

## **ECONOMIC AND LAW ISSUES. 2013. № 2**

### **STATE AND LAW. LEGAL SCIENCE**

#### **STATE AND LAW: THEORY AND HISTORY**

##### **LEGISLATIVE REGULATION OF ACTIVITY OF PUBLIC MEETINGS (CLUBS) IN THE RUSSIAN EMPIRE IN XVIII - THE END OF THE XIX CENTURIES**

© 2013 A. Pavlushina, O. Finogentova, S. Nikiforov

This article deals with the meetings (clubs) in the Russian Empire in XVIII - the end of the XIX centuries. The legal entity and its structure is investigated according to the legislation of the Russian Empire of this specific period.

*Keywords:* public meetings, clubs, charitable institutions, salons, charters.

#### **SYSTEM OF EVIDENCE IN STOGLAV**

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In the article on the trial stage Stoglav. Define in detail the types of evidence and the categories of witnesses. Analyzes the hierarchical system of Evidence.

*Keywords:* canon law, the sources of canon law, Stoglav Cathedral, the trial of Stoglav, ecclesiastical punishment.

### **ECONOMIC LAW**

#### **COMPENSATION FOR DAMAGES TO PROPERTY INSURANCE CONTRACTS (BASED ON JUDICIAL PRACTICE)**

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The questions of damages to property insurance contracts, representing theoretical significance and is most often found in the judicial practice, including interest as an object and a necessary prerequisite reality of the insurance contract, the definition of the sum insured, the legal consequences of non-disclosure of circumstances.

*Keywords:* property insurance contract, damages, material terms of the insurance contract, the penalty in insurance, invalidity insurance contract.

**SAFETY OF INFORMATION SYSTEM  
OF THE RUSSIAN FEDERATION PENSION FUND: LEGAL BASIS**

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Article is devoted to consideration of safety issues of the data containing in information systems of the Russian Federation Pension fund. As the main information system the author allocates system of the individual (personified) account. The main directions of increase of safety of the specified system are defined.

*Keywords:* Pension fund, system of the individual account, information security, personal information.

**SPECIFIC FEATURES OF A FIDUCIARY MANAGEMENT AGREEMENT  
OF UNIT INVESTMENT FUNDS AS AN ALEATORY CONTRACT**

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In this article the analysis of particularity of relationships' legal content related to fiduciary management agreement of unit investment funds taking into account the aleatory nature thereof. As a result of this analysis it was revealed that, firstly, this agreement does obtain the features of an aleatory agreement, secondly, this aleatory obtains such particularities that allow to eliminate it as a separate legal characteristic called "one-side aleatory".

*Keywords:* unit investment funds, fiduciary management agreement, subject of fiduciary management agreement, aleatory, one-side aleatory.

**SECURITIES MARKET AS THE ENVIRONMENT OF FORMATION  
AND CONCRETIZATION OF PUBLIC ECONOMIC INTERESTS**

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A research of the category "stock exchange market" in different spheres of law, category of public economic interests, the place of the institute of stock exchange market in the system of law, system of legal means for the guarantee of public economic interests in the sphere of stock exchange market are covered in this article.

*Keywords:* stock exchange market, public interest, public law, public economic interest, complex institute.

**CRIMINAL LAW. CRIMINAL-EXECUTIVE RIGHT**

**THE ILLEGAL SEIZURE OF PROPERTY BY RAIDING:  
CONCEPT, FORMS, WAYS OF COMMITTING, AND WAYS OF DEALING WITH**

© 2013 M. Kostroba

Scientific article is devoted to the problem of illegal seizure of property in Russia. The urgency to develop measures to counter the raids. Considered criminological and penal aspects of the raider.

*Keywords:* raiding, takeovers, control of assets, socially dangerous act.

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## LEGAL PROCESS

### DISCIPLINARY JUDICIAL PRESENCE: RETROSPECTIVE AND RELEVANCE OF MODERN SYSTEM OF LEGAL REGULATION

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This article is devoted to history of development of disciplinary supervision of activity of the courts in Russia, to the institute of the Disciplinary Judicial Presence at the Russian Empire, and also a transposition of the concept of Disciplinary Judicial Presence as supreme body in system of disciplinary supervision in structure of judicial authority of the Russian Federation.

*Keywords:* reforms of judicial system, retrospective of a disciplinary responsibility, disciplinary judicial presence, civil procedural law.

### ELEMENT STRUCTURE OF LEGAL PROCESS

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In article the structure of legal process, a ratio of structural elements of process - production and a stage, a ratio of legal process and process of law is investigated.

*Keywords:* legal process, structure, production, stage, legal procedure.

## ECONOMY. ECONOMIC SCIENCE

### ECONOMICAL POLICY

#### ECONOMIC OPPORTUNITIES AND PROBLEMS OF DEVELOPMENT OF POWER INDUSTRY OF KAZAKHSTAN

© 2013 A. Satkaliev

Economic priorities of development of power industry of Kazakhstan are opened in the publication. Taking into account an assessment of a world energy balance and expected indicators by types of fuel of production forecasts, projects and structures of generating capacities are proved, the Schematic map of an integrated power grid (EEC) of the Republic of Kazakhstan till 2025 is presented.

*Keywords:* economic priorities, a world energy balance, forecasts of production of power, specific power consumption, projects of generation, Schematic map of EEC, energy saving, electrical power market.

#### THE MAIN INDICATORS FOR FUNCTIONING AND MONITORING OF SPECIAL ECONOMIC ZONES ASSESSMENT

© 2013 A. Zeldner, S. Kozlova

The article is devoted to the analysis of the special economic zones' functioning (within the period from beginning of their performance). The authors focus on the systematization of the main indicators for monitoring and assessment of the economic effectiveness of the special economic zones.

*Keywords:* special economic zones, performance indicators, investments, tax concessions, monitoring.

### **PUBLIC PRIVATE PARTNERSHIP AS A TOOL FOR THE INVESTMENT OF INNOVATIVE INDUSTRIALIZATION IN RUSSIA**

© 2013 N. Novitzkiy

In article forces the major tools of investment of innovations are considered on the basis of attraction of the state and private investments, mechanisms of attraction of private investments in innovational industrialization of the industry are investigated.

*Keywords:* state-private partnership, investments, innovational development, industrialization, investment mechanisms.

### **SMALL BUSINESS DEVELOPMENT PROBLEMS IN RUSSIA**

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Despite of the small business sector quantitative growth observed recent time, the role of its development negative factors increased. The author considers small business development main problems and their overcoming ways.

*Keywords:* small business, enterprise, innovation, small business support.

## **ECONOMIC THEORY**

### **EDUCATION AS A PRIORITY FORM OF THE DEVELOPMENT OF THE INNOVATION OF THE PERSON IN INSTITUTIONAL ECONOMICS**

© 2013 V. Gerasimova, S. Mokichev

The article deals with education as an important factor in the development of innovative person. The author describes a number of conditions for the successful creation and development of innovative person.

*Keywords:* innovative person, education, institutional economics, public policy.

### **THE USE OF INDICATOR APPROACH IN THE STUDY OF PROBLEMS OF CONSUMPTION CREATIVE CAPITAL BUSINESS ENTITY**

© 2013 R. Momot, S. Andreev

The article deals with an indicative approach, based on monitoring factorial indicators, which take into account the influence of the institute on a process of consumption of human capital and using of creative capital.

*Keywords:* creative capital, the consumption of creative capital indicator approach.

## **ECONOMY AND MANAGEMENT**

### **INTEGRATION PROCESSES IN ENGINEERING**

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The article describes the foundation of integrated structures formation and the impact of the integration of scientific and technical knowledge into the production processes on the development of innovative economy.

*Keywords:* integrated structures, innovative processes, engineering, technology packages.

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**INTEGRATION OF ORGANIZATIONAL AND ECONOMIC MECHANISMS  
FOR THE CONVERSION TO A NEW LEVEL OF MODERNIZATION  
CHANGES IN RUSSIAN INDUSTRY**

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The problems of the integration of organizational and economic mechanisms for the conversion to a new level of modernization reforms in the Russian industry.

*Keywords:* management, modernization, manufacturing, coordination.

**THE ANALYSIS OF INNOVATIVE ACTIVITY IN THE REPUBLIC OF DAGESTAN**

© 2013 T. Abdusalamov, A. Magomedova

This article contains the analysis of innovative activity of enterprises and organizations of the Republic of Dagestan. Data of the results of scientific-research activities, innovative projects of the republic's industrial enterprises are presented. The factors restraining the innovative activity of enterprises in the region are distinguished.

*Keywords:* innovations , innovative, activity, potential, scientific-research, modernization.

**IMPROVING THE COMPETITIVENESS OF BREAD AND BREAD PRODUCTS  
IN THE STAGES OF THE TECHNOLOGICAL PROCESS**

© 2013 N. Shovunova

In article problems of increase of competitiveness of the Russian bread and bakeries, their usefulness and the consumer value, available allowances of increase in the income of producers of bread are considered.

*Keywords:* competitiveness of bakeries, liberal model of clusterization, dirizhistsky model of clusterization, cluster policy.

**DIAGNOSTICS OF THE FINANCIAL CONDITION OF THE SAMARA REGION  
AIRCRAFT-BUILDING CLUSTER ENTERPRISES**

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The attempt of analysis the financial position of the main enterprises of the Samara aircraft-building cluster is made in the article. The basis of the diagnostic is rating system of assessment of business entities' functioning. The problematic nature of modern financial condition of the kernel of the aircraft-building cluster of the region - JSC "Aviacor - aviatzionny zavod" is proved.

*Keywords:* aircraft-building cluster, rating assessment, profitability of economic activity, liquidity of assets, financial stability, business activity.

**METHODICAL BASES OF THE ANALYSIS AND ASSESSMENT  
OF COMPANY'S COMPETITIVENESS**

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In article approaches to the analysis of increase of company's competitiveness are stated; merits and demerits of methodical aspects of competitiveness are considered; the algorithm of calculation of an integrated indicator of competitiveness, as the most effective way of the analysis of company's competitiveness is shown; the assessment of company's competitiveness of the basis of their status with use of the competitive card of the market.

*Keywords:* competitiveness assessment, integrated indicator, ponderability of goods and markets, environment, inertial environment, market share, competitive card of the market.

**INSTITUTION OF RATING IN COMPANY MANAGEMENT  
AND STATE MANAGEMENT OF THE ECONOMY**

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This article deals with modern principles of rating in company management, making it most effective, and their use in developing institution of rating in the state management of the economy.

*Keywords:* principles of rating, rating in company management, rating in the state management of the economy.

**VALUE OF FORMATION OF CLUSTERS IN ECONOMY OF RUSSIA  
AND FOREIGN COUNTRIES**

© 2013 O. Matveeva, V. Vasilenok

In article the short characteristic of clusters in the different countries is described. Expediency of creation of clusters in Russia is noted. The state role in creation and cluster development is briefly described. The cluster is considered as the precondition of development of economy of Russia.

*Keywords:* cluster of the enterprises, competitiveness of the region, innovative and cluster development, cluster policy, state and economy.

**FINANCE, MONEY CIRCULATION AND CREDIT**

**PARTICULAR, THE SOURCES AND VOLUMES OF FINANCING  
OF THE FEDERAL MEDICAL INSTITUTIONS, PROVIDING HI-TECH MEDICAL  
AID TO THE POPULATION**

© 2013 S. Lomakov

Characteristics, sources and amounts of funding for federal Me-health facilities available to the population of high-tech medical care. The article presents data on sources of funding FMU providing high-tech medical care (FMP), funding for the Russian Research Center of Radiology and Surgical Technologies (RNTSRHT) from the federal budget, and the average cost of providing MEP multidisciplinary RRC RCT.

*Keywords:* finance, high-tech care, the federal health care facility.

**ESTIMATING THE EFFICIENCY OF BUDGETARY FINANCING  
OF PHYSICAL TRAINING AND SPORTS:  
THE EXPERIENCE OF THE REPUBLIC OF TATARSTAN**

© 2013 I. Kireeva

The article is considered the estimating the efficiency of budgetary financing of physical training and sports in the Republic of Tatarstan and determination its place among the regions of the Russian Federation.

*Keywords:* budgetary financing, efficiency, physical training, sports, the Republic of Tatarstan.

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## **BOOKKEEPING, STATISTICS**

### **THE LEGAL CONCEPT OF CAPITAL**

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Each of the concepts of performance is closely linked to the corresponding concept of her capital. The legal concept of capital adequacy focuses on the commercial value of the property to satisfy the claims of creditors of the legal entity.

*Keywords:* accounting, economic analysis, financial statements the actual amount of capital, retained earnings, the legal concept of capital.

### **COST ACCOUNTING: A THEORETICAL FRAMEWORK AND CONTENT**

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An approach to content production records based on foreign experience and classical concepts. A definition of cost accounting, the characteristic of the present stage of development.

*Keywords:* basics of production, management, cost accounting, performance, characteristics of concepts.

### **CAPITAL IN THE INNOVATION ECONOMY: AN INTEGRATED APPROACH TO ITS ANALYSIS**

© 2013 T. Cherkasova

We consider an integrated approach to the analysis of capital organization, taking into account the stage of the life cycle of its development and the problems of analysis of formation and use of capital. Traditional approaches to the indicators used in the analysis is extended to indicators of the tax burden on capital.

*Keywords:* capital, life cycles, analytical procedures, data.

## **WORLD ECONOMY AND INTERNATIONAL ECONOMIC RELATIONS**

### **INTERNATIONAL EXPERIENCE OF SECURITIZATION ON THE EXAMPLE OF THE U.S.**

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Review the current state of the securitization of the U.S. mortgage market, describes the prerequisites for creation and development of securitization in the United States. Analyzed statistics securitization of mortgage-backed securities in the United States, the factors that hinder the implementation of the securitization process.

*Keywords:* securitization, securitization of mortgage assets, the mortgage market in the U.S., the premise of securitization, the Glass-Steagall Act, the index FICO, mortgage agencies.

**STRATEGY “KAZAKHSTAN - 2030” AND FORMATION OF INNOVATIVE MODEL  
OF ENERGY INDUSTRY**

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The article reveals economic priorities of innovative model of electrical energy industry of Kazakhstan on the basis of the accelerated industrial innovative program (2003-2015) in the strategy “Kazakhstan - 2030”, transition to a resource - saving technologies and development of innovative investment clusters which provide competitiveness of the production in the conditions of globalization of the markets.

*Keywords:* strategic priorities, innovative model of electrical energy industry of Kazakhstan, industrial innovative development, resource - saving technologies, innovative investment clusters, competitiveness of production, global energy of the markets.