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STATE AND LAW. LEGAL SCIENCE

**THEORY AND HISTORY OF STATE AND LAW;
HISTORY OF DOCTRINES ABOUT LAW AND STATE**

**LEGAL REGULATION OF THE SOFTWARE AND TARGET APPROACH
IN THE SYSTEM OF PUBLIC ADMINISTRATION UNDER THE STRATEGIC
DEVELOPMENT OF THE RUSSIAN FEDERATION**© 2018 **Schukina Tatyana Vladimirovna**Doctor of Law, Associate Professor, Head Department of Administrative and Financial Law
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The subject of this article is the study of theoretical and practical ideas about the legal regulation of the program — target approach in the public administration of the Russian Federation; consideration of new trends in the transformation of state programs into pilot state programs, national projects in the context of the state's strategic development. The topic of the article reflects the transformation of the legal regulation of the programming function; the application of new methods of government, the implementation of project activities of public authorities. The purpose of this article is to identify at the present stage the specifics of the development and implementation of state programs, their types and structure; features of the implementation of new state development strategies in the field of national design. The methodology of this work is compiled comparative, formal legal, analytical methods. The results of the work are the formulation of the features of the development and implementation of strategic documents. The scope of the work includes the system of state and municipal government. The findings of the study can be used to further improve the legal regulation and practice of applying the functions of strategic management.

Key words: state program, state pilot program, national project, structure of state program, legal regulation of program-target management method.

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**ECONOMIC-LEGAL INTERACTION IN THE LIGHT OF TECHNOLOGICAL
TRANSFORMATION OF THE ECONOMY OF THE RUSSIAN FEDERATION**© 2018 **Dzhikiya Mikhail Davidovich**

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The author reviewed and analyzed various aspects of the interaction of economics and law in the light of technological modernization and digitalization of the Russian economy. The conclusion is drawn that the spheres of realization of law and market economy have a number of intersecting trajectories. It substantiates the conclusions that law largely predetermines economic development and minimizes social contradictions in society with the help of universal regulatory standards, and economics has an impact on

law through competition within the administrative apparatus and the objective limitations of the state's material base.

Key words: economics, law, technological modernization, interaction, digitalization, function, big data, cryptocurrency.

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THE ARISTOTELIAN POLITY AS A TOOL FOR THE CONSTITUTION OF SOCIETY: REALITY OR UTOPIA?

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The article provides a historical and political analysis of the debate about the best form of government. On the basis of the study it is proposed to distinguish the police as a universal medium of political communication of power and people, which is a symbiosis of monarchical and Republican principles in the form of government. Through reasoning and the results of dialectical analysis it was concluded that it is possible to implement the concept of «Aristotelian diffusion» of the best sides of the two main forms of government for the emergence of a completely new and pragmatic form.

Key words: state, form of government, monarchy, Republic, politics, Aristotle, people, power

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PROTECTION OF THE INTERESTS OF HOLDERS OF EXCLUSIVE RIGHTS IN THE ILLEGAL USE OF WORKS

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The article is devoted to the problems related to the protection of property interests of authors and other right holders by collecting compensation for the violation of the exclusive right to work and the use of other methods of protection of intellectual property rights provided by the legislation of the Russian Federation. The author notes that the lack of basic principles that should underlie the protection of property rights of authors and right holders leads to inconsistent development of legal regulation, as well as prevents the formation of a stable and consistent judicial practice. The article substantiates the conclusion that the basic principle on which the provisions of the legislation on the protection of the rights of authors and copyright holders in case of violation of exclusive rights should be based, should be the principle of full compensation of damages, enshrined in paragraph 1 of article 15 of the Civil code of the Russian Federation. The main purpose of the application of the legislative provisions on the recovery of compensation for violation of the exclusive right should be recognized as the most complete restoration of the assets of rights holders.

Key words: work, author, copyright, copyright holder, exclusive right, copyright infringement, copyright protection, related rights, intellectual property, intellectual property rights, damages, indemnification, court practice, infringement of exclusive rights, methods of protection.

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NEGATIVE CLAIM AS ONE OF THE CIVIL AND LEGAL PROTECTION METHODS OF THE PROPERTY RIGHT TO THE EARTH

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The article discusses one of the classic ways of protecting the violated property rights to a land plot — a negator claim. The reasons for the use of negatory protection are given, as well as the obligatory conditions

in the absence of which a person whose property rights have been violated in respect of the land plot will not be able to use this method of protection. According to the general rule, only the owner or title holder of an individually-defined thing is entitled to bring a negatory claim. To study the possibility of using negatorial protection in the article, as examples illustrating the conclusions and conclusions, the judicial acts that constitute the practice on the subject matter are given.

Key words: land ownership; title holder; negatory action; preventive action.

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PROBLEMS OF SECURING OBLIGATIONS AND PRINCIPLES OF GOOD FAITH IN REAL ESTATE TRANSACTIONS

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In modern conditions, the problem of protection of the rights of participants in real estate transactions is an urgent problem. The integrity of buyers and sellers is often not a priority in court proceedings, which significantly reduces the effectiveness of the decisions. The article deals with judicial precedents that provide grounds for optimization of legislative norms aimed at protecting the interests of bona fide participants in the transaction.

Key words: judicial precedent, real estate, good faith, real estate agency.

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ECONOMY. ECONOMIC SCIENCE**ECONOMIC THEORY****SPECIAL TAX REGIMES IN THE DEVELOPMENT
OF SMALL AND MEDIUM BUSINESS**

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In this publication were considered special tax regimes, established for small and medium-sized businesses in accordance with the tax legislation of the Russian Federation. Were proposed the directions of tax policy to improve the effectiveness of the use of special tax regimes by small and medium-sized businesses.

Key words: Special tax treatments, small and medium business, unified agricultural tax, unified tax on imputed income, simplified taxation system, patent taxation system.

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**POST-INDUSTRIAL TRANSFORMATION OF THE SOCIO-ECONOMIC SYSTEM
INTO A DEMOCRATIC**

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The article is devoted to the theoretical substantiation of the need for the formation of a democratic type of socio-economic system (SES) based on a strong union between the owners of intellect and labor. In this case, the intellect acts as the main factor of production, and labor as a means of realizing the intellect.

Key words: Socio-economic system, social, formative, civilizational, postindustrial, reproduction, economic, mode of production, production relations.

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ECONOMICS AND MANAGEMENT OF NATIONAL ECONOMY

**APPROACH TO THE SUSTAINABLE DEVELOPMENT OF THE REAL SECTOR
OF THE RUSSIAN ECONOMY**

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The Dynamics of growth of new knowledge determines the forecast of sustainable development of the national economy. The role of national research universities as a generator of systemic knowledge for the formation of conditions for the implementation of sustainable development of Russian enterprises rises.

Key words: sustainable development; technological structure; business structure; patent; GDP; national research University; management system; technical policy

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THEORETICAL ASPECTS OF FUNCTIONING AND INTERACTION OF FORMAL AND INFORMAL INSTITUTIONS IN THE CONTEXT OF DEVELOPMENT OF TERRITORIES

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Due to the growing interest in the socio — economic development of the Arctic territories, it is advisably to turn to the analysis of formal and informal institutions using the institutional and socio-cultural approaches. The aim of the work is to consider the problem of interaction between formal and informal institutions, to identify their positive and negative characteristics. The concept, essential characteristics of the institute, typology of formal and informal institutions, forms of their interaction are investigated. The interaction of formal and informal institutions is analyzed, and a vision of the genesis of formal and informal institutions is proposed. The positive and negative effects of formal and informal institutions on the socio — economic development of the territories are revealed.

Key words: institutional approach; essence, functions, characteristics, typology of formal and informal institutions.

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PROBLEMS OF GOVERNMENT REGULATION OF RUSSIAN ECONOMY

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In this article, the authors study the main directions of government regulation of the Russian economy in detail. The authors explore the results of the implementation of government regulation of the economy in the last decade, describe the dualistic nature of this process and predict the vector of development of the social environment of Russia.

Key words: economic regulation, social environment, poverty, Gini coefficient.

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SUCCESS FACTORS OF INNOVATION COOPERATION IN NATIONAL INDUSTRIAL CLUSTERS

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The objective of this publication, the author determined the analysis of the cluster development of national industry. The subject of analysis: a key factor in the effectiveness of industrial agglomeration is the cooperative processes of the cluster subjects. An assessment of the level of innovation cooperation of national industrial clusters and its comparison with the threshold values of the “Global Cluster Observatory” are proposed. Case analysis allowed us to identify the success factors of cooperation of industrial clusters.

Keywords: cooperation, innovation, clusters, industrial economics

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IDENTIFICATION AND CLASSIFICATION OF RISKS GAS TRANSMISSION COMPANIES

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The article deals with the specific problems of risk management of gas transport enterprises. The problems of identification, classification, risk assessment, identification of risk factors as the causes of risks are solved. To solve these problems, the features of management of gas transportation enterprises are formulated. These include the planned and monopolistic nature of these enterprises, territorial distribution in Russia, and extreme working conditions. Based on the survey on risk assessment, an approach to the classification of risks of gas transportation enterprises management is proposed. Examples of risk identifiers and risk factors are given for different types of risks. The differences in risks at different levels of management, including between PJSC Gazprom and the gas transportation enterprise as its subsystem, are noted. The scheme of interrelations of internal and external risks of the gas transportation enterprise is presented.

Key words: gas transportation system, risk management, identification, classification and assessment of risks, risk factors.

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THE DEVELOPMENT STRATEGY OF THE GRAIN PRODUCT SUBCOMPLEX OF THE AGROINDUSTRIAL COMPLEX AS AN IMPORTANT DIRECTION IN ENSURING THE FOOD SECURITY OF THE COUNTRY *

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The paper analyzes the views of Russian scientists on the need to develop a Strategy for the development of grain products subcomplex of agriculture of the Russian Federation. Agricultural scientists agree that the grain economy is one of the strategic directions of development of the agro-industrial complex of the country. Many believe that the development of a target strategy for the grain sub-complex of agriculture will improve the stability of the Russian grain market, intensify domestic production and expand the opportunities for the development of grain economy both in terms of exports and to close the domestic needs of the population in food.

Key words: grain products subcomplex, grain economy, strategy of long-term development, efficiency of grain production, stability of the grain market, food safety.

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PERSPECTIVES OF HUMAN RESOURCES PLANNING IN THE PROCESS OF STRATEGIC ASSET MANAGEMENT IN HIGHER EDUCATION INSTITUTIONS

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The relevance of the issue of strategic asset management in the aspect of human resource planning in a higher education institution against a background of comprehensive and multidimensional modernization of the vocational education system is not in doubt. The object of the research was the process of assets strategic planning in a higher education institution, and the subject was the prospects for human resources planning in it. The theoretical and methodological relevance of the article lies in the development of the functional load of the perspectives for human resource planning in the strategic management of the assets in a higher educational institution, and the practical one is the designation of relevant prospects in the chosen direction.

Key words: higher educational institution, process, perspectives, planning, human resources, strategic planning, strategic assets management.

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ON THE ISSUE OF ECONOMIC INCENTIVES FOR HIGHER EDUCATION INSTITUTION DIVISIONS

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The urgency of stimulating employees of higher educational institutions in the economic aspect has acquired a special significance in the Russian Federation in the context of the global financial crisis. The study object is a set of departments of higher educational institutions, and the subject is the issues of economic incentives for their employees. The theoretical and methodological value of the article lies in the development of the classification grouping of subdivisions of a higher educational institution in terms of economic incentives affecting their employees, and the practical one in identifying and ranking the problems of the analyzed process.

Key words: higher educational institution, problems, efficiency, economic incentives, division, linguistics.

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