

Theoretical Issues

Vladimir M. Shumilov “Global Law” as Legal Super-System in Formation (p. 4-17).

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Summary. The article contains the original author’s conception of Global Law and Global Normative System which takes into account in complex the whole line of juridical phenomena under conditions of Globalization. The Global Law appears as indissoluble unity of international law and national law systems in which aroused law blocs named supranational law and transnational law – all of them it’s Global Law System. It includes also the mechanisms of law regulations, law-consciousness on every level, functioning law regimes and so on. Global Law System is hierarchical, structurally organized in definite mode, although it is under initial stage of forming. The States of west civilization type govern deliberately by the evolution of Global Law System in its interests exclusively, intending the supremacy of west (Anglo-Saxon) civilization in globalized World Order of XXI siècle. Global Law System is part of vaster Global Normative System.

Keywords: law and globalization; Global Law; Global Legal System; Global Normative System; international law; internal law; law families; supranational law; transnational law; soft law; states of the Western civilization type.

Human Rights

Boris I. Nefedov Self-executing Treaties and International Covenants on Human Rights (p. 18-26).

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Summary. The article highlights the most significant terms for the self-executing of provisions of international treaties, and in light of this the question of whether the 1966 International Covenants on Human Rights are self-executing treaties is investigated.

Keywords: self-executing provisions; self-executing treaties; International Covenants on human rights.

International Humanitarian Law

Vyacheslav N. Kulebyakin, Elena E. Korolkova The Status of PMSC's Personnel Under International Humanitarian Law (p. 27-42).

Vyacheslav N. Kulebyakin – Ph.D in Law, Envoy Extraordinary and Plenipotentiary, Professor of the Chair of International Law MGIMO MFA Russia.

Elena E. Korolkova – Post-graduate student of the Chair of International Law MGIMO MFA Russia.

Summary. Nowadays services of PMSCs are widely provided. Personnel of PMSC are involved in hostilities carrying out tasks related to the use of force. The article contains the analysis of the status of PMSC's personnel in accordance with international humanitarian law. The authors propose measures aimed at regulating the activities of private military and security companies.

Keywords: combatants; civilians, mercenaries; military services; security services; personnel of private military and security companies.

International Law of the Sea

Alexander N. Vylegzhanin, Georgy G. Ivanov, Inna P. Dudikina The Polar Code (Comments in Foreign Legal Sources) (p. 43 - 60).

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Georgy G. Ivanov – Doctor of Laws. Professor of the Chair of Private and Civil law, MGIMO MFA Russia.

Inna P. Dudikina – Ph.D in Law. ilc48@mail.ru.

Summary. The paper addresses the content of a new International document – the International Code for Ships Operating in Polar Waters- in the context of foreign teachings on the subject. Special attention is devoted to the legal significance of the Polar Code and its relation to other sources of the Law of the Sea, including the UN Convention on the Law of the Sea, 1982.

Keywords: the Polar Code; the International Code for Ships Operating in Polar Waters; International Convention for the Safety of Life at Sea; SOLAS; International Convention for the Prevention of Pollution from Ships; MARPOL; UN Convention on the Law of the Sea.

International Environmental Law

Yury N. Maleev International Management of Sustainable Development: the Limits of the Necessary and the Possible (p. 61-79).

Yury N. Maleev – Doctor of laws, Professor of the International Law Chair, MGIMO MFA Russia. Ilc48@mail.ru.

Summary. Sustainable development in contemporary world supposes the increase of the role of international management by this process, where the role of international organizations, United Nations first of all, is specially increasing. The realization of this Concept is connected, among all, not only with the use of force in anti-crisis, anti-conflict measures, but in decision of acute political, social and ecological situations. Strict definition of what is objectively necessary and possible in such measures – is extremely acute contemporary problem.

Keywords: international management; sustainable development; international conflict, crisis; anti-crisis management; use of force; internal affairs; preventive operations.

International Security Law

Anna V. Kukushkina Chemical and Bacteriological Disarmament and International Legal Regulation of Environmental Security (p. 80 - 89).

Anna V. Kukushkina – Ph.D in Law, Associate professor of the International Law Chair, MGIMO MFA Russia. Ilc48@mail.ru.

Summary. Conflicts and security problems continue to make part of contemporary world. The spread of conflicts, including armed conflicts, accumulation of weapons, and chemical and bacteriological weapons build-up by nuclear powers and other big and small states are all of serious concern for the

international community. The development of the body of international agreements in the sphere of protection of the environment is of critical importance.

Keywords: environmental protection, chemical and bacteriological disarmament, international environmental law.

International Criminal Law

Sergei A. Egorov The Verdict of the Nuremberg Tribunal and Individual Responsibility for International Crimes (p. 90-102).

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Summary. 70 years ago, on October 1, 1946 in the small German town of Nuremberg, the International Military Tribunal (IMT) issued a verdict against the major Nazi war criminals of the European Axis. The article refers to the impact that the verdict of the Nuremberg Tribunal had on the establishment of the institute of responsibility of individuals for crimes against peace, war crimes and crimes against humanity. It stresses the direct link to international crime criminalization of socially dangerous acts at the level of national legislation in the sphere of international law. The results of the criminalization of internationally wrongful acts in the early post-war years as well as in connection with the establishment in the 90th years of the last century of the International Criminal Tribunals *ad hoc* for the former Yugoslavia and for Rwanda, as well as in connection with the adoption of the Rome Statute of the International Criminal Court are shown.

Keywords: International Military Tribunal; crimes against peace; war crimes; crimes against humanity; the Nuremberg trials; the sentence tribunal; genocide; the institution liable.

International Economic Law

Natalia A. Vorontsova Trade Liberalization within the Eurasian Economic Union (the Case of the EAEU-Vietnam Agreement) (p. 103 - 115).

Natalia A. Vorontsova – Doctor of Laws, professor of the International Law Chair, MGIMO MFA Russia. N.Vorontsova@mail.ru.

Summary. The countries of the Eurasian Economic Union (further – EAEU) make great efforts to develop the export of goods and to become part of regional and global production chains. Free-trade agreements are the most effective tool, which enables the expansion and simplification of access to foreign markets for domestic producers. The EAEU has made use of the right to make a global free-trade agreement (further – the Agreement) for the first time, and Vietnam has been chosen to be such a state. The article examines the innovative ideas, incorporated in the agreement; obligations of the EAEU countries are compared to the ones arising from the WTO membership of several EAEU countries. These are questions of trade liberalization, a wide range of aspects, connected with intellectual property, compensatory and anti-dumping measures, tariff and non-tariff barriers, technical, sanitary and phytosanitary regulation, economic advantages of the agreement for the EAEU countries, mutual obligations regarding reduction or zeroing of customs tariff rates.

Keywords: World Trade Organization (WTO); Vietnam; GATT; Eurasian Economic Union (EAEU); compensatory and anti-dumping measures; freetradeagreement; customs tariff.

International Labour Law

Alla Y. Yastrebova International Legal Backgrounds to Regulate the Status of Migrant Workers at Universal and Regional Level (p. 116-126).

Alla Y. Yastrebova – Ph.D in Law, Associate professor, Professor of the of International Law Chair, Diplomatic Academy MFA Russia.
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Summary. The article deals with the modern international legal backgrounds to regulate the status of migrant workers on universal and regional level, some scientific approaches to manage some types of the labour migration and the analysis of the forms of states' cooperation in the above field. The author examines the particular elements of the acting international legal mechanisms of the labour migration' regulation relating to the activities of the regional (sub-regional) integration organizations.

Keywords: migration; international legal status of migrant workers; human rights; integration of migrants in the accepting state; universal and regional international treaties.

International Private and Civil Law

Alexander V. Padiryakov Some Features of Article 76 Implementation of the United Nations Convention on Contracts for the International Sale of Goods, Vienna, 1980 (p. 127 - 138).

Alexander V. Padiryakov – Head of division for legal support of international projects of the State Corporation “Rostec”. a.v.padiryakov@rostec.ru.

Summary. The article focuses on the specific features of recovery of damages incurred as result of non-performance of the international sales contracts, in particular, the international sales contracts with respect to goods between Russian and foreign companies if such contracts are governed by the CISG.

Keywords: CISG; recovery of damages; current price; contract price; price, fixed by the contract; price in the substitute transaction.

Voices of the Young

Tatiana A. Gorlovskaya Temporary the Agency Work in Russia: the Past, the Present, and the Future (p. 139-150).

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Summary. The paper discusses the use of the temporary agency work (contingent labor) in Russia. From 1 January 2016 enters into force the Federal Law № 116-FZ dated May 5, 2014, which regulates the issues of temporary agency work, personnel providing as well as activity of employment agencies. The changes cover the order of personnel providing, prohibition of temporary agency work, establishment of requirements for private employment agencies, as well as for their heads. The author concludes that in order to all parties of labor relationships comply with the new requirements of legislation it is necessary to implement effective control measures and establish a trade union for temporary employees.

Keywords: labor relationships; legal regulation of labor; temporary agency work; contingent labor; employment agency; temporary employee.

Ilya I. Putilin On the Notion of Economic Regionalism in International Law (p. 151 - 157).

Ilya I. Putilin – Post-graduate student of the International Law Chair, MGIMO MFA Russia. putilin@mail.ru.

Summary. As a matter of response to globalisation processes glocalisation or manifestation of regionalism in all spheres of social life is a tendency

predetermining development of international relations and international law at the current stage. Despite issues that catalyzed development of economic regionalism and its forms are dealt with in a considerable number of works, universal (objective) definition of “economic regionalism” is unknown to legal science. This article covers contemporary approaches to defining “regionalism” and “economic regionalism” in particular, predominant from the author’s perspective based on their analysis attempts to develop a universal definition of economic regionalism.

Keywords:Economic regionalism; globalisation; glocalisation; international law.

Book Shell

Natalia A. Sokolova Combating Illegal Fishing: the Search for Effective Forms of International Cooperation. Review of the Book «The International Legal Issues of Combating Illegal Fishing» by D.K. Bekyashev and K.A. Bekyashev (Moscow. Prospect, 2016.– 480 p.) (p. 158 - 165).

Damir K. Bekyashev A Valuable Contribution to the Theoretical Aspects of the Institute of International Organizations’ Responsibility. Review of the Book “International Legal Norms on Implementation of International Organizations’ Responsibility” by A.S. Gulasaryan (Moscow. Statute, 2015.– 224 p.) (p. 166 - 171).