

ABSTRACTS, KEYWORDS AND REFERENCES

FOR THE ANNIVERSARY OF THE SCIENTIFIC CENTRE FOR LEGAL INFORMATION UNDER THE MINISTRY OF JUSTICE OF RUSSIA

THE SYSTEM OF LAW ENFORCEMENT MONITORING OF THE MINISTRY OF JUSTICE OF RUSSIA: HISTORY AND PROSPECTS FOR DEVELOPMENT

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Keywords: *Ministry of Justice of Russia, Single Register of Normative Legal Acts, Code of Laws, Scientific Centre for Legal Information.*

Abstract.

Building the information society in the Russian Federation and the participation of the Ministry of Justice of Russia in this become especially significant for the creation and development of a government law enforcement monitoring system. The Decree of the President of the Russian Federation No. 657 of 20th May 2011 "On monitoring law enforcement in the Russian Federation" allows to organise the system for improving the legislation of the Russian Federation in a new way using modern information technologies. It is important to note that a list of registers, classifiers and nomenclatures designated as accounting information systems of federal government bodies was approved by Order No. 584-r of the Government of the Russian Federation of 25th April 2006. The Single Register of Normative Legal Acts of the Russian Federation is among them. This register as a unique information resource is essential for ensuring the information security of the state due to having all the attributes of a basic government information resource. Its state of protection is an important element in efficient public administration. According to the author, there is an urgent need to develop and submit, within the framework of development of a government law enforcement monitoring system, proposals to the country's leadership on the creation of the Code of Laws of the Russian Federation, also in electronic form, under the guidance of the Ministry of Justice of the Russian Federation using the unique experience, information resources and technologies of the Scientific Centre for Legal Information under the Ministry of Justice of Russia.

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THE NOMENCLATURE OF SCIENTIFIC SPECIALTIES AS AN ELEMENT OF THE GOVERNMENT SYSTEM OF ACADEMIC PERFORMANCE ASSESSMENT: RAISING THE ISSUE

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Keywords: *classifier, branch of science, group of specialties, scientific specialty, Higher Attestation Commission, Frascati Manual.*

Abstract.

Purpose of the paper: analysing of the category "nomenclature of scientific specialties" and proposing a mechanism for its development and adoption.

Methods used: deduction, induction, content analysis, law history and comparative law methods.

Results obtained: a justification is given to a need for structural changes of the modern nomenclature of scientific specialties which should become a system helping scholars to think strategically and should be aimed at solving problems capable to respond to global challenges of the humanity.

A mechanism for forming the nomenclature is proposed, considering also the domestic experience and foreign developments (the Frascati Manual).

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REVIEWS

THE CONTRIBUTION OF PROFESSOR S. ZAKHARTSEV TO THE DEVELOPMENT OF THE SCIENCE OF CRIMINAL PROCEDURE AND SPECIAL INVESTIGATION ACTIVITIES

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Keywords: *special investigation activities, criminal process, theory and philosophy of law, comprehensive theory of law.*

Abstract.

The role of an eminent Russian Lawyer, Dr.Sc. (Law), Professor Sergei Zakhartsev in the formation and development of the science of special investigation activities and in using its achievements in criminal proceedings is shown. It is noted that it is due to his works that special investigation activities have got their final shape as an independent branch of science and continue to actively evolve. It is shown S. Zakhartsev's works are most called for: their citation index is considerably higher than that of any other specialist in the field. A justified conclusion is made that S. Zakhartsev is at present the most influential scholar in the science of special investigation activities.

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THE 25TH ANNIVERSARY OF FEDERAL LAW NO. 144 "ON SPECIAL INVESTIGATION ACTIVITIES": REFLECTIONS ON PROBLEMS AND PROSPECTS

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Keywords: *synergetic approach, bifurcation point, scenarios for improving legal regulation of special investigation activities, paradigm, science of special investigative activities.*

Abstract.

Purpose of the paper: analysing stages of improving legal regulation of special investigation activities from 1995 to 2020.

Methods of research used: the historical and synergetic ones which allowed to analyse different viewpoints on the relations between the science of special investigative activities, criminalistics, and the science of criminal process.

In the course of the study, specific features of change of paradigms of special investigative activities are considered, bifurcation points and variants (scenarios) of improving legal regulation of special investigation activities for increasing the efficiency of combating the most dangerous offences are identified considering the domestic and foreign experience.

Results obtained: individual stages of improving legal regulation of special investigation activities are studied in the paper, problems are identified and prospects for solving them are determined.

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INFORMATION AND LEGAL FOUNDATIONS OF LAW ENFORCEMENT
IN THE DIGITAL SPHERE

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Keywords: *information technology law, information sphere (info-sphere), digital information sphere, information legal relations, digital information space, digital space, digital rights, digital technologies, blockchain, information security, law enforcement, conceptual and logical model.*

Abstract.

Purpose of the paper: improving the scientific and methodological base of law enforcement in the digital information sphere of public production activities.

Methods used: system analysis of information legal relations, digital technologies (including blockchain) and digital rights; conceptual and logical modelling of the digital information sphere.

Results obtained: specific objects of information legal relations in the infosphere are identified. The system of modern information technology law, its topical digital objects and special methods are considered. A productive classification of digital technologies is justified. The state of legal regulation of 'digital rights' in Russia and the level of information security of blockchain technology are studied. The state and way of solving the problems of digital transformation of the info-sphere with a view to ensure the efficiency of law enforcement monitoring in the digital sphere are determined. The conceptual and logical model of the info-sphere is made more precise considering the digital transformation.

Conclusions justified: there is an objective trend for a conceptual transition to system and mathematic concepts of law in domestic legal science. It is impossible to develop digital economy in Russia without legalising cryptocurrency in the civil law. The information security of blockchain technology is not quite obvious. There is a need for inter-agency development of a single digital information space and collective development of normative organisation and legal support for joint functioning of institutional information systems involved in the law enforcement process.

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INFORMATION TECHNOLOGY LAW

IMPACT OF DIGITAL TRANSFORMATION ON THE DEVELOPMENT OF INFORMATION TECHNOLOGY LAW: TRENDS, PROBLEMS, PROSPECTS

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Keywords: *legal information, digitalisation, informatisation, information society, digital economy, legal information space, information security.*

Abstract.

Purpose of the work: studying topical issues of development of the information technology law system and the information society at its present stage under the conditions of digitalisation, identification of changes in the structure of information technology law affecting the transformation of the Russian legal system in connection with the processes of globalisation and digitalisation, determining the role of legal information in the process of systematisation and institutionalisation of information technology laws.

Methods used: the author applied the dialectical method allowing to consider digital transformation processes as general social ones, significant for the whole society, in relation to the development of information technology law whose role objectively increases under modern conditions. The general scientific method of analysis is used which allowed to consider questions of digital transformation from the general to specific ones, highlighting trends, topical problems, and prospects.

Results obtained: an analysis of the state of legal regulation in the information sphere allowed us to justify approaches to the codification of information laws. The influence of end-to-end technologies on the formation of the legal information system in the Russian Federation is noted. A justification is given for the role of the Scientific Centre for Legal Information under the Ministry of Justice of Russia in the formation of the legal information space of Russia and its interaction within regional associations (Commonwealth of Independent States, Collective Security Treaty Organisation, Eurasian Economic Union). Special attention is paid to its interaction with the National Centre of the Republic of Belarus based on traditional co-operation within the Union State as well as to legal support of information security with a view to ensure reliability, up-to-datedness and completeness of information in order to secure the constitutional rights of persons to access to information. Vectors of development of modern fundamental research in the legal information sphere aimed at innovative development are outlined.

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INFORMATION TECHNOLOGY LAW

ON THE QUESTION OF RENDERING FREE LEGAL AID IN SUBJECTS OF THE RUSSIAN FEDERATION

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Keywords: *qualified legal aid, category of citizens, lawyer, subject of the Russian Federation, informing of citizens, questionnaire survey, legal information, public authorities, law enforcement practice, access to information, awareness raising, government system.*

Abstract.

The paper is devoted to problems of legal informing of citizens as well as the availability of qualified legal aid in a rule-of-law state. The author also outlines the problem of insufficient awareness of the population of their rights to receive free legal aid in the Russian Federation. Topical problems of development of laws (at the federal and regional level) regulating relations connected to rendering free legal aid in the Russian Federation are considered. The author also addresses the problem of legal nature of such new phenomena as "fake information" and "infodemic". The problem of new risks of the COVID-19 coronavirus pandemic as well as vectors of scientific research under modern conditions are studied. The study was carried out using the comparative analysis method. In the process of analytical work, shortcomings in law enforcement practice of rendering free legal aid were identified. Based on the analysis carried out and results of a questionnaire survey of authorised public authorities of subjects of the Russian Federation conducted with a view to identify problematic aspects of legal regulation in the field of rendering free legal aid and raising legal awareness, the author justifies the conclusion that today there are no unified approaches to regulating the relevant relations in the subjects of the Russian Federation and there is a need for establishing single requirements for registering citizens' applications regarding rendering free legal

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INFORMATION TECHNOLOGY LAW

SECURITY OF MINORS IN THE INFORMATION SOCIETY: ANALYSIS OF CYBER RISKS AND THREATS

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Keywords: *ensuring security, information security, information risk, cyber security, rights of the child, psychological impact, destructive information.*

Abstract.

Purpose of the paper: studying the risk factors of the modern information society and their impact on the health and development of a minor's personality.

Method used: the dialectical method which is the basis for studying the processes of total informatisation of the society and their possible negative consequences for the health and development of minors, the general scientific method of system analysis allowing to analyse the general social problem of risk as regards the information security of minors, the comparative law method allowing the author to justify the differentiation and classification of risks and present arguments in their favour.

Results obtained: based on the analysis and generalisation of theoretical approaches of scientists and opinions of practitioners, the presence of general social, technological, content, communication, etc. risks and threats of the information space for the development of a minor is identified and the author's understanding of information destructive for minors is presented. As a result of the research, the author's classification of possible risks and threats for minors coming from the information environment is put forward.

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INFORMATION TECHNOLOGY LAW

LEGAL ANALYTICS ON THE ASSESSMENT AND MINIMISATION OF RISKS IN CARRYING OUT RESEARCH AND TECHNOLOGICAL DEVELOPMENT

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Keywords: *intellectual property, legal risks, research and technological development, legal regulation.*

Abstract.

Purpose of the paper: identifying the main legal risks in research and technological development (RTD), a need for carrying out legal analytics in the course of developing ways for forecasting and minimising risks, working out practical recommendations for ensuring legal support of RTD and improving legal regulation in this field.

Methods of study: general and particular scientific methods, including comparative law, formal legal as well as hermeneutical methods are used in the paper.

Results obtained: a justification is given for the significance of legal analytics in studying the efficiency of law in the field of regulating legal relations connected to RTD. It is noted that there exists a need for interaction between such research areas of modern jurisprudence as legal riskology and legal analytics using which its possible to forecast the emergence of risks in concluding agreements, carrying out research, delivery and acceptance of research results, to detect problems of imperfection of the current domestic laws as well as to propose ways for minimising destructive phenomena in the field under consideration. It is practically important to identify the main stages of RTD within whose framework it is necessary to assess risks from the viewpoint of legal consequences.

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ENVIRONMENTAL LAW

IMPLEMENTATION OF THE ENVIRONMENTAL SAFETY STRATEGY

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Keywords: *combating the epidemic, environmental police, environmental prosecution service, forces and means for ensuring safety.*

Abstract.

Problems of implementing the environmental safety strategy are considered. Forces and means for ensuring environmental safety are analysed. The place and role of environmental police in ensuring environmental safety is identified. Shortcomings in the work of the environmental police are analysed. Special attention is paid to environmental offences which other divisions of the public security police completely failed to solve. A comparison is made between combating the epidemic of smallpox in Moscow in 1960 and that of coronavirus in 2020. Conclusions made from the report by the Prosecutor General of the Russian Federation Yuri Chaika at the session of the Federation Council of the Federal Assembly of the Russian Federation on the 10th April 2019 are analysed. The importance of professionalism and specialisation in the work of law enforcement agencies is emphasised.

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