



**Dear readers,**

I would like to present for your attention the first regular issue of the journal "KAZAN UNIVERSITY LAW REVIEW" in 2019.

The issue you are holding now contains articles on vital questions of theory and practice of Russian and foreign law.

The issue starts with the article by Professor of Kazan Federal University, Doctor of Legal Sciences *Alfiya Kayumova* "Overcoming conflicts of criminal jurisdiction of EU member states and the practice of applying the principle of mutual recognition of judicial decisions." It is an extremely relevant topic in relation to today's realities. It is important to note that Professor Kayumova analyses steps and documents of the process of implementing the internal security (the Green Paper on Conflicts of Jurisdiction and the Principle of *ne bis in idem* in Criminal Proceedings, agreements and protocols) and also the latest tools for mutual recognition.

The issue is continued by the article of our colleague from Poland, Dr. hab. *Robert Jastrzębski*, Warsaw University, titled "Genesis of the *rebus sic stantibus* clause in the Polish civil law". The author argues that the genesis of the clause was traced back to the sources and principles of the Roman law. Generally, the *rebus sic stantibus* clause was initially defined as follows: any legal relationship (or "everything" in general, as it was once said) may expire or change if such expiry or change is required under modified relationships. The article concludes that the decisions of the Polish Supreme Court had a material impact on the formation of the *rebus sic stantibus* clause. The most important of them was the judgement in the *Fliederbaum-Kuhnke* case, which was elaborated at length in the European legal writings of that time, particularly in countries that dealt with similar problems after the end of World War I.

I am very pleased to introduce the research of *Alexey Demichev*, Doctor of Legal Sciences of the Academy of the Ministry of Internal Affairs of the Russian Federation in Nizhny Novgorod, written in collaboration with *Vera Iliukhina*, Candidate of Legal Sciences of the Academy of the Federal Penitentiary Service of Russia: "Positivist classification of the principles of administrative proceedings in Russia and Armenia – a comparative legal analysis". The authors analyze the Russian and Armenian codes of administrative proceedings and make a comparative review of them, highlight some of their problems and the difficulties of realizing these norms in practice, and suggest ways

to improve the codes. Constitutional principles of administrative proceedings, some of which are duplicated in codes while some are not, are also reviewed.

The “Commentaries” section contains interesting articles by two young researches from Moscow and Saratov on currently essential issues of inheritance law and interpretation of the term “wills” in Russia, which in the author’s opinion does not match real testamentary freedom (*Evgenii Petrov*) and the law of obligation in the implementation of civil law transactions involving the state with virtually unfavorable (indicating inefficiency, and even causing direct damage to the state) consequences, when the participants of such transactions are satisfied with the actual and legal *status quo* (*Vladimir Babakov*).

The practical section of the current issue “Conference Reviews” concludes with the material of our colleagues from Kazan on the event, which was held at Kazan University in the fall of 2018.

With best regards,  
Editor-in-Chief  
**Damir Valeev**