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Pledge: new rules

Keywords: Pledge; lien; mortgage; object of lien; pledgor; pledgee; right to claim the pledge; selling of the pledge; reform of Civil Law; RF Civil Code

The reform of civil law is still in progress. The Federal law of December, 21 2013 #367 FZ entered major changes to the norms of the RF Civil Code as regards pledge and change of participants of obligation, whereas Federal Law of March, 12 2014 #35 FZ introduced changes to parts one and four of the RF Civil Code, in particular, those changes deal with norms on pledge for exclusive rights (this concept previously did not exist in Russian law framework) and etc. The article focuses on main changes concerning 'pledge' novelties in the RF Civil Code. The author provides his own views on some of the changes.

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WTO sanctions: specifics and implementation

Keywords: WTO; direct effect; Russia; USA; EU; Eurasian Economic Community

The article presents the first academic research in Russia which studies the legal framework of WTO sanctions imposed onto a member of WTO that fails to enforce a decision imposed by the WTO Dispute Settlement body. The article pays special attention to the practice of implementing such sanctions and the procedure of determining the sanction corresponding to the offence. According to the author, the existing WTO mechanism of sanctions meets the interests of the Russian Federation; nonetheless, Russia is not ready to make effective use of such measures.

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Applying concept of natural obligation to aleatory contracts

Keywords: Refusal of judicial relief; natural obligations; aleatory contracts; natural obligation

Refusal of judicial relief is the major consequence of applying natural obligations to aleatory contracts. The legislature applies the concept of natural obligation to certain types of aleatory contracts. What is the reasoning behind it? The article describes how this concept is applied in modern legal framework of realities.

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Law as definition of freedom

Keywords: Freedom; positive and negative freedom; natural rights; principle of reasonable restriction; positive circumstances; legal certainty; formal and factual certainty

Studying the interrelation of categories of law and freedom, the author claims that, on the one hand, law always limit the freedom of a person in its negative perception

(freedom from something), setting certain limits to possible behavior. On the other hand, law forms institutional mechanisms for realization of such freedom. The author shows certain aspects of legal regulation of natural rights (freedoms).

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The RF Pension Fund: need for reorganization through division of functions

Keywords: RF Pension fund; functions of RF Pension Fund; functions of federal executive body; structure of federal executives bodies; independent federal service; independent federal agency; federal ministry

The article continues the author's research on the effects of vesting the RF Pension Fund with the status of a federal executive body. The author explains why it is necessary to reorganize the RF Pension Fund through division of its functions between federal service, federal agency, and federal ministry. The latter will be responsible for designing and implementing the state policy and regulatory framework in the sphere of pension provision.

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Draft of Civil Code of Laws of the Russian Empire 1809—1814 and its significance for development of Russian civil law science

Keywords: Draft of Civil Code of Laws in Russian Empire in 1809—1814; Russian Civil law science in the early XIX century; M.M.Speransky

The article focuses on the history of drafting the Civil Code of Laws in Russia under the rule of Alexander I. The author explains its significance for the development of the Russian civil law science.

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Resolution of sport disputes: concept and classification of bodies

Keywords: Issue; situation; resolution; sports disputes; individual sport

The author analyzes the system of bodies involved in the resolution of sports disputes in Russia and abroad; the author describes their classification and analyzes the benefit and drawbacks of their work. The author presents his own view on the system of such bodies; he suggests his own concept, proposes new ways of solving the problems related to resolution of sports disputes in Russia.

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Abuse of procedural rights in arbitrazh and civil procedure

Keywords: Abuse of procedural rights; procedural obligations; parties to the case; good faith

The article focuses on prevention of procedural rights abuse in arbitrazh and civil procedure. The author, in particular, analyzes the specifics of legal regulation of this issue. Also the author shows how corresponding laws are applied in court practice.