

English summary

Vitaly A. Severin, Doctor in Law, Lomonosov Moscow State University, Professor of the Department of commercial law and law fundamentals

Informational support for the commercial activity.....5

The article contains the analysis of provisions of the Federal law «On the basis for the state regulation for the commercial activity in the Russian Federation» (from the 28 Decemder, 2009 # 381- FZ) which regulate the informational support of the commercial activity (changing information by means of the Internet, reporting the information by the regions to the federal center, etc.) But there are no provisions regulating the forming of the systems of collecting, cumulation and distribution of the information with the participation ofr the state authorities. The author introduces suggestions for the development of the federal system of collecting, cumulation and distribution of the information which is the essential part of the informational support for the commercial activity. Also the organizational contracts in the e-commerce sphere are examined.

Key words: Federal law on the commercial activity, information, commercial register, commercial activity

Marina N. Lyushina, PhD in Law, Russian Law academy under RF Ministry of Justice, reader and Head of the Department of entrepreneurial law, civil and arbitrary procedures

Features of the organizational nature of the preliminary agreement.....17

Preliminary agreement is an organizational agreement, which defines substantial conditions and terms of concluding the other, basic contract. It doesn't influence parties' property rights, but regulate obligation to conclude a contract in future on conditions, agreed in the preliminary contract. The author analyses arguable issues relating to the preliminary agreement and comments on certain provisions suggested in the Conception of the RF Civil legislation modernization.

Key words: preliminary agreement, organizational agreement, the Conception of the RF Civil legislation modernization, rent agreement, sale and purchase of a share in LLC agreement, down payment

Ekaterina V. Kosycheva, PhD in Law, International Judicial institute (Korolev branch), Reader of the Department of civil-law disciplines.

Formation of a separate commercial (trading) rights - foreign and Russian experience. The problem of a separate establishment, study and teaching of business (commercial) law with the production of qualitatively new problems contributing to the development of the private legal order is becoming increasingly important. Commercial institutions (commercial) law, like most other legal institutions regulating relations in the sphere of commercial activity is currently going through a difficult period in Russia. The author of the article the historical and legal analysis of the formation of a separate commercial (trade) law in the light of Russian and foreign experience

Keywords: Commercial (commercial) law, a merchant, historical analysis, science and philosophy.

Maria A. Yegorova, PhD in Law, Russian State Service Academy, Reader

Agreements between non commercial organization which unify commercial companies

The article researches the organizational agreements concluded by the non commercial organizations which unify the commercial companies in the sphere of organization of commercial

activity of the latter. They don't regulate the turnover of goods but are aimed at improving the commercial activity of participants of the market. But the provisions of such contract are to be checked whether they correspond to the regulations of competition protection legislation

Key words: organizational agreement, non commercial agreement, competition

E.V. Smirnova, Ulyanovsk State University, Law faculty, post graduate student

Contract for organization the passengers' transportation

The RF Civil Code doesn't contain the passengers' transportation contract. The court practice assesses it as a carriage contract, or a service contract, or as a hybrid contract. Also differs the approach of the municipal and RF Subjects authorities towards the subject of this contract. the author explores the nature of the agreement, its place in contract system and comes to a conclusion about the necessity of including it into the RF Civil Code

Key words: organizational agreement, frame agreement, passengers' transportation contract,

Y.Y. Semyonova, PhD in Law

Important problems of the commercial information regulations

The article reveals the problems in the sphere of commercial information, its classifying as a commercial secret. Problems of distinction between commercial and official secret are concerned.

Key words: commercial secret, official secret, information

Anna N. Zevaikina, PhD in Law, Samara State University, law faculty, Reader

Contract for the use of trade objects in contract system

The contract for the use of trade object is an organizational contract. the author explores difficulties arising from its use by people selling in the markets (taking into account the court practice point of view)

Key words: Contract for the use of trade object, contract, commerce, market

A.E.Kirpichyov, PhD in Law

Applying the construction of the frame agreements to the state and municipal contracts

The law on placement of state and municipal orders provides the possibility for the use of frame contracts, but it doesn't fix the mechanism of its applying. the Author explores the possibilities of its concluding taking into account the court and business practice.

Key words: frame contract, organizational agreement, state and municipal contract.

A.I. Makarov, PhD in Economics, Plekhanov Economical State Academy, Reader

Information support of the consumers

The state doesn't guarantee the quality of goods. But at the same time the law on consumer protection provides that consumers have a right to get a full, precise and updated information about the acquired good. The author suggests certain amendments to the legislation including the establishing the minimum requirements for the quality below which the producer wouldn't be able to issue a good to the turnover

Key words: consumer, consumer protection, goods, quality

Tatyana A. Batrova, PhD in law, Ryazan Branch of the Moscow Judicial Institute under the RF Ministry of internal affairs, Reader

The problems connected with the commercialization of the innovative production addressed to the consumers

Every innovation value becomes evident only when the product is commercialized, or put into turnover. Innovation commercialization is regarded as a complex purposeful activity which combines marketing, advertising and other promotional activities carried out to minimize the risk of putting the good into turnover. The article covers legal issues relating to innovation commercialization.

Key words: innovation, innovation commercialization, legal regulation of marketing, legal regulation of advertising,

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The history and contemporary development of the distributorship agreement

The article relates to the historical issues of distributorship agreement development. According to this agreement the buyer is obliged to buy goods from the seller and then to sell them through organized system of distribution channels. This kind of agreement is applied where it is necessary to provide goods movement from the distributor towards the consumer through various distribution channels. This increases sales volume, distribution of the goods in different kinds of retail outlets and provides the competition advantage for the parties

Key words: distributorship agreement

Y. Turlukowsky, PhD in Law, Warsaw State university, Law faculty, Reader

Certain issues concerning full partnership in the Polish law

The article explores the history of the application of the Polish Commercial Code, its coexistence with the Polish Civil Code; the related events (from 1918 until nowadays) are described. On the 1st of January, 2011, the new Polish Code on commercial companies and partnerships went into effect. The article introduces analysis of its provisions concerning the full partnership, its essence and special features of a full partnership as a participant of commercial turnover are researched; also the issues relating to creation and partnership contributions are covered.

Key words: Full partnership, Polish Commercial code, Polish code on commercial companies and partnerships

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Commercial holdings in the United Kingdom

The Russian legislation doesn't contain the wide-spread in foreign countries expressions: holdings, corporations, etc. The Enterprise act (2002) defines holdings as a body corporate of which the first body corporate is a subsidiary. This Act regulates many issues of holdings, which are vital for Russia as well, including issues arising from finance reporting, its investment activity, and also control over the uniting in to associations. Court practice examples show that in England there is not only the mechanism of holding and its subsidiaries provided, but also the possibility of business activity with companies and partnerships

Key words: Commercial Code, holding, corporation, finance reporting of a holding, investment activity of a holding

A.P. Zgonnikov, PhD in Law, Voronezh State University, Law faculty, Senior Lecturer

Mutual insurance companies organization

The subject of the research are the special features of creation and functioning of mutual insurance companies in foreign legal systems, including England, Germany, USA and France. The

different types of mutual insurance companies are explored, their distinction by legal entity forms and type of property insured. The historical aspects, concerning mutual insurance societies are mentioned.

Experience of the organization and activity of the largest foreign P&I clubs – sea clubs of a mutual insurance of responsibility of ship-owners is studied.

As a result the author allocates a number of characteristic organizational-legal forms of societies of a mutual insurance.

Key words: insurance, mutual insurance companies, mutual insurance, the organizational-legal form, legal systems of the world, sea club of a mutual insurance of responsibility of ship-owners, principle.

O.Fonotova, PhD in law

The reflection of modern economical trends in Incoterms 2010

On the 1st of January 2011 the new Incoterms 2010 came into force. One of the key features of this edition is the possibility to apply the trade terms not only in the international trade but also with respect to the internal commercial contracts. Now all the trade terms are divided into two groups: terms for any mode of transport (EXW, FCA, CPT, CIP, DAT, DAP и DDP); and terms for sea and inland waterway transport (FAS, FOB, CFR and CIF). A new approach was taken in relation to the contents of FOB, CFR and CIF; DAF, DES, DEQ and DDU terms were excluded; certain other amendments and modifications were introduced which are also discussed in this article.

Key words: Incoterms 2010, trade customs

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European contract law development

The article reviews the history of development of Principles of European law: commercial agency, franchise and distribution contracts, provides the information on the structure and general provisions of the document and also its significance for the international and as for Russian law. In addition the text of the document is published and provided with the translation into Russian which was carried out by the Lomonosov Moscow state university commercial law department under the scientific edition of Boris I. Puginsky (Doctor of Laws, professor) and Asif T. Amirov (Doctor of Philology, reader)

Key words: European contract law, Principles of European contract law, lex mercatoria, commercial agency, franchise, distributorship

Principles of European Law

Commercial Agency, Franchise and Distribution Contracts

The translation by the department of the commercial law and law fundamentals (Lomonosov Moscow State University, Law faculty) under the scientific edition of Boris I. Puginsky (Doctor of Laws, Lomonosov Moscow State university, Law faculty, professor, Head of Department of commercial law and law fundamentals), Asif T. Amirov, (Doctor of Philology, Lomonosov Moscow State university, Law faculty, reader of Department of commercial law and law fundamentals)

