

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

2021. № 1

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2021. № 2

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Key words: Crime, personal data, information environment.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2021. № 3

1. Girko S. I., Kharchenko S. V., Bychkov V. V. Some issues of the activities of law enforcement agencies in the field of countering the information activity of participants in terrorist and extremist actions

Annotation. The article deals with issues related to the classification of terrorism, countering the information activity of participants in terrorist and extremist actions. A brief analysis of computer networks of the Internet and mass media, which significantly complicate the activities of law enforcement agencies to detect, prevent and suppress terrorism and extremism, is carried out.

Keywords: extremism, terrorism, extremist crimes, threats, investigation, mass media, Investigative Committee of the Russian Federation.

2. Damaskin O. V. Current Issues of National Security in Crisis of Modern Civilization

Abstract. The article considers the current issues of national security in the crisis of modern civilization, criminological factors of determination of transnational organized crime, new criminological and criminal-legal problems, requirements and possibilities of international and national security provision.

Keywords: crisis of modern civilization, state and law, national security, international security, comprador elite, human resources support of state control.

3. Evseev T. E. On the issue of the development of legal regulation of the activities of border authorities to provide assistance in the occurrence and settlement (elimination) of crisis situations on the external borders of the CIS member States

Abstract. The article is devoted to the analysis of legislation concerning the activities of border authorities to provide assistance in the occurrence and settlement (elimination) of crisis situations on the external borders of the CIS member states. In this article, the author consistently reveals a number of problems that arise in the practical activities of border authorities on the external borders of the CIS and suggests ways to solve them.

Keywords: crisis situation, external borders, border authorities, member countries of the Commonwealth of Independent States.

4. Tuganov Yu. N., Frolkin N. P., Yakovets E. N. Once again about the feat of the border guards of the platoon of Lieutenant A. D. Romanovsky on the Kursk land

Abstract. In the article, the authors analyze the legal information for understanding the legal mechanism of assigning the title "Hero of the Russian Federation" to the border guards of Lieutenant A.D. Romanovsky's platoon for their feat. This event took place on July 16, 1943, when fierce fighting was still going on on the Kursk Bulge and the Red Army was repelling the enemy's incessant attacks. The feat of the border guards of the platoon of Alexander Romanovsky is a story of true friendship, friendship of people and peoples, when a Chechen stood shoulder to shoulder with a Kazakh, and a Ukrainian covered the back of a Russian. The authors conclude that it is necessary to assign the title of "Hero of the Russian Federation" to border guards.

Keywords: legal mechanism, armed forces, military personnel, legal status of the Hero of the Russian Federation, the Great Patriotic War, the Kursk Bulge, border troops, the feat of border guards.

5. Aliev A. A., Korkacheva D. A. Jurisdiction: the essence, types and place in the modern state

Annotation. The article reveals the content of the concepts of "jurisdiction" as a type of law enforcement activity of the relevant subjects, which are specific structural elements of the state apparatus and largely contribute to ensuring proper law and order, protecting the rights and freedoms of Russian citizens. The existing scientific approaches to the definition of the concept of "jurisdiction", its place and significance in the modern conditions of development of the state and society are analyzed.

Key words: jurisdiction, public administration, public authority, judicial and legal reform, judiciary, jurisdiction, justice.

6. Kharitonov V. S. On the issue of recognition of relations arising on the basis of a civil law contract, labor relations

Resume. The article provides a brief comparative analysis of labor and civil contracts, including a retrospective aspect, emphasizes the need to distinguish them through the prism of social guarantees of workers.

Keywords: labor law, labor contract, civil contract

7. Glukhov E. A. Bureaucratic defects of the military education system (on the example of comparing the functionality of military and civilian teachers)

Abstract. The article analyzes the features of the service activity of teachers of military universities from among the military personnel. The author shows those aspects of service activities that are assigned to military teachers, but are absent from their civilian colleagues. The author comes to the conclusion that, taken together, all the duties assigned to military teachers leave extremely little time to perform the main function of a teacher-educational activities and scientific creativity. The main reason for this state of affairs, according to the author, is the dual status of a military teacher (both a soldier and a teacher). Based on the above factors, some proposals for improving educational activities in military universities are presented.

Keywords: military universities; main and secondary; additional responsibilities; evaluation criteria, bureaucracy.

8. Maksimova L. A. The main stages of the process of forming the readiness of officers Strategic Missile Forces to complete missions as part of duty combat shifts

Annotation. The article examines the regulatory framework for the organization of combat duty in the Strategic Missile Forces. A brief analysis of the regulation of the process of formation of the readiness of officers to perform tasks as part of duty combat shifts, depending on the weapons used, is carried out.

Key words: formation, readiness to perform tasks, combat duty, process, duty forces, personnel training.

9. Denisov D. I. Some questions of the procedure for the formation and work of the Public Council under the FSB of Russia

Annotation. In this paper, we will discuss the general structure, purpose and tasks assigned to the public council under the federal executive authority in the field of ensuring state security of the state - the FSB of Russia. The effectiveness of the mechanism of public control in the ranks of the special service will be subjected to a legal analysis. And also the most authentic view of the work of public activists through the prism of counterweights of violations of human and civil rights and freedoms is indicated.

Keywords: FSB of Russia, Public Council, public control, human and civil rights and freedoms, monitoring the activities of executive authorities.

10. Zakharov P. A. Activities of officials of the border authorities to conduct an administrative investigation in cases of administrative offenses: purpose, objectives, functions

Annotation. In this article, the author reveals the essence of the activities of officials of the border authorities to conduct an administrative investigation by highlighting and substantiating its purpose, tasks and functions. The aim, the management of which in practice is able to lead to optimization and increase the effectiveness of the investigated type of activity, the author proposes to consider ensuring the subsequent lawful bringing of the guilty person to administrative responsibility. Based on the analysis of the views on the tasks of administrative investigation existing in administrative-legal science, a simplified author's classification is proposed. The study of the functions of the administrative-jurisdictional process allowed the author to come to the conclusion that the function of administrative prosecution is most pronounced precisely at the stage of initiating an administrative offense case and conducting an administrative investigation. Along with the function of administrative prosecution in the activities of officials of the border authorities in the conduct of an administrative investigation, the author highlights the second important function - the interim one, which includes not only procedural, but also non-procedural component.

Key words: Administrative proceedings, administrative investigation, goals, objectives, functions, non-procedural, border authorities.

11. Ketova T. S. Application by border authorities of administrative and procedural measures of coercion against foreign citizens and stateless persons at checkpoints across the state border of the Russian Federation

Annotation. The article is devoted to the analysis of legislation and legal literature in particular, concerning the activities of border authorities on the application of administrative and procedural measures of coercion at checkpoints across the state border of the Russian Federation. In this article, the author consistently reveals the legal gaps in the application by the border authorities of such a measure of administrative and procedural necessity as the placement of foreign citizens or stateless persons subject to administrative expulsion from the Russian Federation in the form of forced expulsion from the Russian Federation, in special institutions and suggests measures to improve the legislation.

Key words: border authorities, administrative and procedural measures of enforcement, placement by border authorities of foreign citizens or stateless persons subject to administrative expulsion from the Russian Federation in the form of compulsory expulsion from the Russian Federation, in special institutions, special premises of the border authority, protocol on an administrative offense.

12. Lelikov-Kouzmenko V. O. Organization of legal support for the activities of

border guard departments

Annotation. In the article, based on the analysis of the normative legal acts of the Russian Federation in the field of border guard security, various approaches to the concept of "organization of legal support", the author's concept is substantiated and formulated. The author also points out the features of the organization of legal support for border activities in accordance with the selected approaches to understanding this concept.

Keywords: border guard activities; organization; legal support; legal work; regulatory framework.

13. Redkous V. M., Duvanov N. Ju. Legal regulation of the application by border authorities of measures to ensure the proceedings in cases of administrative offenses carried out in respect of legal entities

Abstract. The article is devoted to the scientific understanding of the content of the legal regulation of the application by border authorities of measures to ensure the proceedings in cases of administrative offenses against legal entities. The authors substantiate the importance of a clear legal regulation of the application of measures to ensure the proceedings in cases of administrative offenses against legal entities in the activities of border authorities; the material and procedural components of the grounds for the application by the border authorities of measures to ensure the proceedings in cases of administrative offenses against legal entities are highlighted. Also, in the article, taking into account the nature of the functions performed by the security measures in the case of an administrative offense, it is proposed to classify the measures to ensure the proceedings in cases of administrative offenses applied by the border authorities in relation to legal entities; discloses the content of measures to ensure the proceedings in cases of administrative offenses used by the border authorities in relation to legal entities; measures are proposed to improve the Code of Administrative Offenses of the Russian Federation, the Federal Law "On the Federal Security Service", as well as a number of departmental legal acts

Keywords: administrative procedural activity; administrative and jurisdictional activities; administrative responsibility; proceedings on cases of administrative offenses; measures to ensure production in cases of administrative offenses; border authorities; legal entities.

14. Zorin O. L., Karlova E. N., Sahno O. A., Perevertov S. A. Measures of state support for military medical specialists of the Russian Armed Forces during the fight against the new coronavirus infection COVID-19

Annotation. The authors briefly analyze the issues of legal regulation of additional payments established by regulatory legal acts of various levels to military medical specialists of the Russian Armed Forces during the spread of the new coronavirus infection COVID-19 and note the objectively existing need for more detailed regulation of the normative activities of the Ministry of Defense of the Russian Federation.

Keywords: new coronavirus infection COVID-19, payments, regulatory legal act, standard-setting process.

15. Koryakin V. M., Skulova I. A. Alimony obligations of military personnel: controversial issues

Annotation. The article deals with controversial issues that arise in law enforcement practice related to the recovery of alimony from military personnel for the maintenance of minor children. Based on the analysis of the legislation on the monetary allowance of military personnel and judicial practice on these issues, the types of income of military personnel from which alimony should be collected, as well as the types of payments from which alimony is not subject to collection, are clarified.

Keywords: alimony; monetary allowance of military personnel; additional payments; compensations; allowances.

16. Sazonova T. V. Exercise of the right to receive housing by citizens dismissed from military service and military personnel subject to dismissal from it

Annotation. Based on the analysis of various points of view, the author formulated the elements of the definition of the concept of "exercise of civil rights", as 1) an act, that is, an action or omission of an authorized person; 2) the result — the result of the activity, that is, the achievement of a legal goal.

Military personnel are considered as a category of citizens who have a preferential right to exercise the right to free housing. The article considers such forms of implementation of the right to housing for military personnel subject to dismissal from military service and those dismissed from it, as: obtaining residential premises for free or under a social employment contract, receiving a one-time cash payment, housing subsidies for the purchase or construction of residential premises, obtaining a state housing certificate, participation in the accumulative mortgage system of housing provision for military personnel, participation in housing cooperatives.

The article analyzes the unfair behavior of military personnel who are subject to dismissal from military service and dismissed from it in order to recognize them as in need of housing, as violating one of the important principles of civil law — good faith.

Keywords: the exercise of civil rights; the need for housing; the norm of providing the area of housing; a one-time cash payment; subsidy for the purchase or construction of housing; state housing certificate; the mortgage system of housing provision for military personnel.

17. Efimkin Y. S., Kharitonov S. S. Monetary allowance for military personnel (based on materials of military court practice)

Resume. In the article, using examples from judicial practice, the main problematic issues of law enforcement practice in the field of monetary payments to servicemen are analyzed.

Keywords: military service, serviceman, pay for servicemen, cash payments to servicemen

18. Shenshin V. M., Shenshina L. A. Types of public service in the National Guard troops

Abstract. The National Guard troops include: military service; service in the National Guard troops of the Russian Federation; state civil service. From the point of view of law enforcement, an interesting situation has developed: on the one hand, employees carry out their official activities in a military organization, and on the other hand, on many issues the laws that determine the service in the internal affairs bodies guide them.

Keywords: national guard troops; civil service; state and public security, protection of human and civil rights and freedoms.

19. Avdonkin V. S. Organization of the work of the military court, acting as a court of first instance, upon receipt of an appeal, submission (complaint, protest)

Annotation. The article deals with the organization of the work of the military court, acting as a court of first instance, when receiving appeals, presenting (complaints, protests). These issues, based on a systematic analysis of procedural legislation and regulatory legal acts regulating the issues of record-keeping in military courts, are presented primarily in the form of a general procedure for organizing the work of military courts on appeal proceedings, which is characteristic of them for all types of court proceedings, and the features of organizing such work related to a particular type of legal proceedings are given.

Keywords: criminal, civil and administrative proceedings; appeal proceedings; record-keeping in military courts; organization of military courts' activities.

20. Zaikov D. E. Legal regulation of anti-corruption: problems of efficiency

Annotation. In the article, the author uses the example of the analysis of the requirements for the composition of the commissions of organizations created to fulfill the tasks assigned to the

Ministry of Defense of the Russian Federation, to comply with the requirements for the official behavior of employees and resolve conflicts of interest, considers the problem of the effectiveness of legal regulation of anti-corruption, as well as the lack of a mechanism for identifying gap norms and their timely correction.

Key words: commission, employees, public council, military organization, anti-corruption.

21. Mahyanova R. M. Fundamentals of the supervisory activity strategy: theoretical aspect

Annotation. The article actualizes the problem of the formation of the strategy of supervisory activity of the prosecutor's office, gives the author's definition of the concept "strategy of supervisory activity of the prosecutor's office", reveals the content and shows its impact on the development of the theory of prosecutor's supervision and improvement of the legal regulation of the organization and activities of the prosecutor's office, training and retraining of prosecutor's employees of the prosecutor's office.

Keywords: prosecutor's offices; supervisory activity; "strategy of supervisory activity of prosecutor's offices", "tactics of supervisory activity of prosecutor's offices", "tactical qualification", "tactical experience".

22. Sergeev I. V. On the question of defining the concept of corruption offence

Annotation. There is no legal interpretation of the concept of «corruption offence» in the legislation of the Russian Federation. In practice, this leads to difficulties in establishing clear limits for the legal regulation of public relations. The article attempts to define this term based on an analysis of the experience of its consolidation in the legislation of the countries of the Commonwealth of Independent States, as well as the positions of domestic lawyers.

Keywords: corruption, anti-corruption, corruption offence, public service, military service.

23. Subanova N. V. Administrative responsibility for offenses in the field of licensing: prosecutorial practice

Abstract. The article provides an analysis of the prosecutor's practice in initiating cases of administrative offenses in the field of licensing, offers directions for improving legislation. The article was prepared with the informational support of the reference legal system ConsultantPlus.

Key words: proceedings on cases of administrative offenses, prosecutor, supervision, resolution, permission, legality, license.

24. Borisov A. V. Criminological characteristics of the personal characteristics of juvenile delinquents

Annotation. The article deals with such a criminological problem as the identity of a minor criminal, through the prism of the criminological characteristics of the criminal's personality as a whole. The article presents the positions of criminologists on the issue of determining the signs of the criminal's personality, as well as the characteristics of the signs of the personality of a minor criminal.

Keywords: crime, criminal personality, juvenile delinquent personality, juvenile delinquent personality traits.

25. Eermolovich Ya. N. Criminal liability for violation of sanitary and epidemiological rules (Art.236 of the Criminal Code of the Russian Federation)

Annotation. The article discusses problematic issues of qualification of crimes under Art. 236 of the Criminal Code of the Russian Federation, the ways of solving the revealed contradictions of the current legislation and the practice of its application are proposed.

Key words: criminal responsibility, violation of special rules, special subject, crimes against public health and public morality, sanitary and epidemiological rules, violation of sanitary and epidemiological rules.

26. Karpova V. K. Content and meaning of the crime object

Annotation. One of the most controversial and problematic issues of criminal law is the definition of the concept of the object of crime. About a hundred years ago, taking into account the political background, the concept of an object as a social relationship was first defined, until now quite common among criminal law theorists. However, almost no one has deigned to disclose in detail what social relations are, how they change when they are encroached upon, if they are the object of a crime, etc. At the same time, many theorists of criminal law observe a gradual transition to the interests and benefits as the object of the crime, and a departure from the social relations that determine this element of the crime. The paper proposes the definition of the object of crime as the legitimate interests and benefits of an individual, an organization, society and the state

Keywords: crime; object of crime; public relations; interests and benefits.

27. Kostyleva S. D., Sudenko V. E. Organized crime involving minors

Annotation. The study of the peculiarities of the phenomenon of Russian organized crime with the participation of persons under the age of majority, using a systematic approach, makes it possible to consider it as a particularly problematic phenomenon of modern society, representing a rather complex social formation. The criminalization of minors, expressed in the growth of grave and especially grave criminal acts, in the merging of juvenile delinquency with organized crime, poses a great threat to society and the state. The article confirms the need for further study of juvenile delinquency, including the composition of organized criminal groups, for the purpose of developing appropriate measures to disclose such crimes and their effective prevention. Thus, the relevance of the topic of this article is explained by the still insufficient development of theoretical studies of organized crime with the participation of minors as a systemic social phenomenon, when it can be concluded that organized crime is very often minors.

Key words: minors; organized crime; youth subculture; law enforcement agencies.

28. Mikheenko S. V. Problems of legal assessment of actions of border guards in the state of necessary defense

Annotation. The article deals with theoretical problems of legal assessment of actions of border guards in the conditions of necessary defense, issues of interpretation of the conditions of legality of necessary defense in the legal assessment of actions of border guards related to the use of physical force, special means and firearms.

Keywords: necessary defense, use of weapons, special means, border activities.

29. Popov K. I. Comparative legal analysis criminal and criminal procedural detention

Abstract. The article provides a comparative legal analysis of criminal-legal ("civil") arrest and criminal procedural detention identifies similarities and differences in order to uniform their qualifications in law enforcement practice.

Key words: criminal detention; civil detention; civil arrest; detention of a suspect; causing harm during the arrest of a person who has committed a crime; a circumstance precluding the criminality of the act; lawful infliction of harm.

30. Roganov S. A., Semenova I. V. On the issue of verbiage in criminal proceedings

Annotation. The article deals with the issues related to the use of scientific developments in practice. A brief analysis of the criticism of researchers in the field of criminal justice is presented.

Key words: criminal procedure law, scientific developments, practical activities, interpretation of norms, law enforcement.

31. Shevchuk A. N. Correlation of the functions of criminal prosecution and prosecution in the course of pre-trial proceedings

Annotation. The article is devoted to topical issues of legal regulation of the functions of criminal proceedings in relation to the stage of preliminary investigation. It is concluded that it is necessary to clarify the functions and powers of the prosecutor's office and the investigative bodies at the stage of the preliminary investigation, which will contribute to the proper protection of individual rights and freedoms, as well as the making of reasonable and fair decisions by territorial and military law enforcement agencies.

Keywords: prosecution; criminal prosecution; preliminary investigation; functions; investigation bodies; prosecutor's office.

32. Shumilin A. V. On the issue of distinguishing the elements of crimes that provide for responsibility for evading military service, among themselves

Annotation. The article deals with the theory and practice of the application of criminal law norms and problematic issues related to the evasion of military personnel from performing military service duties by simulating illness or by other means, unauthorized abandonment of a unit or place of service and desertion, which are included in the group of crimes against the order of military service, and are related to each other.

Keywords: evasion of military service; punishment; military service; military personnel; criminal liability of military personnel

33. Belyaev N. N. Comparative legal analysis of the activities of state security agencies of foreign states

Abstract: the article presents the materials of the organizational structure and legal regulation of the activities of the state security service of the leadership of the leading foreign countries in the economic and political direction. The main functions and resources involved are presented, and an attempt is made to compare these areas in order to highlight common features and features. The work carried out made it possible to propose directions for legal and functional optimization of the activities of the Federal Security Service of the Russian Federation, in order to increase the effectiveness of its functions and implemented measures to ensure the security of the country's leadership.

Keywords: legal regulation, national security, state security agencies, president, prime Minister.

34. Makarov D. B. Military-criminal legislation of the Russian Federation and the Federal Republic of Germany: comparative legal analysis of some provisions

Annotation. This article analyzes the military-criminal legislation of the Federal Republic of Germany, conducts a comparative legal analysis of the norms of the military-criminal legislation of the Federal Republic of Germany and the military-criminal legislation of the Russian Federation, identifies similarities and differences between them. The author also presented proposals for improving the legislation. Military crimes were also analyzed, both under the Criminal Code of the Russian Federation and under the Military Criminal Law of the Federal Republic of Germany. In addition, the author describes the role of general and special legal norms in the military-criminal legislation of the Russian Federation and the Federal Republic of Germany.

Key words: Criminal Code of the Russian Federation; military legislation; military criminal law; Criminal Code of the Federal Republic of Germany; Military Criminal Law of the Federal Republic of Germany; criminal law; military offenses; military law.

35. Ovcharov A. V. **Criminological aspects of contemporary racial conflicts in the United States**

Abstract. The article is devoted to the criminological aspect of the problem of racial conflicts in the United States of America. The author examines the concept of racial conflict and characterizes the causes of these conflicts. The article provides a brief criminological description of crime motivated by racial, national or religious hatred and enmity and analyzes the statistical data of both racial crime in the United States and crimes committed by representatives of different races.

Keywords. Crime, race, African Americans, violent crime, racial conflict, crime, terrorism, riots, security, criminal reporting program.

36. Sinyaeva N. A. **The self-powered military robotics: historical and legal aspects**

Abstract. The article analyzes all possible legal consequences of the autonomous weapons systems use in armed conflicts from the viewpoint of the international humanitarian law. The initial assumption is that the principles of international humanitarian law are called into question when the human factor is completely removed. The author focuses on the legal consequences of transferring a murder decision from a person to autonomous machines, rather than the more general consequences of automating technologies. Any use of military equipment, which involves excluding a person from the decision-making cycle is potentially dangerous. The author argues that autonomous weapons systems (AWO) should be allowed only in meaningful human control is maintained over the most important decisions, primarily the decision to use deadly force. The article offers the author's definition of autonomous weapon systems.

Keywords: human factor, robotic warfare, risk of harm, autonomous weapon systems, artificial intelligence, drones.

37. Tabarintseva-Romanova K. M. **Italy's participation in the PeSCo**

Abstract. The article discusses the projects of the Permanent Structured Cooperation on Security and Defense (PeSCo), adopted for implementation since 2017. The main goal of the analyzed structure is the cooperation of European countries in the field of defense. The organization's activities cover such sectors as the development of new types of land, sea and aviation equipment, control systems, communications, control, logistics, weapons and ammunition. The author pays special attention to those projects in which the Italian Republic is an active participant. Italy oversees a number of major projects related to the development of advanced weapons, space technologies and communication systems, as well as participates in most of the projects accepted for development within the framework of PeSCo.

Key words: PeSCo Italy, European Union, armed forces.

38. Chernyavsky A. G., Sinyaeva N. A. **Coercion in modern international law**

Annotation. In the article, the authors show that, in accordance with modern international law, the imposition of economic sanctions is permissible only as a collective security measure under the leadership of the United Nations Security Council (UN) (multilateral) or as a counter-measure when a State is either directly affected by the illegal actions of another State or actions in defense of vital security interests in accordance with the "security exceptions" of the General Agreement on Tariffs and Trade (GATT) (unilaterally). In all other cases, unilateral sanctions, and in particular their extraterritorial application, violate the norms of national sovereignty and non-interference in the internal affairs of other States.

Keywords: principles of international law, sanctions, coercion, sovereignty, human rights, interests of states, discrimination.

39. Shoev Sh. R. **Institutional and legal principles of participation Collective Rapid Reaction Forces of the CSTO in ensuring regional security**

Annotation. The article examines the historical stages of the emergence, development and formation of international and regional security organizations in the Soviet and post-Soviet periods, using the example of the Warsaw Treaty Organization and the Collective Security Treaty Organization. The institutional and legal principles of the participation of the Collective Rapid Reaction Forces of the Collective Security Treaty Organization as a subject of regional security are also considered.

Keywords: Warsaw Pact Organization, Collective Security Treaty Organization, North Atlantic Alliance, military contingents, Collective Rapid Reaction Forces.

2021. № 1

1. **Damaskin O. V. Russia in the Modern World: History Lessons and Prospects of Modernity in the Fourth Industrial Revolution**

Annotation. The article deals with the current aspects of the situation of Russia in the modern world, the USSR in the history of mankind, the restoration of capitalism in Russia, the crisis of world civilization and the prospects of Russia, the needs and possibilities of taking into account the lessons of history and substantiating the prospects of modernity in the fourth industrial revolution.

Keywords: world civilization, globalization, Russia, USSR, RSFSR, socialism, capitalism, economy, elite, crisis, fourth industrial revolution, prospects of Russia.

2. **Iroshnikov D. V. The evolution of the category "security" and the concepts derived from it in the legislation of the Russian empire**

Abstract. The article analyzes the evolution of the reflection of the category "security" and the concepts derived from it in domestic sources of law of the period of the Russian Empire (XVIII—XX centuries). The author analyzes the types and levels of safety fixed in the legislation, including the issues of their differentiation.

Keywords: security; state security; military security; public security; legislation of the Russian Empire

3. **Shnyakina T. S. Defence of the country and security of the State as legal terms, notions and concepts**

Abstract. Based on the analysis of the Constitution of Russia, the Federal Law "On Security" and the National Security Strategy of the Russian Federation, the article offers a comparison of the essential meanings (notions) and the content significance (concepts) of the constitutional and legal terms "national defense" and "state security". In particular, it is proposed to compare their meanings with the American constitutional reference point while United States are ensuring their public safety and their security of a free State.

Keywords: defense of the country, safety of the state, national security, term notion, concept, meaning, essence, content, meaningful approach, national legislation, national security strategy, the public safety, the security of a free State, international law.

4. **Belyaev N. N. On the Historical Lessons of Reforming the State Security of the Russian Empire and the Pre-war Soviet Republic**

Abstract. The article deals with the issues of organization and legal regulation of state security bodies, conducted from the period of the birth of the Russian Empire to the beginning of the formation of the Soviet Republic. The author of the analysis of various historical aspects of statehood, organization units personal and state security justified their continuity, regularity and role in ensuring national security.

Keywords: armed forces, national security, state security, state security agencies.

5. **Koryakin V. M. Military law and legal awareness of military personnel**

Annotation. The article deals with theoretical issues related to the formation of the legal consciousness of military personnel, shows the role of military law in this process, reveals the content of legal education of military personnel, shows its place in the maintenance of law and order in military units and subdivisions. The author analyzes the defects of the military personnel's legal knowledge – legal infantilism, legal nihilism, legal idealism, and shows the main ways to overcome them. The content of the anti-corruption law-consciousness of military personnel is revealed.

Keywords: military law; legal awareness; legal education; legal nihilism; legal infantilism.

6. Lutsenko V. V., Semyonova I. V. Counter-terrorist operation mode as a special complex legal institution.

Abstract. The study of legal regulation in the field of countering terrorism, in modern science, has a variety of approaches that express different points of view. In procedural terms, extraordinary legal regulation has the following stages: the adoption of legal norms of an extraordinary nature, extraordinary legal relations arising against the background of a terrorist threat, in the fulfillment of duties and the realization of the rights of all persons participating in these legal relations. The authors, considering the emergency legislation in the field of combating terrorism, wanted to show the existing distinctive features from ordinary legal regulation, its stages and its inherent elements.

The relevance of the work lies in the following that emergency legal regulation for the prevention and elimination of emergencies associated with terrorist activities, in modern conditions, is of particular importance as a means of protecting society and the state, maintaining the level of national security at the proper level.

Key words: counter-terrorist operation regime, extraordinary legal regulation, act of terrorism.

7. Petukhov N. A., Tuganov A. Yu. The role of the Chairman of the Military Tribunal in the judicial administration in the Great Patriotic War: the continuity of the wartime experience

Abstract. In the article, the authors examine the practice of the chairmen of military tribunals during the Great Patriotic War of 1941-1945. The organizational and legal aspects of the activity of the chairmen of military judicial bodies related to the mobilization and personnel work, as well as the professional training of judges and employees of the apparatus of military tribunals are revealed. Educational activities carried out directly in military units are covered.

Keywords: military tribunals, presidents of military tribunals, the Great Patriotic War, judicial administration.

8. Taradonov S. V. Some aspects of the development of military construction and Russian military law before Peter the Great period (X century — 1700 years)

Annotation. The article examines the establishment process and legal formalization of the norms of Russian military law before Peter the Great period (X century — 1700 years). The author covers a significant layer of normative sources, analyzes the reasons for their adoption, the nature and goals of legal regulation. Special attention is paid to the stages of building the military organization of the Russian state, the procedures for recruiting troops, methods and means of ensuring law and order in the troops.

Keywords. military law; sources of military law; Russian military legislation; military organization; military construction; recruitment of the army; military relations, responsibility for military offenses.

9. Shamarov V. M. Political system of society: concept, institutional framework, category classification

Annotation. The article examines the concept of the subject of research, its content in a narrow and broad sense; the essential purpose of the political system of society and its relationship with other spheres of life of society; assesses the elements of the organizational structure of the system; classifies the models of the political system on various grounds, formulates General conclusions.

Keyword: Political system of society, the concept of "political system of society", subjects (elements) of the political system, classification on different grounds of the political system of society.

10. Budarin Y. S., Nikonovich S. L., Shchelakov P. V. Grouping of troops as a full-fledged military-administrative unit of the Armed Forces of the Russian Federation

Annotation. As an initial hypothesis, the paper assumes that the grouping of troops in modern conditions of daily activity, local wars and armed conflicts is a full-fledged independent economic entity that effectively performs the tasks set by the central control body of the Armed Forces of the Russian Federation (Armed Forces of the Russian Federation).

Keywords: the Armed Forces of the Russian Federation, network-centric management paradigm, multi-domain operations, grouping of troops.

11. Zakharov P. A. The concept of the activities of officials of border authorities in the conduct of an administrative investigation in cases of administrative offenses.

Annotation. In this article, based on the analysis of the main elements of the activities of officials of border agencies in the conduct of administrative investigation in cases of administrative offenses, its general and specific characteristics are highlighted, which together allowed the author to propose a definition of the investigated type of activity. Not only the current legal regulation in the field of application of the administrative investigation specified in Article 28.7 of the Administrative Code, but also the inconsistency of the emerging scientific-categorical apparatus of the affected subject area are subjected to critical consideration.

Key words: Administrative proceedings, administrative investigation, activity, purpose, procedural action, border authorities.

12. Ovcharov A. V. Antimonopoly compliance as a means of preventing corruption in the implementation of state and municipal procurement

Abstract. The article is devoted to the consideration and analysis of such a new legal phenomenon for our state as compliance (risk management system), in addition to one of its types, namely antitrust compliance. The author considers the concept of antimonopoly compliance, analyzes its content, meaning and principles of construction. The article analyzes the relationship between anti-corruption and antimonopoly activities and concludes that it is necessary to consider antimonopoly compliance as a tool for combating corruption in the field of public procurement.

Keywords: crime, antimonopoly activity, corruption, competition, compliance, state, economy, national security, crime, public procurement.

13. Redkous V. M., Duvanov N. Ju. The concept and characteristics of proceedings on cases of administrative offenses carried out by border authorities in relation to legal entities

Resume. The article examines the concept of proceedings in cases of administrative offenses carried out by border authorities in relation to legal entities from the standpoint of a systemic and activity-based approach. Proceedings in cases of administrative offenses subordinated to border authorities are considered as the most important type of administrative procedural activity of a jurisdictional nature, carried out by border authorities within their jurisdiction in the context of legal support of national security. The features of the proceedings under consideration are highlighted, which include: the nature of the substantive dispute, which is associated with the resolution of issues arising in connection with the need to ensure state security

and national security in general; subject composition; the special nature of the guilt of a legal entity, the difficulty of establishing and proving it.

Key words: administrative process; administrative and jurisdictional activities; proceedings on cases of administrative offenses; border authorities; legal entities; jurisdiction; National security; state security; border activities.

14. Reshetnikov V. N., Grigoriev S. A. Current problems of legal regulation of submissions on elimination of the causes and conditions promoting the commission of administrative offenses in the sphere of state border protection

Annotation. The article analyzes the right of officials of border agencies to submit ideas on the elimination of the causes and conditions that contributed to the commission of administrative offenses. Some problems of legal regulation of making representations are identified with a proposal for ways to solve them.

Key words: presentation, officials of border agencies, measures for the prevention of offenses.

15. Semenova I. V., Shobonov S. A., Dorogin R. V. Some problematic issues of storage and disposal of seized weapons

Annotation. The article analyzes the legislation regulating the activities of the licensing and licensing departments of the Rosgvardiya in the field of arms trafficking, considers certain problematic aspects related to the procedure for the sale of weapons that do not have an owner. The regulatory legal framework regulating the acquisition, storage and sale of seized weapons is analyzed. Gaps in the legislation are identified and considered, and ways to eliminate them are proposed.

Keywords: licensing and permitting activities of the Rosgvardiya; arms turnover; seizure, storage, alienation of weapons; court decision, administrative offense.

16. Serdyukov S. V. The need to amend the Administrative Code of the Russian Federation in terms of the individualization of sentencing military personnel for administrative offenses committed by them

Abstract. The article considers a number of legal aspects related to the imposition of punishment on military personnel for administrative offenses committed by them under the Administrative Code of the Russian Federation and the possibility of changing the legislation in terms of individualization of punishment

Keywords: individualization of sentencing, military personnel, administrative offenses, the Criminal Code of the Russian Federation, amendments to the Administrative Code of the Russian Federation.

17. Teleshev P. B. Powers of State authorities on issues of consideration of administrative offenses in the field of protection of state secrets committed in the Armed Forces of the Russian Federation

Abstract. The article presents the results of the analysis of normative legal acts that reveal contradictions in the implementation of the powers of individual federal state authorities on the issues of consideration of administrative offenses in the field of protection of state secrets committed in the Armed Forces of the Russian Federation. The directions of improving the legal support, the system of protection of state secrets in the Ministry of Defense of the Russian Federation and the Armed Forces of the Russian Federation are proposed.

Keywords: state secret, protection of state secrets, administrative offense, federal state authorities.

18. Faiskhanov R. R., Shenshin V. M. Disciplinary liability of military personnel for committing administrative offenses

Abstract. The article substantiates the conclusion that a soldier who is brought to disciplinary responsibility has virtually the same rights as a person against whom proceedings are being conducted on an administrative offense. It is proposed to amend the sixth paragraph of Article 81 of the Disciplinary Charter of the Armed Forces of the Russian Federation, providing that the materials of the proceedings on a gross disciplinary offense, including an administrative offense, for which a serviceman in accordance with the Code of Administrative Offenses of the Russian Federation bears disciplinary responsibility, should be drawn up only in writing.

Key words: disciplinary responsibility; proceedings in cases of administrative offenses; administrative investigation; proceedings; commander of a military unit.

19. Zaikov D. E. Recovery of unjustifiably paid money from military personnel and persons dismissed from military service

Annotation. Monetary allowance is a form of remuneration of military personnel for work in a special area of public service-military service and is the main means of providing them with material support and stimulating the performance of military service duties. In this regard, the problems of monetary allowance and the validity of its payment are becoming relevant. In the article, the author examines the peculiarities of judicial practice in cases of recovery from military personnel and persons dismissed from military service as unjustified enrichment of unreasonably paid amounts of monetary allowances, and comes to the conclusion that a unified judicial practice is gradually being formed in these categories of cases.

Key words: military personnel, monetary allowance, recovery, unjustified enrichment, payments.

20. Kutuzov O. V. Vaccination against Covid-19: right or obligation of military personnel?

Abstract. The 25th article of the Universal Declaration of Human Rights, adopted by the United Nations General Assembly on the 10th of December in 1948, sealed the generally accepted standard of international law: “Every man has the right for... medical care and necessary social service required to maintain health and welfare of himself and his family...”. Article 41 part 1 of RF Constitution states: “Everyone has the right for health protection and medical care...”. These guidelines are particularly relevant today, when the problem of coronavirus spreading covered the entire world community. Under these conditions vaccination becomes the most effective measure providing coronavirus prevention and control over it. In this connection, the problem of full coverage of preventive vaccinations of civilians and military personnel is of particular relevance. The article presents the analysis of compulsory vaccination legality of military personnel and the actual problems of further improvement of standard base regulating the legal relations in this sphere.

Key words: vaccination, civilians and military personnel, Covid-19, coronavirus, general and special legislation, legal status, public health.

21. Akilov M. A. The concept of legal regulation of professional training of junior specialists of border agencies of the Federal Security Service

Abstract. The article is devoted to the analysis of legislation and legal literature regarding the activities of border authorities on the training of junior specialists of border authorities of the Federal Security Service. In this article, the author consistently reveals the concept of legal regulation of professional training and offers, based on the research of the views of scientists in the field of jurisprudence, an actual definition of legal regulation of professional training of junior specialists of the border authorities of the federal Security Service.

Keywords: border authorities, junior specialists, legal regulation, professional training.

22. Kalashnikov V. V. 95 years of military training on the basis of a civilian higher school: issues of improving legal regulation

Abstract. The subject of this article is changes in legislation related to the activities of military training centers, as well as issues of the history of the development of this type of training, problems existing earlier and now.

Keywords: military training center, history of military training on the basis of a civilian higher school.

23. Lomakina T. V. Current issues of the organization of labor protection of civil personnel of the Armed Forces of the Russian Federation

Annotation. Within the framework of this article, issues related to the organization of labor protection of civilian personnel of military units (organizations) are studied in connection with the introduction of new labor protection rules from January 1, 2021, which establish state regulatory requirements for labor protection in the implementation of labor activities by types of economic activity and types of work performed, which are developed as part of the implementation of the «regulatory guillotine» mechanism. The article explores the reasons for the practical reason for the experience of introducing new rules in military units, and may also dismiss the most further effective spouse methods conducted to resolve military emerging serviceman problems.

Keywords: civil personnel of the Armed Forces of the Russian Federation, rules on labor protection, application of new rules on labor protection in military units, instructions on labor protection, conducting safety instructions.

24. Kharitonov V. S. On the issue of freedom of labor and freedom of labor relations

Resume. The article provides a brief comparative analysis in the relationship between the principles of freedom of labor and freedom of labor relations, attention is paid to the need to maintain a balance of interests of hired workers, self-employed persons, employers and society as a whole.

Keywords: labor law, labor contract, labor relations, freedom of labor

25. Avdonkin V. S. Organization of appeal proceedings in The Military Court of Appeal and the District (Naval) Military Court

Annotation. The article deals with the organization of the work of military courts of appeal. These issues, based on a systematic analysis of procedural legislation and regulatory legal acts regulating the issues of clerical work in military courts, are presented primarily in the form of a general procedure for organizing the work of military courts on appeal proceedings, characteristic of them for all types of legal proceedings, and, if necessary, the features of the organization of such work related to a particular type of legal proceedings are given.

Keywords: criminal, civil and administrative proceedings, appeal proceedings, record-keeping in military courts, organization of military courts ' activities.

26. Aulov V. K., Petukhov N. A., Tuganov Yu. N. Formation and development of judicial administration in Russia at the turn of the 60-90s of the XX century

Abstract. The article examines the process of formation and development of judicial administration in Russia in the period from 1960 to 1991 and the possibilities of its application to the military judicial system. According to the results of the analysis, the authors come to the conclusion that the current system of administrative and state administration of the sphere of justice is not only a set of supporting bodies that provide the necessary financial, personnel and material and technical conditions. The system includes structural and functional relations with the bodies of the judicial community – the judicial institution, which was absent in the mechanism of management of the sphere of justice of the USSR.

Keywords: judicial activity, judicial power, managing the sphere of justice, courts, courts.

27. Leontiev V. N. Topical issues of the activity of military courts in the period of armed conflicts

Annotation. This article is devoted to the peculiarities of the activities of military courts in the period of armed conflicts, topical issues that arise during armed conflicts and possible solutions to them. The conclusion is made about the need for further development of the block of military-special disciplines that allows to form the knowledge, skills and abilities necessary for the implementation of the functional duties of specialists of military courts with special knowledge, skills and abilities for the legal support of the activities of the Armed Forces of the Russian Federation during military operations in order to minimize the loss of life and destruction of material values.

Keywords: armed conflicts, the activities of the armed forces, military courts, prisoners of war, military personnel.

28. Makhyanova R. M. Development of theoretical research on the essence and content of the supervisory activities of the Prosecutor's Office

Annotation. The article reveals one of the priority directions of the strategic development of the supervisory activities of the prosecutor's office — improving the activities of the prosecutor's office in the organization and implementation of supervisory activities; defines the concept of "supervisory activities of the prosecutor's office", reveals the structural content of the supervisory activities of the prosecutor's office.

Keywords: prosecutor's office bodies; supervisory activity; strategy of supervisory activity of prosecutor's office bodies, tactics of supervisory activity of prosecutor's office bodies, essence and content of supervisory activity of prosecutor's office bodies.

29. Kharitonov S. S., Sharapov S. N. On reimbursement of legal (procedural) costs: military court practice

Resume. Using examples from court decisions of military courts, the article proposes legal positions on issues related to the distribution of judicial (procedural) costs in criminal proceedings.

Key words: procedural costs, criminal proceedings, military courts.

30. Barkalova E. V. Criminal procedural and criminalistic aspects of interrogation of accused

Abstract. In this article are analyzed the actual criminal procedural and criminalistic issues of interrogation of accused. The issues of protection of the rights of accused during interrogation, procedural order of interrogation, the use of tactical and psychological techniques during interrogation, including non-traditional methods of interrogation — neyrolinguistic programming and polygraph, are analyzed.

Key words: criminal trial, criminalistics, interrogation, accused, tactical reception, neurolinguistic programming, psychophysiological examination.

31. Bondarenko L. K. Examination of antique edged weapons.

Annotation. The problem of carrying out a comprehensive examination of antique cold weapons - forensic examination of cold weapons and forensic examination of fine art objects is considered. In this regard, the main methodological aspects of this subspecies of forensic examination are highlighted. The presence of hierarchical links between the legal norms regulating the circulation of antique cold weapons and deontological norms of expert activity is noted. It is specified that the notion of antique edged weapons has a multi-component nature and correlates with the subjects of study of different types of forensic examinations. In this regard, the legally significant status of objects of forensic art criticism - cold antique weapons of cultural value - is specified. It is argued that regardless of the circumstances of the case, it is advisable to investigate antique cold weapons within the framework of a comprehensive examination, since this will objectively reveal the legally significant circumstances of the case.

Key words: private methodology of forensic examination; a subspecies of complex forensic examination; cold antique weapons; forensic art examination; subjects of complex expertise.

32. Borisov A. V. About some aspects of the object of fraud

Annotation. The article contains an analysis of the points of view of scientists on the concept of the object of fraud as a criminal legal category, the positions on the definition of the categories of property and the right to property, acting as the subject of fraud, are considered. The article presents the concepts of interpretation of the concept of "the right to someone else's property".

Keywords: object of crime, object of fraud, subject of fraud, property and the right to someone else's property as a subject of fraud.

33. Voevodina A. I. Actual problems of countering violation of the established procedure for organizing or holding a meeting, meeting, demonstration, procession or picketing

Annotation. The article discusses the current problems of countering the violation of the established procedure for organizing or holding a meeting, meeting, demonstration, procession or picketing. The article presents and analyzes the actual statistical data of assessments of public opinion regarding protest manifestations. The substantiated theoretical conclusions on the improvement of legislation and the practice of its application are formulated.

Key words: public events, unauthorized rally, civic activity, protest potential, extremism, constitutional rights of citizens, criminalization, criminological determinants, legal culture, civil society, rule of law, subculture, social deviations, destructive behavior.

34. Girko S. I., Kharchenko S. V. Some aspects of the use of the results of operational search activities

Annotation. The article deals with issues related to the submission to the body of inquiry, the investigator, the prosecutor or the court of the results of operational-search activities, if they contain sufficient data indicating signs of a crime, as well as in the order of execution of the investigator's instructions to conduct operational-search activities in criminal cases and the materials of verification of reports of crimes that are in its production.

Keywords: operational-search activity; criminal-procedural activity; detection and prevention of crimes; proof.

35. Oktysyuk A. V. Methods of committing crimes by organized criminal groups

Annotation. The work is devoted to certain problematic issues related to such a social phenomenon as organized criminal activity, methods and methods of its organization and activity. Among the main signs of crimes committed by organized criminal groups and criminal communities (criminal organizations), such an important sign as the method of committing these acts is highlighted. A special feature is noted that distinguishes the methods of committing crimes of an extremist orientation from the methods of committing crimes in other spheres. The opinions of theorists of criminal law and criminalistics regarding the definition of the concept of the method of committing a crime and its content are given.

Keywords: organized crime; methods of committing crimes; ways of concealing traces of a crime; investigative situations.

36. Kharitonov S. S., Smirnov D. V. On consideration by military courts of a civil claim in a criminal case (based on examples of judicial practice)

Resume. The article provides examples from the practice of military courts on compensation by guilty servicemen for damage caused by a crime.

Key words: military courts, civil claim, serviceman, compensation for damage from a crime.

37. Shumilin A. V. On the issue of the grounds and conditions for the release of a serviceman from criminal liability for evading military service

Resume. Based on the theory of the issue and the practice of applying legal norms, the article examines some problematic issues of the grounds and conditions for the release of a serviceman from criminal liability for evading military service.

Key words: evasion of military service, military personnel, criminal liability of military personnel, grounds for exemption from criminal liability, conditions for exemption from criminal liability.

38. Sinyaeva N. A., Fedulkina I. A. The main directions of improving the international legal regulation of the use of means of countering genocide in the course of armed conflicts

Annotation. In this article, the authors address internal and external factors, including global challenges and negative political and ideological factors that cause the manifestations of genocide in armed conflicts, despite its international legal prohibition. The authors note that the existing international legal means of protecting the victims of genocide in the conditions of modern armed conflicts are not perfect. Noting the current trends in the development of international law, military-legal and humanitarian-legal doctrines on the considered aspects of genocide, the authors note the need to systematize the signs and specifics of genocide. In addition, the authors pay special attention to the fact that the problematic issues of the quality, effectiveness, sufficiency, and compliance with the challenges of modernity of the existing international legal means of protecting the victims of genocide in the context of the escalation of local armed conflicts of our time have not yet received a proper doctrinal analysis.

Key words: genocide, humanitarian and legal doctrine, armed conflicts, mass crime, international control.

39. Kholikov I. V. Political-Legal Aspects of Chinese Space Program

Abstract. The article reveals the contents of space program of the PRC, considers the issues of legal regulation of China's activity in space, assesses the perspectives of such activity, in general, and cooperation with Russia, in particular. The emphasis is given to the recent changes in the military legislation of the PRC, which expands the China's opportunities to exercise its sovereignty, inter alia, in space, and to its ambitious plans of space exploration. The conclusions on dual nature of state regulation of space activity of PRC and the necessity to further study Chinese legal system are stipulated.

Keywords: space program of the PRC, peaceful space exploration, space industry, national defence, military legislation, international cooperation.

40. Chernyavsky A. G. Humanitarian intervention in international relations and its international legal legitimacy

Annotation. In this article, the author examines the concept of the doctrine of humanitarian intervention, including unilateral, and its connection with state sovereignty as a fundamental principle and the basis of the modern world order. According to the author, the purpose of this thesis is to determine whether an armed humanitarian intervention undertaken to prevent or suppress significant violations of human rights is legitimate from the standpoint of international and international humanitarian law.

Keywords: humanitarian intervention, doctrine, principles of international law, human rights, sovereignty, use of force, abuse.

2021. № 5

1. Koryakin V.M. Military law and legal awareness of military personnel

Annotation. The article deals with theoretical issues related to the definition of the essence

and content of military law as a branch of scientific knowledge. The definition of the concept of "military law as a science" is formulated, the subject areas of military law science are disclosed, its functions and correlation with military science are determined. A brief historical ex-course is given and the genesis of military law as a science is shown, the formation of military law as a subject of dissertation research is shown, statistical data on dissertations on military law defended in the period 1941—2021 are analyzed, some opinions are expressed regarding the prospects for the development of military law as a science.

Keywords: military law; military science; military-legal science; functions of science; dissertation research.

2. Skrynnik A.M. The system of auxiliary fleet management and training of naval personnel for auxiliary vessels and Naval harbors in the USSR: a brief historical and legal aspect

Abstract. The article provides a brief historical and legal analysis of the origin and development of the management system of the auxiliary fleet of the Navy (Navy), the system of training of ordinary and command personnel for auxiliary, hydrographic, emergency (search) and rescue vessels and harbors of the Navy (Navy) in the USSR. Step-by-step milestones of the formation of the system of training of ordinary naval personnel have been set: in vocational schools of the Main Directorate of Labor Resources for the Navy; specialized educational institutions of the Navy – Navy) - jung schools; schools of training of ordinary naval personnel; nautical schools. The leading role in the preparation of the entire range of training of command personnel of naval personnel for the auxiliary fleet – the Naval Navigation School (Navy) and the Naval Technical School (Navy) is revealed.

Keywords: system, management, ordinary naval personnel, vocational schools, jung schools, training schools for ordinary naval personnel, nautical schools, command naval personnel, naval school of the Navy(F), technical school of the Navy(F), auxiliary vessels of the Navy(F), hydrographic vessels of the Navy(F), emergency (search) and rescue vessels of the Navy(F).

3. Trofimov M.V. The theory of protection of the rights and legitimate interests of military organizations as subjects of financial legal relations from the standpoint legal conflict resolution

Annotation. In the article, based on the achievements of the theory of legal conflictology, an attempt is made to formulate a scientific approach that can be used as the basis for the activities of military organizations to protect their rights and legitimate interests in relations with state bodies vested with power in the financial sphere, and other persons in financial legal relations.

Key words: military organizations, financial and legal status of military organizations, conflictological approach, protection of the rights and legitimate interests of military organizations.

4. Yakovets E.N., "Prague Spring" as a mirror of the "color revolution"

Abstract. The article analyzes the events of the "Prague Spring", as a result of which the troops of the States parties to the Warsaw Treaty Organization were introduced into Czechoslovakia. The assessment of the degree of interference in the internal affairs of this country of the NATO bloc is given. An analogy is drawn between the Czechoslovak events of 1968 and the scenarios of "color revolutions" initiated by Western countries in subsequent periods. The reasons why the Soviet servicemen who took part in these events do not have the status of participants in hostilities are considered. It is said about the expediency of using certain provisions of the "Brezhnev doctrine" in relation to modern conditions.

Keywords: "socialism with a human face"; destabilization of the situation; mass protests; intervention of NATO countries; training of spies and saboteurs; Operation Danube; military operations; "the Brezhnev doctrine".

5. Zakharov P.A. Administrative procedural actions in the activities of officials of border authorities in the conduct of an administrative investigation in cases of administrative offenses

Annotation. In this article, based on the analysis of various theoretical and legal sources and individual judicial acts, an attempt is made to clarify the conditions for diagnosing an administrative investigation in the activities of officials of border agencies in the implementation of proceedings in cases of administrative offenses.

Key words: administrative procedural action; a measure of ensuring the proceedings in a case of an administrative offense; administrative investigation, border authorities.

6. Kalashnikov V.V. Creation of military training centers: issues of improving legal regulation

Annotation. The subject of this article is the powers of various bodies to create military training centers in civilian universities. The statistics of the creation of such centers are analyzed, an explanation of the innovations in the regulatory regulation of their activities is given, some problems of the legal regulation of the activities of military training centers are identified and ways of solving them are shown.

Key words: creation of a military training center, training of reserve officers and personnel in civilian universities.

7. Serdyukov S.V., Korostelev A.S. Bringing military personnel to administrative responsibility and the influence of the interests of military service on this procedure.

Annotation. The article is devoted to the peculiarities of the procedure for bringing military personnel to administrative responsibility in court. The role of the command of military units in the consideration of cases of administrative offenses committed by servicemen and the influence of the interests of military service on administrative punishment is analyzed. A critical analysis of the current legal regulation of these issues is carried out, the rationale for the conclusion about the need to amend the Code of Administrative Offenses of the Russian Federation in terms of the command of a military unit and its participation in court proceedings in this category of cases is provided.

Key words: Interests of military service, administrative responsibility, servicemen, commander of a military unit.

8. Shenshin V.M. On strengthening criminal and administrative responsibility for the illegal sale of weapons, their main parts, ammunition, explosives and explosive devices and on the powers of the Rosgvardiya in the field of arms trafficking

Abstract. The article presents some features of increasing the level of protection of human and civil rights and freedoms protected by criminal law, public order and public safety, prevention of crimes related to illegal trafficking in weapons, their main parts, ammunition, explosives and explosive devices. It is noted that the Rosgvardiya in its activities to control the circulation of weapons is guided by the main social demand – ensuring safe conditions for the circulation of weapons and maintaining a balance between private, public and commercial interests.

Keywords: administrative responsibility; national guard troops; arms trafficking; criminal liability.

9. Babaytseva E.S., Bolshakova V.M., Naumov P.Y. Issues of performing the duties of military service when providing medical care to military personnel or passing a medical examination by them

Annotation. The subject of the research in the article is the provisions of the federal legislation regulating the performance of military service duties by military personnel when providing them with medical care, being treated, following to the place of treatment and back, as well as passing a medical examination. A comparative analysis of these legal norms with the norms

regulating other types of public service (services in internal affairs bodies, enforcement bodies, customs authorities, etc.) was carried out. Based on the study of the literature and regulatory legal acts, it is proposed to clarify the provisions of the sub-item. "z" item 1 of Article 37 of the Federal Law "On Military duty and military service".

Keywords: federal state service; military service; treatment; performance of military service duties; medical examination and examination; military-medical examination; guarantees and compensations; explanations; application of law.

10. Zaikov D.E. Parental leave granted to military personnel who are not his parents

Annotation. The article deals with the problem of granting parental leave to female servicemen who are not the mother (adoptive parent) of a child. The lack of legal regulation of this issue, contradictory law enforcement and judicial practice actualize the need to resolve the problem under consideration in the legislative order. The author suggests regulating these relations by analogy with the procedure established for employees of internal affairs bodies.

Key words: female military personnel, grandmother, parental leave, maternal care.

11. Kharitonov S.S., Mironov V.S. On the relevance of the interpretation of legal regulations in the field of housing for military personnel in relation to the materials of military judicial practice

Resume. The article with reference to court decisions of military courts in the field of housing for military personnel presents legal approaches to resolving disputes in this area.

Key words: military courts, judicial practice, housing for military personnel.

12. Martynenka I.E. Legislative regulation of perpetuating the memory of those who died in the Great Patriotic War: the experience of the Republic of Belarus

Annotation. The article deals with the current problems of legal protection of military-historical heritage, analyzes the new legislation of the Republic of Belarus, the experience of establishing which can be useful and taken into account when organizing counteraction to crimes in this area. The purpose of the article is to reveal the content of new normative legal acts adopted to perpetuate the memory of those who died in the Great Patriotic War.

Keywords: legislation on the protection of objects of military-historical heritage; perpetuation of memory; protection of historical and cultural monuments; abuse of the monument to the defenders of the Fatherland.

13. Shcherbak S. I. Civil society and its opportunities for the formation of patriotism among young people

Abstract. The article presents the author's point of view on the activation of the activities of civil society institutions in the interests of patriotic education of young people.

Key words: civil society; the state; national security; patriotic education; youth.

14. Lomakina T. V. Current issues of social partnership in military units (military organizations) Armed Forces of the Russian Federation

Annotation. This article examines issues related to the organization of social partnership in the Armed Forces of the Russian Federation on the basis of the Industry Agreement signed by its parties between the Professional Union of Civil Personnel of the Armed Forces of Russia and the Ministry of Defense of the Russian Federation for 2020—2022, as well as cooperation in the field of employment and employment of civilian personnel, compliance with labor legislation, ensuring healthy and safe working conditions, and social protection of employees. The article examines the practical experience of the implementation of the signed agreement at the level of the Armed Forces of the Russian Federation and the collective agreements concluded in military units (military organizations).

Keywords: civil personnel of the Armed Forces of the Russian Federation, trade unions in the Armed Forces of the Russian Federation, social partnership, collective agreements and agreements, labor protection, social protection of civilian personnel.

15. Kharitonov V.S. On the question of the characteristics of an employee of a military unit as a party to an employment contract

Resume. The article provides a brief analysis of the labor capacity and labor personality of an employee of a military unit, the basic rights and obligations of an employee.

Key words: civilian personnel of military units, employee, labor law, labor contract, labor relations.

16. Bogunova A.A. Corruption risks most typical for military organizations

Annotation. The article reveals the corruption risks that are most typical for military organizations. On the basis of statistical data on corruption crime, the content of corruption risks is disclosed, their classification is carried out, the peculiarities of the manifestation of risks in the sphere of national defense and ensuring the military security of the state are revealed. Some proposals on minimizing corruption risks in the military organization of the state are formulated.

Keywords: military organizations, corruption, corruption crime, the effect of corruption, corruption risks, corruption situations.

17. Zemlin A.I. Topical issues of minimizing corruption risks in the field of procurement for the needs of the Armed Forces of the Russian Federation

Annotation. The article presents the results of a systematic legal analysis of the norms of Russian anti-corruption legislation, legislation on the contract system of public procurement, the provisions of legal acts of strategic planning and medium-term nature, correlated to one degree or another with the problem under study. According to the results of the application of the methodology of formal-logical and dogmatic analysis, the conclusion is made that the provisions of the Russian legislation are not reproachful, there are numerous ambiguities and uncertainties that have the nature of corruption. According to the results of the study of the revealed legal conflicts and gaps, it is concluded that the corruption-related nature of the anti-corruption norms of the legislation on the contract system of public procurement has the potential to significantly minimize the anti-corruption opportunities of legislation in terms of corruption prevention, bringing a number of indicators of their content to a high degree of corruption, which does not correspond to the principled approaches decided by the legislator when preparing and conducting the reform of the legislative framework for procurement activities. The analysis of the results of the implementation of the provisions of the National Anti-Corruption Plans using the tools of legal research allowed the author to present a systematic idea of the directions of the state anti-corruption policy in the field of procurement, to identify unresolved problems and unfulfilled tasks from among those set by the President of the Russian Federation, to suggest some directions for their settlement. According to the author, the legalization in the positive law of individual proposals contained in the work can minimize the corruption-causing factors of legislation, contribute to the formation of an anti-corruption legal culture of officials involved in procurement activities, which, in turn, will allow to optimize the legal basis of public procurement, ensure the solution of the task of increasing the legality and efficiency of procurement activities in the interests of the Armed Forces of the Russian Federation.

The article was prepared based on the results of the author's report at the round table "Procurement of equipment, military, special equipment: application of legislation on the contract system", held on August 24, 2021 as part of the International Military-Technical Forum "Army-2021" on the discussion platform of the Patriot Congress and Exhibition Center.

Keywords: anti-corruption, public procurement, state defense order, legal framework, corruption risks, prevention of corruption.

18. Andreev A.V., Kulagina P.I., Kairgaliev D.V., The use of special knowledge in the disclosure and investigation of crimes related to damage to forest plantations (Article 260 of the Criminal Code of the Russian Federation)

Annotation. The article discusses the use of special knowledge in the investigation of crimes related to damage to forest plantations (Article 260 of the Criminal Code of the Russian Federation).

Key words: damage to forest stands; illegal logging of forest stands; Forest Code of the Russian Federation.

19. **Borisov A.V. Genesis of legislation on crimes against minors in the Russian Federation**

Annotation. The article examines the genesis of legislation on crimes against minors in the Russian Federation. The issues of criminal legal protection of the interests of minors at various stages of the development and formation of domestic criminal legislation are considered.

Keywords: genesis of legislation, minors, crimes against minors.

20. **Kirillov P. V. Category "activity" in criminology**

Annotation. Based on the analysis of the philosophical category "criminal activity". The study of the concept of "activity" and its correlation with "activity" has been carried out. The existing points of view on the category of "activity" are highlighted and, on their basis, its features are generalized in living and non-living nature. The meaning of activity in living and non-living nature is revealed. The essential aspects of activity are indicated and on their basis the definition of the concept of "activity" is given. The characteristics of criminal activity are given.

Keywords: criminal activity, activity, its signs, meaning, concept and levels.

21. **Malikov S.V., Makhyanova R.M. The supervisory situation as one of the main components of the development and implementation of prosecutorial tactics**

Annotation. Based on the generalized experience of prosecutorial activity, the article highlights the supervisory situations of each stage of prosecutorial supervision, identifies possible factors affecting the definition of its type. It is proved that the supervisory situation (its specific conditions) controls the process of developing and implementing the tactics of prosecutor's supervision. The concepts of tactics and methods of prosecutor's supervision are clarified.

Keywords: prosecutor's office bodies; prosecutor's supervision; supervisory situation; tactical decision; tactical technique; tactics of prosecutor's supervision; methods of prosecutor's supervision.

22. **Roganov S. A., Naiman S. A. Problems of using unmanned aerial vehicles with the function of photographing, as a technical and forensic tool used to collect traces of a crime**

Annotation. The article deals with the issues related to the use of scientific developments related to the introduction of new technical and forensic tools in practical activities. The analysis of the use of unmanned aerial vehicles with the function of photographing in the investigation of crimes is presented.

Key words: technical and forensic tools, unmanned equipment, photography, traces of a crime.

23. **Subanova N.V. Submission of materials by state control (supervision) bodies when detecting signs of a crime: procedural aspects**

Abstract. The legislation at the moment does not establish a reliable mechanism for interaction between control bodies and bodies of preliminary investigation with regard to the issue of sending materials when signs of crime are detected. Amending both the criminal procedure law and the legislation on state control (supervision) would contribute to eliminating this kind of gap.

Key words: crime, criminal procedure, control, supervision, material, case, interaction, law, regulations.

24. Kharitonov S.S., Vorobyov A.G. On the issue of qualifying corruption crimes: some aspects from the standpoint of the practice of the Military Court of Cassation

Resume. The article examines some issues of the establishment by the Military Court of Cassation of an exact correspondence between the signs of a committed socially dangerous act recognized as "corrupt" and the signs provided for in the norms of the criminal law.

Key words: qualification of crimes, corruption crimes, military courts.

25. Shumilin A.V. Some questions of criminal law characteristics of desertion

Resume. The article deals with some issues of qualification of desertion. An analysis of the law enforcement practice for this crime is given. Attention is drawn to the delimitation of desertion from adjacent teams.

Key words: evasion of military service, crimes against military service, desertion.

26. Leontiev V. N. Legal basis for the participation of the military contingent of the Russian Federation in the Collective rapid reaction forces of the Collective security treaty organization

Abstract. The article deals with the issues related to the legal basis for the use of the military contingent of the Russian Federation as part of the Collective Rapid Reaction Forces of the Collective Security Treaty Organization in the performance of special tasks (in a counter-terrorist operation). The role and place of this military contingent of the Russian Federation as a whole in this area are shown.

Keywords: state security; military organization; military contingent; counter-terrorist operation; martial law; powers; restrictions

27. Taradonov S. V. Problems of implementing the prohibition of weapons of mass destruction deployment in space

Annotation. The article examines the system of legal and organizational means that ensure a prohibition of weapons of mass destruction deployment in space. The author covers a significant layer of regulatory sources, analyzes the system of international and domestic bodies and organizations that control the process of space militarization. Special attention is paid to the stages of the formation of the international security system that ensures the prohibition of weapons of mass destruction deployment in space.

Keywords: space, militarization of space, weapons of mass destruction, international organizations, prohibition of weapons of mass destruction deployment in space.

28. Sheirenov B.Sh. The Armed Forces of the Kyrgyz Republic in the period of acute political and social crises in the post-Soviet period

Abstract: the article analyzes the historical path of the formation of the Armed Forces of the Kyrgyz Republic during periods of acute internal political and social crises, the problems of the legal situation and the procedure for the use of the Armed Forces of Kyrgyzstan within the country, the relationship between the army and political power, as well as the need for detailed regulation of the use of the Armed Forces in crisis situations..

Keywords: armed forces, military law, external and internal functions of the armed forces, problems of using the Armed Forces inside the country.

29. Kholikov I.V. History and Theory of Military Law in the First Fundamental Research

Abstract. The article gives a review of the first volume named "History and Theory of Military Law" of the monograph "Military Law", comprised by the group of authors under the edition of the Corresponding Member of the Russian Academy of Sciences, Doctor of Law, Professor A.N. Savenkov and Doctor of Law, Professor A.V. Kudashkin.

Keywords: army, military law, military security, military legislation, armed conflict, state organs and organizations, defence, threat.

2021. № 6

1. Denisov D.I. Topical issues of legal regulation of the use of voluntary people's squads in the protection of the State Border of the Russian Federation (using the example of the Border Department of the FSB of Russia in the Republic of Karelia)

Annotation. In this scientific work, a legal assessment of the effectiveness of the institute of the voluntary people's squad for the protection of the state border of the Russian Federation is made. As an example, the activity of squads on the territory of the Republic of Karelia is considered. In the conditions of modern methods of building border protection, during the analysis of the current legislation in this area, legal barriers that prevent the effective use of the squad in protecting the border of the Russian Federation are identified. In addition, the work considers a stimulating component that encourages citizens to willingly join the ranks of the squad and provide assistance to border guards. Some ways of solving problems that require approbation in the border regions of the Russian Federation are proposed.

Keywords: voluntary people's squad, protection of the state border, squad, border service of the FSB of Russia, rules of the border regime.

2. Koryakin V.M. Correlation of the concepts of "protection" and "protection" in the field of transport security

Abstract. The article presents a comparative legal analysis of the concepts of "protection" and "protection" in relation to the field of transport security. Various points of view on the relationship of these concepts are presented, their similarities and differences are revealed, the author's point of view on this issue is presented. It is shown that despite the purely theoretical nature of the issue under consideration, the correct interpretation of these concepts will increase the efficiency of the subjects of transport security

Keywords: security; protection; transport security; departmental security; transport security units

3. Krishtopov S.V. Scientific and practical commentary to the decree of the president of the Russian federation of 02.07.2021 № 400 «On the national security strategy of the Russian Federation»

Annotation. The article analyzes Presidential Decree № 400 dated 02.07.2021, which approves a new State National Security Strategy, in terms of retrospective and directions of further development of anti-extremist legislation. The article comments on the changes in comparison with the previous version of the National Security Strategy, identifying positive and negative aspects. Particular attention is paid to the newly introduced concepts (wording) and the prerequisites for their adoption. In addition, the article provides a forecast of further development of both general and special legislation in the field of combating extremism.

Keywords: extremism, counter-extremism legislation, national security strategy, criminal law.

4. Shenshin V.M. The place of the National Guard troops in the system of ensuring state and public security in the fight against terrorism and extremism

Abstract. The article presents an assessment of the National Security Strategy of the Russian Federation from the point of view of countering terrorism and extremism. It is indicated that the National Guard troops, along with other law enforcement agencies, play a key role in the system of ensuring state and public security in the fight against terrorism and extremism, which determines the leading place of the troops in the specified system of ensuring national security. The main trends in countering terrorism are revealed. The analysis of the criminal legislation

regulating the peculiarities of bringing guilty persons to criminal responsibility is carried out. It is noted that the question of whether certain actions are public calls to carry out extremist activities or to carry out actions aimed at violating the territorial integrity of the Russian Federation, as well as incitement to hatred or enmity, as well as humiliation of human dignity, is within the competence of the court.

Keywords: National Security Strategy of the Russian Federation; National Guard troops; state and public security; terrorism; extremism.

5. Aulov V.K. Defining information in information security documents: problems of understanding and ways to solve them

Abstract. Based on the analysis of existing approaches to the definition of the term "information" in information security documents, the author's formulation of the same term is proposed, which takes into account the features of the legal structure of the legal institute of information security to the maximum.

Keywords: information security, information carrier, information impact, object of informatization, information protection, cybersecurity, information warfare.

6. Afanasyev V.S., Shamarov V.M. Prerequisites for the formation and characteristic features of a socially oriented state

Annotation. The article examines the views of theorists of law on the formation of the social and its primary basis - a socially oriented state, analyzes its class content, prerequisites for formation, highlights the characteristic features, techniques, means, ways of building the foundation of such a state.

Keywords: social state, socially oriented state, class content and prerequisites for the formation of a socially oriented state, methods and methods of its construction.

7. Vishnyakov M.M. To the issue of legal liability of members of the Separate Internal Guard Corps (1811—1864)

Annotation. The purpose of the article is to investigate the organizational and legal issues of legal liability of military personnel of the Separate Corps of Internal Guard of the Russian Empire (1811—1864), to disclose the features of punishments applied to military personnel.

Key words: legal responsibility, punishment, military personnel, internal guards, OKVS, military order, offense.

8. Glukhov E.A. Formation of military-administrative law in the views of theorists of military and legal science

Abstract. The article attempts to identify the relationship between the development of European armies on the state of military law. The works of military leaders, philosophers, jurists of that time regarding military construction are analyzed, the state's need for specific military legislation is established. The author focuses on the genesis of theoretical concepts in the field of military administration, military administration and their components.

Keywords: military administration, development of military affairs, the Russian army, military reforms, military construction, military service, management defects, military theorists.

9. Zharkoy M.E. Issues of systematization of emergency legislation and its impact on the change in the organizational and legal foundations of the activities of punitive bodies in the Soviet State in the 1920s

Abstract. Based on the analysis of the regulatory framework and bibliographic sources, the paper examines the dynamics, consistency and evolution of legislation on the extraordinary circumstances of Soviet Russia during the period of restoration and development of the national economy after the end of the civil war and foreign military intervention. Attention is drawn to the steady trend towards systematization of emergency legislation and its influence on the

improvement of the organizational and legal basis of the activities of law enforcement agencies. In the conclusion, conclusions are drawn and recommendations are made on the possibility of applying the accumulated experience in the conditions of the possible emergence of special state-legal states.

Keywords: regulatory and legal framework, emergency situations, martial law, law and order, public security, fight against crime, troops and organs of the OGPU, militia, quasi-judicial justice, repression

10. Kirillov P. V. The level of criminal activity

Annotation. Based on the analysis of the philosophical aspects of the "level of activity", the level of criminal activity is considered. An acceptable model for the study of the level of activity is indicated. The study of its various aspects was carried out: progressive development (result, quality); development intensity (pace, growth); violation of resistance to self-preservation. The classification is given to the level of activity. The essential aspects of the level of activity are generalized and, on their basis, the characteristics of the level of criminal activity are given. The existing in criminology approach to determining the level of criminal activity is disclosed.

Keywords: criminal activity, level of activity, its sides and classification.

11. Ovcharov A.V. Legal assessment of the use of violence by non-state structures

Abstract. The article is devoted to the consideration of the possibility of granting non-state structures, namely private military and security companies, the right to use violence. The article briefly examines the history of the issue of the state's right to legitimate violence as a component of state sovereignty in the works of various researchers. The author analyzes the activities of private military companies in modern military conflicts, provides various facts of their activities and concludes that granting such structures the right to violence on the one hand destroys the state, and on the other generates crime in the military sphere.

Keywords: sovereignty, legitimate violence, origin of the state, crisis of modern civilization, globalization, crime, military conflict, private military company, state.

12. Chipiga I.V., Lomakina T.V. Acts of the European court of human rights in the Russian legal system

Annotation. There are different legal positions in the decisions of the Constitutional Court of the Russian Federation and judicial acts of the European Court of Human Rights in some issues. If the judicial acts of the European Court of Human Rights show a violation of international normative acts and a contradiction to the Constitution of the Russian Federation, Russia may not execute such judicial acts.

Keywords: The Constitution of the Russian Federation, the Constitutional Court of the Russian Federation, the Supreme Court of the Russian Federation, the European Convention for the Protection of Human Rights and Fundamental Freedoms, the European Court of Human Rights.

13. Gundzilovich I.V. Official secrets in the field of defense and some issues of responsibility for the disclosure of information related to it

Adaptation. The article is devoted to the essence and content of the concept of "official secret in the field of defense", which was recently officially established by the Federal Law "On Defense" , as well as some aspects of legal responsibility for the disclosure of information related to this type of information of limited distribution. It is shown that the official consolidation of this concept at the legislative level is dictated by the interests of ensuring the security of the state and therefore some restrictions imposed in this regard on military personnel and civilian personnel cannot be regarded as detracting and limiting the constitutional rights of citizens.

Keywords: secret; official secret; official information of limited distribution; national security; national defense.

14. Meleshko P.E., Kharitonov S.S. On consideration by the Military Court of Cassation of complaints against court decisions in cases of administrative offenses (based on materials of military court practice)

Resume. The article, using examples from the judicial practice of the Military Court of Cassation, confirms the thesis that it is the judicial procedure for considering complaints against decisions in cases of administrative offenses that is a reliable guarantee of protection from illegal bringing of citizens to administrative responsibility.

Key words: administrative responsibility of servicemen, administrative offense, military courts.

15. Nasyrov D.V., Balitsky A.A. The troops of the National Guard of the Russian Federation as a subject of the state system of countering youth extremism

Abstract. The article is devoted to the study of the concept and essence of youth extremism, the analysis of the state system of countering youth extremism, as well as the characteristics of the troops of the National Guard of the Russian Federation as an appropriate subject of countering youth extremism

Keywords: youth extremism; countering youth extremism; state system of countering youth extremism; troops of the National Guard of the Russian Federation.

16. Roshchin S.R., Zemlin A.I. Fundamental approaches and directions for improving the activities of the legal service of the Russian National Guard troops: from experience to prospects

The article discusses the fundamental approaches and directions for improving the activities of the legal service of the Russian National Guard troops. Based on the application of the method of complex legal research and comparative jurisprudence, the author's understanding of the principles of the activities of the National Guard troops is given and their substantive characteristics are given. The research results can be used in the organization of legal work and in educational practice. The proposals for improving federal legislation and departmental regulatory legal acts are also substantiated.

Key words: activity; legal service; established areas of activity; legal measures; principles of activity; legality; basic ideas; fulfillment of duties of military service.

17. Feoktistova O.Yu. Environmental information availability and compliance state secrets

Resume. The article discusses the issues of legal regulation of the right of citizens to a favorable environment, to reliable, complete and timely information about its state, analyzed a new concept of environmental information, enshrined in the Federal Law of the Russian Federation "On Environmental Protection", considered mechanisms for the implementation of citizens' rights to receive environmental information subject to the regime of state secrets in relation to military and defense facilities.

Key words: environmental information, information about the state of the environment, the rights of citizens in the field of environmental protection, environmental safety, protection of state secrets, military and defense facilities, defense and security of the state.

18. Alexandrova N.G., Ivanov V.Yu., Kirichenko N.S. About the terms of providing military personnel with living quarters for permanent provision

Abstract. One of the important directions of social security of military personnel by the state is the realization of their right to receive residential premises for permanent residence. The article considers the issue of regulatory regulation of the terms of implementation of such a right, and also makes recommendations for improving the legislation of the Russian Federation regulating this issue in order to increase social guarantees for military personnel

Keywords: military service, provision of housing for military personnel, living quarters, social guarantees

19. Malakhanov A.V., Kharitonov S.S. Collection of monetary funds from military personnel (based on the materials of judicial practice)

Annotation. The article on the materials of the judicial practice of military courts considers the issues of recovery from military personnel and persons dismissed from military service, as unjust enrichment of unjustifiably paid amounts of monetary allowance.

Keywords: military court, military personnel, salary, collection, unjust enrichment, payments

20. Potapov M.G. Problems of civil restrictions and prohibitions in the status of a soldier

Annotation: the article outlines the problems of civil law restrictions and prohibitions in the status of a serviceman. These problems are due to scientific, theoretical and regulatory issues of understanding, types, content of the legal status of an individual and his legal restrictions and prohibitions. Attention is drawn to the ambiguity of the terminological apparatus concerning the legal status of the subject, civil-legal restrictions and prohibitions in the rights of military personnel. It is concluded that it is necessary to make appropriate additions and clarifications to the Federal Law of 27.05.1998 N 76-FZ "On the status of military personnel" in order to avoid ambiguous interpretation of restrictions and prohibitions in the status of military personnel.

Keywords: civil law restrictions and prohibitions, the status of military personnel, scientific activity, entrepreneurial activity, scientific and regulatory uncertainty, legal responsibility.

21. Tsutsiev S.A. Security of military service in the aspect of the implementation of social guarantees for safe work, for the protection of life and health of military personnel

Annotation. This article shows that the guarantees declared to military personnel at the federal level for safe work, for the protection of life and health currently in the Armed Forces of the Russian Federation cannot be fully implemented due to the imperfection of both the concept of security of military service and the mechanism of its implementation. In order to eliminate discrimination against social guarantees of military personnel, according to the authors of the article, it is necessary to harmonize departmental documents of the Ministry of Defense of the Russian Federation with regulatory legal and other acts regulating occupational health and safety.

Keywords: safety, military service, labor, factors of military service, factors of the production environment: harmful, dangerous, protection of life and health, social guarantees, hygiene

22. Zaikov D.E. Legal training of personnel of the Armed Forces of the Russian Federation: new legal regulation

Annotation. The development of legal literacy and legal awareness of citizens is an important task of the state policy aimed at the formation of a high legal culture that ensures the implementation of the most important values and principles of society, rights, freedoms and legitimate interests of citizens. In the article, the author examines the new legal regulation of the institute of legal education, which aims to form the theoretical basis of legal consciousness and improve the legal culture of the personnel of the Armed Forces of the Russian Federation.

Key words: legal training, legal culture, military personnel, legal minimum, verification of legal knowledge.

23. Meshchangina E.I. Legal regulation educational activities of military universities

Abstract. The article deals with the educational activities of military universities within the current legal framework. Training of qualified military personnel is a priority in the

development of the Armed Forces of the Russian Federation. The integration of military education into the unified educational space of the country creates new opportunities for sustainable recruitment of troops. The combat readiness and ability of future officers to perform combat tasks in modern conditions requires bringing the content and quality of training of cadets in accordance with the new requirements of society and the state. The formation and development of the legal framework of military educational organizations contributes to ensuring not only "clarity and stability" in the educational activities of military universities, but also to improving the skills of military personnel of the Armed Forces of the Russian Federation.

Keywords: military education; laws; education; cadet; society; priority; state; military training; legal framework.

24. Yumkina E.A., Volkov V.V. Topical issues of military acmeology

Resume. The article provides an overview and analysis of current topical issues of military acmeology. An attempt is presented to realize the logical continuity of the concepts and laws of general acmeology to the specifics of military activity. It has been established that acme and kate for a serviceman is associated with the allocation of two aspects: objective and subjective, on each of which pairs of opposite categories are distinguished: victory and defeat, heroism and betrayal. Of particular importance is the formation of a list and the development of a system for diagnosing the qualities of a soldier's personality, allowing him to show heroism at a subjective level and defeat the enemy in the realities of hostilities. These qualities have already become the subject of analysis of psychologists and are integrated into the collective image of an outstanding commander. The laws, reflecting the essence of the movement towards Acme, arm, on the one hand, with the conviction that the highest Acme (victory) is achievable, and on the other, give a clear view of the situation and the absence of illusions that the path to victory is linear and devoid of difficulties. Overcoming katabole is an important part on the road to acma. Both of these states are linked, and without knowing the starting point, as well as the point of ultimate destruction, it is impossible to clearly build the ideal of the final acme. Based on the regularity of setting and achieving the highest ideal and the principle of the acmeological approach in education, a methodology for educating military personnel is proposed.

Key words: fundamental acmeology, military acmeology, military acme, educational ideal

25. Baboshkin P.I. Review of legal and organizational decisions adopted within the period of the new COVID-19 coronavirus infection in order to secure observation in the course of cassation proceedings of constitutional guarantees of judicial protection of rights, freedoms and lawful interests of military personnel and their family members

Abstract. Within the context of the analysis of the directions of supreme legal instances and bodies of the judiciary, the author provides information about specific managerial decisions adopted within the pandemic period of the new COVID-19 coronavirus infection regarding the arrangement of reviewing under cassation procedure of judicial acts in civil and administrative cases related to the protection of rights, freedoms and lawful interests of military personnel and their family members. Special attention is paid to guarantees of justice access in the field of the protection of human rights and basic freedoms and reduction of the duration of court proceedings in cassation instances with observation of procedural requirements for maintaining the balance of rights of the parties by Cassation Courts Martial.

Key words: protection of human rights and basic freedoms; justice; access to justice; balance of rights of the parties in proceedings; cassation court.

26. Mamonova M.V. Problems of implementation and the main directions of improving the protection of property rights of military organizations in the Russian Federation

Abstract. This article examines the current state of the legal status of property and civil rights of military organizations, analyzes the problems of implementation and the main directions of improving the protection of property rights of military organizations in the Russian Federation.

Keywords: military organization, military law, military unit, Armed Forces of the Russian Federation, state regime, property rights, Ministry of Defense of the Russian Federation, military administration bodies.

27. Makhyanova R.M. Correlations of the concepts of "tactics" and "methodology" in professional supervision

Annotation. The article reveals the content and interrelation of the concepts of tactics and methods of prosecutorial supervision, author's definitions of these concepts are given.

Keywords: prosecutorial bodies; prosecutorial supervision; tactics of prosecutorial supervision; methods of prosecutorial supervision.

28. Zemlin A.I., Kravtsov V.V. Disciplinary responsibility of military personnel for violations of legislation in the field of protection of state secrets: issues of theory and practice

Annotation. The article analyzes certain aspects of bringing servicemen of the Armed Forces of the Russian Federation to disciplinary responsibility for violations of legislation in the field of protection of state secrets, which, according to the authors, have a high degree of relevance and practical significance. Based on the application of the methodology of the system-legal approach, theoretical problems related to understanding the essence, features and grounds for applying disciplinary liability to military personnel for violations of legislation in the field of protection of state secrets are considered. The formal logical analysis leads to the conclusion that, despite a sufficiently significant layer of scientific papers on the studied and comparable to the subject component of the problem, there are a number of unresolved theoretical issues of a fundamental nature. The use of the tools of the formal-dogmatic approach leads to the conclusion that there are gaps and contradictions of legal regulation, entailing problems of law enforcement. According to the results of the study, the authors indicate the urgent need and urgent need to provide military administration bodies, commanders and chiefs with scientifically sound methodological recommendations for the implementation of administrative procedural activities in order to make legitimate and informed decisions on the facts of offenses, to prevent violations of the rights and legitimate interests of military personnel and military organizations. The concluding part of the article summarizes the need for further scientific study of issues related to the involvement of military personnel guilty of violating the legislation of the Russian Federation on state secrets to disciplinary responsibility.

Keywords: military law, military personnel, responsibility, state secret, disciplinary responsibility.

29. Kalashnikov V.V. Bringing military personnel to financial responsibility for damage caused to another military department

Abstract. The article considers the issues of bringing military personnel to material responsibility for causing real damage to property assigned to a military unit (organization) of another military department, for example, during the joint performance of tasks.

Keywords: material liability of military personnel, material damage, military unit.

30. Mironov V.S., Kharitonov S.S. Material liability military personnel: practical questions from the analysis military judicial practice

Resume. Using the examples of court decisions of military courts, the article examines some problematic issues of law enforcement practice when bringing military personnel and persons dismissed from military service to financial responsibility.

Keywords: military service, serviceman, material responsibility of servicemen, military courts, military judicial practice

31. Naydenov I.N. Financial responsibility of military personnel: what the commander (chief) should remember

Abstract. Based on the analysis of legislative and other regulatory legal acts of the Russian Federation, law enforcement and judicial practice, as well as the personal experience of the author, who served in the military post of garrison chief, a brief memo for commanders (chiefs) of military units (organizations) on the issue of bringing military personnel to financial responsibility is proposed in the article.

Keywords: commander, chief, soldier, financial responsibility, legal responsibility, damage.

32. Naidenov I.N., Maistrenko V.S. On some issues of material responsibility of military personnel from among the flight personnel of aviation military units (divisions)

Abstract. Based on the analysis of legislative and other regulatory legal acts of the Russian Federation, law enforcement and judicial practice, as well as the personal experience of the author, the article considers the issues of bringing military personnel undergoing military service in flight personnel positions to financial responsibility. The relevance of the topic under consideration is due to the fact that the question often arises whether aviation equipment is transferred "under the report". The high cost of aviation equipment further actualizes the problems of the topic under consideration.

Keywords: serviceman, material liability, legal liability, damage, aviation, flight personnel.

33. Cheshko V.Yu. Administrative responsibility of military personnel in the Republic of Belarus

Annotation. The article analyses the legal rules governing the grounds for bringing military personnel to administrative responsibility in the Republic of Belarus. Administrative penalties that can be applied to military personnel are determined, as well as restrictions on the application of individual penalties and the procedure for exempting military personnel from administrative responsibility are considered. Some legal problems in this area are identified and possible ways to overcome them are suggested.

Key words: military service, military personnel, administrative responsibility.

34. Yatkevich O.G., Alexandrova N.G. On verification by the Constitutional Court of the Russian Federation of the provisions of the Federal Law "On Financial Responsibility of Military Personnel"

Abstract. The article presents a brief overview of the rulings of the Constitutional Court of the Russian Federation issued following the results of the audit of certain provisions of Federal Law No. 161-FZ dated July 12, 1999 "On the Material Liability of military personnel" for their compliance with the Constitution of the Russian Federation, as well as amendments made to the said federal law following the issuance of relevant rulings.

Keywords: Constitutional Court of the Russian Federation, financial responsibility of military personnel, legality, compliance with the Constitution of the Russian Federation

35. Borisov A.V. On the issue of sanctions for transport crimes

Annotation. The article discusses the types and sizes of punishments imposed for the commission of transport crimes, enshrined in Chapter 27 of the Criminal Code of the Russian Federation. The problems of assigning such a type of punishment as deprivation of the right to hold certain positions and engage in certain activities are considered.

Keywords: sanction of the criminal law norm, transport crimes, sanctions for transport crimes.

36. Iskhakov A.N. Features of the criminalistics characteristics of crimes, related to the illegal sale of narcotic drugs by contactless the method (using the internet)

Annotation. The article deals with the theoretical and practical-problems of combating the illegal sale of narcotic drugs, carried out in a contactless way (using the network internet). The forms and methods of carrying out illegal activities related to the illegal sale of narcotic drugs. They are revealed features of the distribution of narcotic drugs in a contactless way. The criminalistics characteristics of illegal sale is given narcotic drugs, carried out in a contactless way.

Keywords. Narcotic drugs, illegal traffic narcotic drugs, a non-contact method for the production of narcotic drugs, the fight against illicit drug trafficking.

37. Morgulenko E.A., Kharitonov S.S. On some problems of qualification of crimes in the sphere of illicit drug trafficking (based on materials of military court practice)

Resume. The article provides examples from military judicial practice on the problems of qualifying the sale of narcotic drugs, including as a single criminal act or as a combination of crimes.

Key words: military service, military courts, military judicial practice, narcotic drugs, psychotropic substances, sale of narcotic drugs.

38. Nikonovich S.L., Yurin V.M., Nurushev A.A. The main directions of the search for property stolen at military construction sites

Abstract: The article considers the search for the stolen person as a tactical operation that includes a set of operational search measures, investigative and other actions aimed at establishing the location, detection and seizure of the property sought. The authors argue that the specific search methods used in such an operation are determined not only by the properties of the stolen items and possible ways to hide and implement them, but also by the investigative situation in the criminal case.

Keywords: stolen property, compensation for damage, search, search methods, investigative situations.

39. Pantyuhina I.V. Problems of regulation and interpretation of destruction or damage of military graves, as well as monuments, steles, obelisks, other memorial structures or objects, perpetuating the memory of those who died in the defense of the fatherland or its interests or dedicated to the days of military glory of Russia (Article 243⁴ of the Criminal Code of the Russian Federation)

Annotation. The article is devoted to the study of the signs of the corpus delicti provided for in Article 243⁴ of the Criminal Code of the Russian Federation. Their analysis revealed shortcomings in their regulation, in particular, the omission of one of the prepositions, as a result of which the meaning of some subjects of the crime was distorted and the unsuccessful formulation of the purpose of committing the crime, and also the discrepancy between the name of the corpus delicti and its content is shown. On this basis, it is proposed to change the title of the article and adjust its content.

Keywords: the composition of the crime, the subject of the crime, objects of cultural and historical significance, the purpose of the crime, damage.

40. Popov K.I. Justified risk in the conditions of the military service

Abstract. The article analyzes the possibility of using the criminal-legal institution of justified risk to achieve a socially useful goal in military service, identifies specific features of lawful infliction of harm by military personnel with justified risk.

Key words: reasonable risk; socially useful purpose; military service; the rights of the military; the conditions for the validity of the risk; a circumstance precluding the criminality of the act; legitimate harm.

41. Sharipov M.T. Criminalistics characteristics of crimes committed by military services of the Republic of Tajikistan in the areas of the armed conflict (1992—1997)

Abstract. The article examines the category of criminalistics characteristics of crimes, in particular, the forensic characteristics of crimes committed by servicemen of the Armed Forces of the Republic of Tajikistan in the areas of armed conflict (1992—1997).

Key words: forensic characterization of crimes, armed conflict, crime investigation

42. Sudenko V.E. Problematic issues of criminal law science

Annotation. The object of the study of this article is the provisions of criminal legislation that define the only basis for criminal liability, namely, the presence in the deed of the reason for which the law enforcement officer calls a criminal act prohibited by a specific article of the Special Part of the Criminal Code of the Russian Federation, that is, what is a crime. In addition, methodological requirements for the definition of the concept and content of the corpus delicti are considered, which is intended for a deep knowledge of social phenomena, which include crimes. The purpose of the article is to develop and try to make scientifically sound proposals and practical solutions based on the theory of criminal law and understanding of existing practice, aimed both at further improving legislative activity in the field of criminal law and at solving existing problematic problems in relation to the scope of criminal law in practical reality. The author made an attempt to reveal the patterns of harming the rights and legitimate rights of an individual as a biological being, society, and the state as a result of criminal encroachment. To a certain extent, the shortcomings existing in criminal legislation that negatively affect the qualification of crimes, and further on the fight against crime, are investigated, reasonable ways of solving them are proposed.

Keywords: criminal law; crime; corpus delicti; legitimate interest as an object of crime.

43. Yurchenko A.V., Plegansky D.O. On some structural elements of the criminalistic characteristics of illegal extraction and trafficking of especially valuable animals and aquatic biological resources

Abstract: The article reveals the content of the criminalistic characteristics of illegal extraction and trafficking of especially valuable animals and aquatic biological resources. Such structural elements of criminalistic characteristics as the subject of criminal encroachment, the mechanism of trace formation and information about the circumstances of the commission of a crime are considered. The conclusions made in the course of the work, according to the author, will allow to streamline and improve the criminal procedural activities of the border authorities' interrogators during the investigation of these crimes.

Keywords: forensic characteristics, structural elements, interrogators of the border authorities of the federal security service, especially valuable animals and aquatic biological resources.

44. Antonov V.I., Aripov R.M. Problems of military security in the Central Asian region of collective security of the Collective Security Treaty Organization

Annotation. This article mainly summarizes the material on the military-strategic situation in the Central Asian region (CAR), which includes five independent states: the Republic of Kazakhstan, the Kyrgyz Republic, the Republic of Turkmenistan, the Republic of Tajikistan and the Republic of Uzbekistan. Under the existing conditions, the article reveals the state of the region, the existing direct and indirect threats, as well as factors affecting the security of the region as a whole.

Key words: CSTO, security, threat, extremism, separatism, situation.

45. Redkous V.M. General characteristics of anti-corruption areas in the Russian Federation and the Republic of Kazakhstan: comparative legal aspect

Resume. The article highlights the main directions of combating corruption in the strategic planning documents of the Russian Federation and the Republic of Kazakhstan on the basis of an analysis of the provisions of the National Anti-Corruption Plan for 2021 - 2024, approved by the decree of the President of the Russian Federation of August 16, 2021 No. 478, and the Anti-Corruption Strategy of the Republic of Kazakhstan on 2015-2025 years. Shown are both common points and differences in the regulation of the main directions of combating corruption in the Russian Federation and the Republic of Kazakhstan. The composition of corruption crimes and administrative corruption offenses under the legislation of the Republic of Kazakhstan is highlighted, the need to adapt the positive experience of legal regulation of combating corruption of the Republic of Kazakhstan in the Russian context is substantiated

Keywords: state policy in the field of anti-corruption; public service; corruption; anti-corruption; prohibitions; restrictions; duties; conflict of interest settlement; verification of the reliability and completeness of information on income, expenses, property and property obligations; anti-corruption expertise of regulatory legal acts; anti-corruption education; National Anti-Corruption Plan.

46. Sinyaeva N.A. International legal aspects for the deployment of space weapon prohibition

Abstract. The author treats the question of space weapons definition as the way of space militarization within international law. He also analyses the main international efforts in weapons placement prevention in space and their direct and indirect definition of space weapons. The main conclusion is that all restrictions establishments on the space weapons development or attempts of conduct code creation and behavior norms establishments have no results. While discussions on the arms race prevention continue in the United Nations, the actions of some countries encourage other states to prepare for a conflict using space weapons.

Keywords: space weapons, international law, space militarization, military operations, self-defense, key concepts.

47. Kholikov I.V., Shyshko A.A. Formation of international legal protection of cultural property in the event of an armed conflict

Abstract. The article examines the norms of international humanitarian law concerning the protection of cultural property in the event of an armed conflict, the problem issues in the field of compliance with the provisions of international treaties are analyzed. Such issues include the deliberate non-compliance with existing international legal acts, despite the sufficient number of regulations in the field of protection of cultural property in the event of armed conflicts. Using such methods as comparative-legal, formal-juridical, traditional document analysis, the authors stipulate conclusions on the necessity to share information on cultural property threatened by the armed conflict as well as to cooperate in saving such property. The article has been written within the framework of a planned study of the discipline «International Humanitarian Law» at the Institute of Legislation and Comparative Law under the Government of the Russian Federation.

Keywords: armed conflict, The Hague Conventions, protection, cultural property, international humanitarian law, international treaties, the world community, national identity, designation of values, the law of armed conflict.

48. Chernyavsky A.G. Topical issues of consideration of territorial disputes by the International Court of Justice of the United Nations

Annotation. In this article, the author explores the relationship and hierarchy of nine grounds (treaties, geography, economy, culture, effective control, history, uti Possidetis, elitism and ideology) based on the results of the consideration of cases on territorial disputes decided by the International Court of Justice of the United Nations in order to determine whether one particular justification is dispositive or, at least, highly decisive when making a decision by the International Court of Justice. This analysis of case law shows that no basis acts as a rule of

decision-making in the judicial practice of the Border Disputes Court and that the court demonstrates a hierarchical preference for contract law, *uti Possidetis* and effective control, respectively.

Keywords: territorial disputes, treaties, geography, effective control, economy, culture, history, elitism, ideology, *uti Possidetis*.

49. Yatskevich O.G. On the regulation of the financial responsibility of military personnel in some foreign countries

Abstract. The article provides a brief overview of the regulation of the procedure for attracting military personnel to financial responsibility in some foreign countries.

Keywords: financial responsibility of military personnel, foreign experience, practice of foreign states.