacekeeping force, collective security, international treaty, military doctrine.

38. Damaskin O. V. The Nuremberg trial: legal lessons for modernity (to the 75th anniversary of the Victory of the Soviet people in the great Patriotic war)

Annotation. The article considers the lessons of the Nuremberg process and their significance for the present in the interests of national and international security. The precedent character of the lessons of Nuremberg is shown. Specific examples of the modern aggressive policy of the United States and its allies demonstrate the relevance of the problems of preserving peace and security, the need for legal responsibility of States and individuals for war crimes.

Keywords: international law, international criminal court, military aggression, fascism, crimes against peace and humanity.

39. Sibileva O. P. Content of the principles of distinction between civilians and combatants and between civilian and military targets in contemporary armed conflicts

Annotation. The article examines the basic principles of international humanitarian law governing the protection of civilians and civilian objects and analyses their role and place in the system of international legal protection of civilians in modern armed conflicts. Particular attention is paid to the relationship between the principles of protection of civilians and civilian objects and the "principle of military necessity".

Keywords: principles of international humanitarian law, distinction between civilians, combatants and between civilian and military targets, modern armed conflicts

40. Tabarintseva-Romanova K. M. Italy's participation in the Blue Helmets of Culture UNESCO

Abstract. The author considers the role of Italy in the formation of the special unit "blue helmets of culture". The definition of cultural security is given, and based on the definition, the main factors that indicate the need to protect cultural property are listed. Next, the participation of Italy in the organization of the protection of cultural heritage in a military conflict is examined. Conclusions are drawn about the need to expand the membership of the "blue helmets of culture".

Key words: UNESCO, cultural security, Italy, “blue helmets of culture”, the negotiation process.

41. Kholikov I. V., Amonuloev Sh. P. Legal regulation of realization of military cooperation between the Russian federation and the republic of Tajikistan

Abstract. This article deals with the issues related to legal regulation and current state of military cooperation between the Russian Federation and the Republic of Tajikistan. The main aspects of such cooperation, in particular, the forms of realization of military cooperation on both bilateral basis and within international organizations are studied.

Keyword: Russian Federation, Republic of Tajikistan, military cooperation, legal regulation.

42. Chipiga I. V. In the Russian Federation, there is no priority of international law over national legislation

Annotation. The purpose of this article is to review and analyze the provisions of the Constitution of the Russian Federation, the Vienna Convention on the law of international treaties of 1969, the Federal law "on international treaties of the Russian Federation" for the lack of priority of international law and the procedure for giving legal force to international treaties of the Russian Federation, which in turn regulate a particularly important component of jurisprudence: human rights and freedoms and relations with foreign States and international organizations.

Keywords: Constitution of the Russian Federation, international law, international Treaty of the Russian Federation, ratification of an international Treaty.

43. Shoev Sh. R. Legal basis for the implementation of the interaction the armed Forces of the Republic of Tajikistan within the CSTO CSR

Abstract. The article examines and defines the main functions of the military contingent of the Armed Forces of the Republic of Tajikistan that are regulated or subject to legal regulation when solving military tasks within the framework of the Collective rapid response forces.

Keywords: international Treaty, domestic law, intergovernmental organizations, subjects of international law, CSR, CSTO.

2020. № 4

1. Svininyh E. A., Borisov A. V., Legal Regulation of the Enlisting Non-State Actors in Border Security: Foreign Experience

Abstract. This article addresses issues related to some foreign countries experience of involvement individuals and other private actors in the ensuring of border security. The main attention is paid to the legal forms of such involvement. The matters related to empowering private actors to be border protection problem-solvers are studied. In conclusion, the authors highlighted the issues which should be addressed in the execution of the Russian border policy.

Keywords: privatization; outsourcing; state procurement; private military companies; border security; border control; border guard

2. Zhdanov S. P. The doctrine of sociology

Annotation. The article considers various views of scientists (T. V. Averyanov, E. R. Rossinskaya, A.V. Nesterov, etc.), expressed by them at different times regarding the subject and structure of the General theory of forensic science, forensic expert science and expert science. On the basis of the conducted research, the author concludes about a new teaching in domestic jurisprudence-specialization-mainly legal intersectoral science aimed at developing and systematizing objective knowledge about the use (application) of special knowledge (knowledge) in constitutional, criminal, civil, administrative proceedings and operational investigative activities.

Keywords: special knowledge; special knowledge; specialist; sociology; forensic expert; expert; expertise.

3. Zakharov P. A. The evolution of the development of administrative investigations of administrative offenses in the border authorities

Annotation. This article attempts to form a holistic view of the development of an administrative investigation in cases of administrative offenses and its main stages. The logical-chronological movement along the evolutionary path leads the author to the conclusions about the existence of an administrative investigation, from the time of the Russian Empire to the present day in various forms and meanings: fragmentary, in the broad sense, in the narrow sense.

Key words: administrative investigation, administrative proceedings, evolution, history, border authorities, border guards.

4. Zorin O. L., Koryakin V. M. Brief historical and legal analysis of the formation and development of military and political bodies armed force

Annotation. The article highlights the main stages of development of military and political bodies of the Armed Forces from the Soviet time to the present day. Attention is paid to the legal regulation of their activities. The conclusion that the modern model of military-political work in the Armed Forces is radically different from the Soviet system of party-political work, and from the post-Soviet system of educating military personnel and working with personnel. In Soviet times, party political work was based on ideological and organizational activities to implement the policy of the ruling party in the armed Forces of the USSR. The post-Soviet period was characterized by active de-partisation, de-ideologization and depoliticization of all spheres of public life. The current stage is aimed at forming a reliable and dedicated defender of the Fatherland, a bearer of traditional spiritual and moral values of the Russian society, a patriot and a statesman.

Keywords: military-political bodies, military Commissars, educational work, party-political work, ideological work, work with personnel, moral and psychological support.

5. Mitrofanov V. V. Formation and formation of legislation on secondment in the internal Affairs bodies: historical aspect

Annotation. The article considers the emergence of the institution of secondment from the creation of the Russian state to the end of the Soviet Union. Traditionally, the Institute of business trips is considered within the framework of labor law, although this Institute is of considerable scientific interest and deserves attention in the context of interdisciplinary research. Unfortunately, in modern Russian historiography, very little attention is paid to the study of administrative and legal regulation of secondment when serving in internal Affairs bodies. The author analyzes the term "commandment", which has different interpretations at different stages of state formation. In addition, significant attention is paid to the formation of legislation regulating secondment.

Keywords: secondment, administrative law, civil service, passing of service, police, militia.

6. Plegansky D. O. Historical and legal analysis of the formation and development of the institution of material liability of military personnel

Annotation. The article discusses the Genesis of the Institute of material responsibility of military personnel. The specifics of the development of legislation on the material responsibility of military personnel each time was caused by the needs of socio-economic development in the circumstances of the corresponding socio-political system of the state. The article analyzes historical monuments of both the pre-Soviet and Soviet periods that contain norms regulating the material responsibility of military personnel. The stage of development of the Institute of material responsibility of military personnel is carried out, the features of each stage are defined. The analysis of legal models of different historical periods demonstrates the competition between the

functions of legal responsibility: punitive and compensatory.

Keywords: material liability of military personnel, military property, damage, measure of responsibility, compensation function, punitive function.

7. Tuganov A. Yu. Special subject of legal relations: the question and methodology of research of the legal status of the Chairman of the garrison military court

Abstract. In this article, the author examines the "legal status of the subject of legal relations". The analysis of this legal category is carried out in order to identify problems in the methodology of research of the concept "legal status of the Chairman of the garrison military court".

Keywords: legal position, legal status, subject of legal relations, Chairman of the garrison military court, judge.

8. Shamarov V. M. To the question of the content of the concept «political society's system»

Annotation. The article examines the modern concepts of the subject, which are ambiguous in their content. These definitions are differentiated depending on the completeness in the formulated definition of the essential content of the political system, they are combined into groups: a) the content is formulated as an organizational unity of social institutions of society; b) the essential content of the concept of the political system is formulated traditionally (expansively); C) the concept is revealed using a differentiated approach to its content; d) the essential basis of the concept is expressed in an integrated form. The author's concepts of "political system" for each of these groups are formulated.

Key words: political system of society, subjects (elements) of the political system, differentiation of concepts "political system of society".

9. Vetoshkin A. P. Directions for improving the legal framework regulation of the use of weapons by border guards

Annotation. The relationship between the concepts of the order on the use of weapons and the decision on the use of weapons, as well as the concepts of the use of weapons and the application of weapons is considered. Directions for resolving contradictions in the use of terminology in the application of weapons by border authorities are proposed.

Key words: use of weapons by border guards; the order on the use of weapons; the decision on the use of weapons; right to use weapons; right to apply weapons.

10. Kirichenko N. S. The administrative procedure for the involvement of military personnel in material liability

Abstract. In the article, based on the analysis of legislative and other regulatory legal acts of the Russian Federation, judicial practice of the constitutional Court Russian Federation, as well as scientific works of Russian scientists in the field of Military law, a brief review of the administrative procedure for attracting military personnel are subject to material liability. In addition, in the work the issue of constitutionality of certain provisions of the Federal law is considered the law "on material liability of military personnel", which provides for administrative procedure for attracting military personnel to the specified type legal liability.

Key words: military service, financial responsibility of military personnel, administrative procedure.

11. Sokolov V. S., Popova Yu. N., Mukhtarov S. A. Problem issues of the legal status of military trainers training in basic educational programs

Annotation. The article is devoted to the problematic issue of the legal status of servicemen studying in military professional educational organizations and military educational institutions of higher education of the Ministry of Defense of the Russian Federation. The authors

substantiated the conclusion that state activity is impossible without its legal regulation, and it is also necessary to improve existing and (or) adoption of new regulatory legal acts, clear regulation of the rights and obligations of students.

Key words: military educational organization, military university, student, soldier, cadet, student, special status, right to rest, vacation.

12. Trofimov M. V. Development of scientific ideas about combining military service with other paid activities

Annotation. The article examines the historical aspects of legal regulation of combining military service with other paid activities. The most important legal monuments are considered and the statements of Russian scientists who formulated the theoretical basis for combining military service with other paid activities are given.

Keywords: military service, prohibitions and restrictions, legal status of military personnel.

13. Kharitonov S. S. On some issues of legal regulation of bringing military personnel to disciplinary liability for violations in the field of state secret protection.

Annotation. The article analyzes the grounds for bringing military personnel to disciplinary responsibility for violating the legislation on the protection of state secrets. The article discusses the features of protecting state secrets when processing electronic information, when working on personal computers. The methods and conditions for proving violations of the procedure for working with secret documents on electronic media are shown.

Key words: state secret, protection of state secret, disciplinary liability of military personnel.

14. Volkov V.V., Maryutin V.A. Performance assessment of military personnel

Resume: The article considers the problem of an adequate assessment of the effectiveness of military service in the Armed Forces of the Russian Federation. The authors proposed a model for assessing the effectiveness of the activities of military personnel, which provides a synthesis of three main areas: standardized assessment administration, institutional monitoring and evaluation of the activities of the governing bodies by military personnel, their families and civilian personnel of the armed forces.

Key words: performance evaluation, military personnel, army, model, social system.

15. Meshchangina E. I. Informatization and digitalization of military education: legal aspect

Abstract: The article discusses the possibilities of using information and digital technologies in the professional training of cadets. Today, the society is widely discussing the development of information and digital educational environment of military universities from the position of openness, democratization and through the use of electronic resources. The use of modern innovative technologies in the training process contributes to improving the knowledge and skills of cadets. Modern information and digital resources open up new opportunities for the successful solution of service and combat tasks of future officers. The maximum use of new technological tools creates a field of limitless educational opportunities for training military personnel in the XXI century.

Keywords: educational environment, informatization, digital technologies, formation of information culture, computer tools, training of military personnel, innovative knowledge, democratization, legal aspect, technological tools.

16. Ovcharov O. A. From the oldest to the most recent history of formation ecclesiastical and legal bases of activity of the military clergy of Russia (issues of improving legal work)

Abstract. The article briefly discusses and analyzes certain issues of continuity of military-religious legal norms in the course of the historical development of legal regulation of the military

clergy in ancient and modern history and improvement of legal work in the field of state-Church relations when the military clergy exercise their powers in the religious sphere, and makes relevant important conclusions.

Key words: legal work, military personnel the right to freedom of religion, the military clergy, military service.

17. Shcheveleva A. S. About the system of professional training of personnel for customs activities

Abstract. The article considers some approaches to the concept of a system of professional training for customs activities, analyzes its main elements, and identifies the main directions for improving this institution.

Keywords: professional training system, customs activity, customs authorities.

18. Bogunova A. A. On the issue of organizational and legal measures for the prevention of corruption in military organizations

Abstract. The concept of “organizational and legal measures for the prevention of corruption in military organizations” is disclosed in the article; summarized and highlighted a number of types of organizational and legal measures for the prevention of corruption in military organizations (depending on their focus); a list of corruption risks most typical for military organizations is highlighted; identified key principles for the prevention of corruption in military organizations; a number of problems have been identified in the legal regulation of the application of organizational and legal measures for the prevention of corruption in military organizations.

Keywords: military organizations, corruption, corruption prevention, corruption risks, organizational and legal measures for the prevention of corruption, key principles for the prevention of corruption, problems in legal regulation.

19. Girko S. I., Kharchenko S. V. The ratio of the operational search event "operational experiment" and provocation

Annotation. The article deals with the main issues concerning the distinction between the concepts of "operational experiment" and "provocation". The concepts of operational search activities "operational experiment" and "provocation" are given. The essence of provocative actions, as well as the subjects of provocative activities, is determined.

Key words: operational-investigative activities, operational experiment, a provocation, a legitimate motive, unlawful motive.

20. Dikarev I. S., Solovyov I. Y. Changes in the territorial jurisdiction of criminal cases in the practice of military and other courts of general jurisdiction

Annotation. The article discusses the practice of changing the territorial jurisdiction of criminal cases on the grounds provided for by the criminal procedure law. It is noted that many norms of criminal procedure law can be correctly interpreted only if judges of the military and other courts of general jurisdiction take into account the prevailing judicial practice.

Keywords: jurisdiction, military courts, challenge, territorial sign of jurisdiction

21. Mahyanova R. M. The role and place of the hypothesis in the development of tactical methods of Supervisory activities of the Prosecutor

Abstract. The article suggests using the hypothesis of Prosecutor's supervision in the practice of Prosecutor's offices in order to improve the quality of development of tactical methods of Prosecutor's supervision and increase the effectiveness of Prosecutor's supervision. The author's definition of the concept of the Prosecutor's Supervisory activity hypothesis is given.

Keywords: Prosecutor; Prosecutor's offices; Supervisory activity; tactics of Prosecutor's Supervisory activity; Supervisory situation; tactical decision; tactical technique; hypothesis; hypothesis of Prosecutor's Supervisory activity.

22. Subanova N. V. On the issue of improving some procedural powers of a prosecutor

Resume. The article analyzes certain issues of the prosecutor's exercise of his powers in administrative proceedings under the draft new Code of Administrative Offenses of the Russian Federation and the related problems of the relationship between this type of proceedings and the criminal process.

Keywords: prosecutor, prosecutor's office, administrative offense, crime, production, process, responsibility, legality.

23. Chernyavsky A. G. Problematic issues of legal consolidation of actual methods and technologies of psychological support for the certification process of civil servants in the law enforcement sphere

Annotation. In this article, the author attempted to determine the content and direction, methods and technologies of psychological support for the certification process of civil servants in the law enforcement sphere as the main condition for improving this process in the system of existing certification practice for their normative consolidation. An attempt is also made to determine the theoretical basis for further study of the psychological foundations of the certification process for prosecutors, to search for and find real and acceptable psychological technologies aimed at achieving the goals of certification in practice and the problem of their normative consolidation.

Keywords: regulatory and legal support, certification practice, formative experiment, law enforcement sphere, official activity, formalized character.

24. Koryakin V. M., Kharitonov V. S. Some questions of qualification of crimes for evasion of military service

Annotation. The article uses the example of court decisions to consider some issues of qualification of crimes for evading military service. The article analyzes the norms of legislation on military duty and military service that regulate the issues of conscription of citizens for military service, exemption from conscription and granting deferrals from conscription. Statistics on these issues are provided. A distinction is made between crimes related to evasion of conscription and crimes against the established procedure for military service. The author substantiates the inadmissibility of decriminalization of acts related to the evasion of citizens from conscription.

Keywords: conscription; evasion of military service; evasion of conscription.

25. Popov A. A. On the issue of criminal liability of servicemen for violation of the rules for performing special types of military service in the troops of the national guard

Annotation. The article discusses the special types of military service provided for in the national guard forces, reveals the features of special military service, as well as analyzes the issues that arise during criminal prosecution for violation of special types of military service.

Key words: National Guard troops, special types of military service, criminal liability of military personnel.

26. Yasnitskaya M. I. Criminological aspects of countering modern youth extremism

Annotation. The article considers the features of modern youth extremism, its place in the process of criminalization of public relations, the needs and opportunities of effective counteraction and its criminological aspects.

Keywords: youth extremism, youth crime, criminal manifestations of extremism, criminological aspects of countering youth extremism.

27. Amonuloev Sh. Kholikov I. Modern Tendencies of Development of Military Component of Shanghai Cooperation Organization

Abstract. The article considers the current state and perspectives of development of military component of Shanghai Cooperation Organization (SCO). The international-legal basis

of SCO activity is studied focusing on the external political positions of the two principal players in the organization – Russia and China with emphasis to the differences of their approach to the issues of national, regional and international security. The necessity of further enhancement of international cooperation in provision of security and resistance to proliferation of extremism and terrorism under the SCO framework is stipulated.

Keywords: SCO, military cooperation, strategic interests, provision of security, terrorism and extremism, regional and global threats.

28. Damaskin O. V. The problem of criminal aggression in the modern world international criminal law as a threat international and national security

Annotation. The article considers the definition of criminal aggression in the modern world, its reflection in modern international criminal law, the concept of criminal aggression, the needs and possibilities of adequate counteraction to crimes against the peace and security of mankind.

Keywords: aggression, international criminal law, Russian criminal law, international security, national security, United Nations, international court of justice, international jurisdiction.

29. Kholikov I., Zanevskaya N. Obligations of states to share data in their possession regarding the servicemen who died during the armed conflict

which fall under the authority of a country-party to the international armed conflict. The emphasis is given on the specifics of stating their death and identifying its reason. The necessity to acknowledge this data as confidential medical information is stipulated. The obligations of states on creation of Inquiry Bureau and its interaction with Central Agency on Prisoners of War are also considered.

Keywords: International Humanitarian Law, Inquiry Bureau, Central Agency on Prisoners of War, stating of death, confidential medical information, medical examination of deceased servicemen

30. Chernyavsky A. G., Sibileva O. P. Autonomous precision weapons as a challenge international humanitarian law

Annotation. In this article, the authors argue that despite the rapid accumulation of national arsenals of new types of weapons and the creation of appropriate new military formations-cyber commands, missile defense, space forces, intelligence based on artificial intelligence, information warfare, etc., at the moment there is no international consensus on the application of the "law of armed conflict" in relation to new types of weapons and technologies that can be used during international conflicts. This gap in international humanitarian law is related both to the rapid spread of cyber methods of warfare, the development and improvement of developed unmanned aerial vehicles for various purposes, land and sea robotic systems based on technologies of new Autonomous energy sources, artificial intelligence and capable of independently solving combat tasks in any situation, and the lack of precedents for international legal regulation of armed conflicts with the use of these types of weapons. Judging by the number of countries that are increasing their offensive capabilities in cyberspace, and taking into account the statements and facts presented in this article, the risk of a large-scale cyber clash is quite real. This article discusses the basic principles of the law of armed conflict that may form the basis for discussing future provisions of a possible Treaty or resolution on cyberspace.

Key words: cyberspace, the subjects of cyber warfare, innovation, the multilateral regime of the electromagnetic spectrum, an international Treaty.

2020. № 5

1. Damaskin O. V. Problematic aspects of digitalization of management in the field of countering the coronavirus pandemic

Annotation. The article presents a view on the problem of the coronavirus pandemic in terms of its impact on global and national security. The state, needs and opportunities of digitalization of management in the field of countering the coronavirus pandemic are considered. Some conclusions and proposals for improving the implementation of digital technologies in the field of countering global economic and military threats are formulated.

Keywords: globalism, economy, law, coronavirus pandemic, digitalization of management, national security.

2. Evseev T. E. Prospects for the development of legal regulation of the activities of the reserve units of the border authorities during the period of measures to resolve (eliminate) crisis situations on the external borders of the States members of the Commonwealth of Independent States.

Abstract. The Article is devoted to the analysis of the legislation concerning the activities of reserve units of border authorities during the activities for the settlement (liquidation) of crisis situations on the external borders of the CIS member States. In this article, the author consistently reveals a number of problems arising in the practice of reserve units at the external borders of the CIS and offers ways of their solutions.

Key words: border authorities, reserve units, member countries of the Commonwealth of Independent States, the settlement of crises, external borders.

3. Koryakin V. M., Popov A. A. Public security as an object of criminal law protection and the place of national guard troops in its provision

Annotation. The article examines the content of the concept of "public security", its relationship with related concepts – "national security", "public security", analyzes various approaches to the definition of "public security". The author shows the place and role of the national guard troops in ensuring public security. The author defines the concept of "ensuring public security by the national guard troops". The article analyzes the application of criminal legal means to ensure public security, including the criminal liability of military personnel for violating the rules of service for the protection of public order and ensuring public security.

Keywords: national security, public security, public order, law and order, national guard troops, criminal liability of military personnel.

4. Glushachenko S. B. On measures to strengthen unity of command in the Red Army in the pre-war year: historical and legal aspect

Annotation. The article analyzes the causes, content and consequences of reforming the legal framework for strengthening military discipline in the Red Army. The chronological framework of the study is the 1940 reforms. 1940 was a turning point in strengthening military discipline.

Keywords: Red Army, Winter war, People's Commissar of defense, military-political leadership, commander, commissar, unity of command, military discipline, false democracy.

5. Osipov A. O. History of formation of military investigative bodies of the Investigative Committee of the Russian Federation stationed abroad

Abstract. The article examines the issues of the emergence, formation and development of military investigative bodies of the Investigative Committee of the Russian Federation abroad, taking into account the geopolitical changes in the international arena and the deployment of Russian military contingents outside the Russian Federation.

Keywords: Investigative Committee, military investigative bodies of the investigative Committee abroad, the establishment of the military investigative bodies.

6. Taradonov S. V. Elaboration of the "Military law" concept as an independent branch of law (from the Soviet period to the present day)

Annotation. This article attempts to make a theoretical understanding of the formation process of the "Military law" concept, determining its place and role in the legal system.

Key words: Key words. Legal system, branch of law, complex branch of law, military law, subject of legal regulation, military legal science development trends.

7. Tarasenko Yu. A. Evolution of the contract in the specific period of Russia

Abstract. In the specific period, despite the collapse of the common economic and political space of ancient Russia, private law continued its development. Thanks to the active contacts of the northwestern Russian lands (Veliky Novgorod, Pskov, Smolensk) with western trade unions (Hansa, Gotland, Riga), contract law was actively developing. And although the very concept of "contract" was not yet known by the law of that time, such important principles and categories for contract law as the freedom to conclude a contract, the system of accounting for transactions concluded, and the structure of the contract entered into legal circulation. These features are reflected in the norms of the Pskov court letter - a document that has incorporated all the achievements in the field of contractual relations, marking the end of the period of feudal fragmentation of Russia.

Keywords. Contract, specific Rus, contract law, contract form, contract evolution.

8. Vasilieva L. P., Aksenova T. G. Problems of privatization of the state fund in the Russian Federation and issues of implementation of released military property

Annotation. The article is devoted to the formation of the privatization institution of the state fund in the Russian Federation. The purpose of the research work is to analyze the rulemaking, in which a significant role was given to the regulatory legal acts regulating relations on the privatization of the state fund of the Russian Federation and the implementation of the released military property. The results were identified legal problems of the general legislation on property and privatization legislation, which in practice create property and economic risks for subjects of civil legal relations.

Keywords: privatization, contract, military property, obligations, real estate, enterprise, legal relations, reorganization.

9. Zaykov D. E. Rental of real estate of military organizations in the context of a new covid-19 coronavirus infection

Annotation. The article discusses the features of legal regulation and problems of the practice of applying lease relations with the participation of military organizations acting as lessors of property of the Armed Forces of the Russian Federation, in the conditions of the spread of a new coronavirus infection (COVID-19) and its consequences.

Key words: lease agreement, tenant, landlord, military organizations, Federal property, coronavirus infection.

10. Ivanov R. V. Planning and preparation of documentation as a preparatory stage of procurement of goods, works and services for the needs of the Armed Forces of the Russian Federation

Annotation. The article discusses the place and significance of the stage of procurement planning and preparation of procurement documentation in the General system of procurement activities carried out in order to meet the needs of the military organization of the state in goods, works and services. The content of the main concepts in this sphere is analyzed and clarified: purchasing activity, state order, state needs. It is shown that the planning stage is a mandatory stage of the procurement process, and its content is preliminary.

Keywords: contract system in the sphere of procurement of goods, works and services for state needs; procurement; state needs; state order; stages of procurement; procurement documentation.

11. Kanyarov T. H. Specific features of border Agency officials as subjects of military law

Annotation. The article discusses the possibilities of classifying officials of border agencies on various grounds, reveals their special legal personality, which consists in the possibility of simultaneous implementation of the functions of a representative of the authorities, as well as organizational - administrative and administrative - economic functions in an organization.

Keywords: classification, official, border authority, border activity, legal personality, official regulations.

12. Rybakova M.A. Some improvement issues standard-setting activities of the Ministry defense of the Russian Federation

Annotation. The article reveals the content of normative activity as the main form of implementation of the key function of the Russian defense Ministry — the implementation of legal regulation in the field of defense. The definition of normative activity is given, and the main directions for improving the legal regulation of this activity are shown. These include the development and adoption of the Federal law "on normative legal acts of the Russian Federation" and the Administrative regulations of the Ministry of Defense of the Russian Federation on the execution of the state function of normative legal regulation in the field of defense. In addition, amendments and additions are required to certain by – laws-government resolutions of the Russian Federation, departmental acts of the Ministry of defense of the Russian Federation.

Keywords: legal regulation in the field of defense; normative-legal activity; "law on laws"; administrative regulations.

13. Zhuravlev D. S. About proportionality between deprivation of the award of the serviceman and Commission of a disciplinary offense

Annotation. The article examines the question of compliance with the principles of justice of punishment, its individualization and differentiation, which follow from the Constitution of the Russian Federation. The question of the proportionality of deprivation of the award of the soldier's cha-tin them committed misconduct, and the disciplinary authority of commanders and superiors as one of corruption the use of its-their official powers against the interests of the military service.

Keywords: award, punishment, proportionality, justice, disciplinary responsibility.

14. Kirichenko N. S. On the issue of material responsibility of the commander (chief) for issuing an illegal order of dismissal

Abstract. The article is devoted to the issue of bringing to financial responsibility the commanders (chiefs) of military units (organizations) for causing damage as a result of issuing an illegal order to dismiss military personnel (civilian personnel) from military service (service, work). According to the author, the Federal law "on material liability of military personnel" contains gaps, for which the courts interpret certain provisions of the law as directly indicating the guilt of the commander (chief) in issuing an illegal order, which, in the author's opinion, is not fully fair to the commanders (chiefs).

Key words: military service, financial responsibility of military personnel, commander, chief, dismissal.

15. Norenko I. V. Responsibility for failure to appear for conscription without valid reasons during the period of mobilization, during martial law and during wartime: some theoretical issues of legal regulation

Annotation. The article deals with some theoretical issues related to bringing to administrative and criminal responsibility persons who did not appear without good reasons for conscription during the period of mobilization, the period of martial law and in wartime. In the

author's opinion, increased responsibility should be provided for non-appearance on call during these periods.

Keywords: defense of the Fatherland, martial law, non-appearance on call, alternative civil service, mobilization, martial law, wartime, military service.

16. Belykh-Silaev D. V. Problems of legal regulation of training polygraph examiners in the Russian Armed Forces Federations

Annotation. The article is devoted to the problems of legal regulation of the use of polygraph in the Armed Forces of the Russian Federation. The experience of training polygraph examiners is summarized. Make proposals on the legal regulation of the preparation of polygraphologist on the basis of higher law and the higher psychological education. A discussion is offered on the content of the draft additional professional program "conducting special psychophysiological research (SPFI) using a polygraph" for the relevant categories of students — psychologists of military units, Deputy commanders for military and political work, military investigators (interrogators), which is proposed to be implemented on the basis of the Military University of the Ministry of defense of Russia (VUMO).

Keywords: polygraph, legal regulation, Armed Forces, Military University of the Ministry of defense of the Russian Federation (VUMO), training in the use of the polygraph, additional professional program, professional retraining program, professional development program, special psychophysiological research with the use of the polygraph.

17. Leontiev A. V. Legal aspects of formation of political consciousness of military personnel of the armed forces of the Russian Federation

Abstract. The article deals with several aspects of the formation of political consciousness of military personnel in relation to emerging legal conflicts. In several examples, legal contradictions in the formation of the political consciousness of a serviceman are considered. A brief analysis of the legal aspects of the formation of political consciousness of military personnel in the modern army is conducted.

Keywords: political consciousness, legal conflicts, formation, military personnel, legal, legal training

18. Romanov A. B. Fedak Y. I. Socio-pedagogical aspects of legal regulation of psychological and pedagogical prevention of drug behavior of national guard personnel

Abstract. The article deals with the problems of psychological and pedagogical prevention of drug behavior of national guard troops. Special attention is paid to the analysis of legal acts regulating the legal regulation of psychological and pedagogical prevention of drug behavior of the national guard troops.

Key words: psychological and pedagogical prevention, legal regulation, drug addiction, use, narcotic substances, drug addiction, anti-drug commissions, military man.

19. Fedak E. I., Atroshkin D. A., Vinnik G. N. Legal and regulatory aspects of the special parachute training

Annotation. The article deals with the normative issues of special parachute training that regulate its existence in the system of military education of the Armed Forces of the Russian Federation, the main legal trends in the formation and justification of material payments for performing parachute jumps.

Keyword: the armed Forces of the Russian Federation, military education, parachuting, regulatory orders.

20. Kharitonov V. S. Some issues of legal regulation of preparation of citizens for military service in DOSAAF in military registration specialties

Annotation. The article discusses some issues of improving the regulations regarding the training of citizens in military registration specialties in DOSAAF

Key words: preparation of citizens for military service, military registration specialty. DOSAAF

21. **Ovcharov A. V. Criminal liability of an expert in the field of public procurement**

Abstract. The Article is devoted to the consideration of the composition of the crime that provides for criminal liability of an expert in the field of procurement of goods, works, services for state and municipal needs. The article describes the expert activity in the field under consideration, determines the place of article 200.6 in the system of norms providing for criminal liability in the field of procurement, and analyzes the elements of the crime.

Keywords: expert, criminal liability, state, state and municipal procurement, criminal law protection, novelties of criminal legislation, procurement of goods, works and services for state and municipal needs

22. **Santalov A. L., Onishchenko I. S. The penal system in the mechanism ensuring internal security of the company**

Annotation. The article analyzes the security issues of the penal system when making correctional institutions crimes, economic and other orientation, the interrelation of these types of offences and of vikti-nologicheskij characteristics of subjects it, and when there may be employees of agencies falling into a situation of high potential danger from prisoners. Proposals are formulated on the feasibility of making appropriate changes to Federal legislation and the need to strengthen the victimological prevention of economic crimes in the penal system.

Keywords: security, crimes, convicts, correctional institutions, employees of the criminal Executive system.

23. **Sudenko V. E. Investigative actions and operational-search measures and their correlation in criminal proceedings**

Annotation. Issues related to operational-search actions and measures aimed at ensuring a preliminary investigation by sources of evidence base are necessary, which are necessary not only to establish the truth in the case, but also to prevent crimes. Separate gaps are identified in the federal law "On operational search activities", which negatively affect the effectiveness of ongoing operational search activities. The author reveals the correlation and interdependence of the ethical aspects of the criminal procedural and operational-search activities, solving the general problem, but each with its own methods and ways. The essence and content of individual operational-search measures, as well as the subjects of their implementation, are relatively fully disclosed.

Key words: operational-search measures; procedural activity; operational implementation; impact objects of operational-search measures.

24. **Kharitonov S. S. Compensation for material damage from crimes committed by servicemen in the context of military construction (based on examples of judicial practice)**

Resume. The article presents and analyzes examples of the practice of military courts to compensate guilty service members for material damage caused by a crime. The above examples serve as a guideline in resolving legal issues arising from representatives of military units in military courts when resolving disputes of this category.

Key words: military courts, military construction, service member, compensation for material damage from a crime.

25. **Kholikov I. V. Review of the Monograph of the Doctor of Law Professor O. V. Damaskin "Criminality in the XXI Century: Problems and Perspectives"**

Abstract. The article gives a short review of the monograph "Criminality in the XXI Century: Problems and Perspectives", comprised by the head of sector of criminal law of the

Institute of state and law of the Russian Academy of Sciences Honoured Lawyer of the Russian Federation, Doctor of Law, Professor O.V.Damaskin.

Keywords: criminality, state and law, globalization, transnational organized crime, criminal aggression.

26. Shcherbak S. I. Violation of the territorial integrity of the Russian Federation through illegal changes to the State border of the Russian Federation as a manifestation of extremism

Abstract. The article contains the results of the analysis of the criminal law norms that establish responsibility for extremist crimes related to attacks on the territorial integrity of the Russian Federation, taking into account the amendment to the Constitution of the Russian Federation that established a ban on actions aimed at alienating part of the territory of the Russian Federation, as well as calls for such actions.

Key words: territorial integrity of the Russian Federation; inviolability of state borders; illegal change of the state border; border signs; extremist activity; criminal liability; competition of elements of crimes.

27. Yurchenko A. V. Actual aspects of legal regulation of the subject of criminal encroachment provided for in parts 1 and 1.1 of article 258.1 of the Criminal code of the Russian Federation

Abstract. The article reveals the content of the subject of the crimes provided by parts 1 and 1.1 of article 258.1 of the criminal code, the jurisdiction of which 2018 are related to the investigations of boundary bodies of Federal security service. The list of especially valuable wild animals and aquatic biological resources for which criminal liability is provided in accordance with article 258.1 of the criminal code of the Russian Federation is considered. According to the author, this list needs to be adjusted on the basis of the realities of the present time. As a result of the comparative legal analysis, the article substantiates the need to expand the list of especially valuable animals and aquatic biological resources. Proposals are formulated to clarify the criteria for selecting objects of the animal world when forming the specified list.

Keywords: the subject of the crime, investigators of border agencies of the Federal security service, the Red book of the Russian Federation, especially valuable animals and aquatic biological resources, list, categories of rarity of animals.

28. Altoukhov A. V., Kashkin S. Yu., Slepak V. Yu., Tichtchenko S. A Platform Technologies and Platform Law in the Defense Industry of Russia and European Union

Abstract. The article discusses the legal problems associated with the development of modern information and other technologies, and the application of these technologies and artificial intelligence in the military-industrial complex of the Russian Federation and European Union. There are analyzed the platform solutions and technologies that are used in Russia and EU, as well as in the framework of EU-NATO cooperation, which are designed to facilitate and accelerate the innovative development of the defense industry. The study is provided with analysis of EU and NATO regulatory documents.

Keywords: military-industrial complex, defense industry, EU, innovation, NATO, platform, law, Russia, European Union, platform law, artificial intelligence.

29. Ivan Kholikov, Vasiliy Plaksa. International legal protection of civilian population and civilian infrastructure in cyber warfare

Abstract. The article deals with problem issues of cyber warfare in modern conditions. Norms of international humanitarian law that have to be observed in military cyber operations are considered, the necessity of compliance with these norms is explained taking into account the vulnerability of civilian cyber networks and as a result of civilian population in general to cyber

warfare. The main focus is given to fundamental principles of distinction, proportionality and precaution in cyber warfare. The conclusions on the requirement to improve the legal protection of civilian population from digital instruments that are used in military purposes are stipulated.

Keywords: armed conflicts, civilian persons and objects, cyber operations, cyber potential, cyber space, international humanitarian law.