

SUMMARY

Key Words: principles of civil law, civil Code, legislation, conscientiousness

Subject matter: Principles of civil law of the Russian Federation

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The topicality of the research. A particular relevance given to this problem is the fact that for a very long time absolutely all principles of civil law were based on the ideological postulates of the legislation of the USSR. From all this it followed that the legal content was disappearing from the principles, and the problem of principles was given the ideological coloring given to it. At the moment, there is a qualitatively new approach to the identification of the principles of civil law. In this connection, recommendations were made to both lawmaking and law enforcement agencies. In the period of innovations in the sphere of civil legislation, both from the theoretical side and from the practical one, new previously existing approaches to the discovery of the principles of civil law are also being created. These approaches should contribute to the most optimal implementation of modern civil law changes. Moreover, with the most optimal combination of interaction between civil law structuring systems, the functionality of civil law in the legislation of the Russian Federation will increase many times. In this regard, it can be confidently asserted that the relevance of this topic is the frequent application of civil law norms in social and legal relations, regulating them with the help of such important postulates of law as principles.

The aims of the research: analysis of the current state of the principles of civil law, the dynamics of their development.

Objectives

- to give a legal definition of the principles of civil law both in general and for each principle of civil law separately;
- consider the main directions of the emergence and development of the principles of civil law;
- analyze the main legal and regulatory documents that consolidate the principles of civil law;
- disclose the content of the principles of civil law;
- to investigate the mechanism of the influence of the principles of civil law on legal relations.

The theoretical and practical value of the research - as a result of consideration of this topic will be concluded that during the research attempts will be made to identify new problems that are subject to further investigation, as well as a description of the phenomena of reality that form the basis of practical actions in this or that area.

The results obtained:

1. Under the principles of civil law, one should understand the basic principles of civil-law regulation of public relations. Absolutely all the beginnings of civil legislation are built on principles.
2. Scientific publications written during the development of the institute of principles of civil law, without doubt create a huge layer for a deeper understanding of the meaning of principles. However, all this bulk material is not the basis for the absence of certain difficulties. They exist in the development of the foundations of civil legislation concerning the theoretical part of the principles being studied. This is due to the fact that the development of the theory of law requires a timely, direct rethinking of a number of categories, entering a new level of research. It is precisely the problem of the essence of the basic principles of civil-law regulation and their interdependence, their connection with other legal phenomena.
3. The adoption of new provisions in the Civil Code of the Russian Federation represents the largest achievement in the legislation in the history of our Fatherland. Now, in a sufficiently large and historically foreseeable period of time, the development of many spheres of Russian law, which in one way or another come into contact with civilization, will occur under the

influence of new ideas and provisions of the Civil Code of the Russian Federation, a new philosophy and ideology of civil and legal regulation, and new legal principles.

4. To date, the principles of civil law are the main principles, guidelines, expressing the whole essence of the norms of civil legislation, as well as determining the most important directions of its development. It is on their basis that all civil law as a whole is built. Moreover, since they are fixed in the current legislation, they also have a universally binding value. As a result, the principles are of particular importance both for the application of civil law norms and for the process of their development.

Recommendations:

- the principles of civil law are proposed to be considered from the viewpoint of a systematic approach. Within the framework of the latter, the essence of civil-law principles should be disclosed not separately, but in their ratio, which will reveal both the nature of interdependence between them and their purpose, that is, their functional purpose in civil law;

- legal principles, as guidelines for civil law, should be given special significance, which is their imperative for all participants of civil relations without exception. As a consequence, all civil and legal principles require a proper and appropriate regulatory compliance with the functions they perform;

- to create an effective legal mechanism for monitoring the activities of the judiciary, who too widely use the principles of civil law in the process of making judgments.