

**REVIEW OF THE THESIS
OF GEORGII LEONIDOVICH PUGIEV**

“Administrative responsibility for violations in the field of electoral legal relations” defended in the dissertation council DM.203.011.02 at Rostov Law Institute of the Russian Interior Ministry in candidacy for an academic degree of candidate of legal sciences, specialty 12.00.14. – administrative law, financial law, information law

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Current development of the institute of administrative responsibility to a large extent determined with the cardinal changes in many spheres of public life, including in the area of ensuring and protection of voting rights and the right of citizens of the Russian Federation to participate in a referendum, and, as a consequence, with the dynamic changes in federal legislation on administrative offences.

In this context, there is no doubt on the relevance of the dissertational research of Georgii Leonidovich, as it is dictated by both the interests of academic science and practical needs. In favor of the relevance of the reviewed research in practice takes place insufficient, may be said, fragmented scientific elaboration of the stated problem.

Scientific novelty of the dissertational research of G. L. Pugiev is defined not only by the fact that the integrated consideration of general-theoretical, practical and procedural issues of the institute of administrative responsibility has been achieved by its studying as a part of the administrative and legal mechanism for protection of the voting rights and the right to participate in a referendum, but also by resolved research tasks.

In the dissertation work is clearly formulated the object and subject of study, are set specific goals, and adequate to them theoretical and methodological basis is used. The dissertation aims and objectives are realized in full. Provisions issued

for defense, the findings and recommendations formulated in the thesis are based on a representative empirical data and theoretically argued, reflect an independent creative contribution of the applicant to the development of administrative and legal science, and contribute to the increment of scientific knowledge. Internal logic and structure of the dissertation study also should be recognized. Scientific and practical importance of the reviewed dissertational research is of no doubt.

Structure of the thesis consists of introduction, three chapters, which include nine paragraphs, conclusion, bibliographic list of references, 9 appendixes.

In the first chapter of the dissertation "The electoral legal relations as the object of administrative and legal protection" in a logical sequence discussed a range of issues dealing with the content of the electoral legal relations' concepts and the mechanisms of their administrative and legal protection; the analysis of the system of subjects to protect electoral rights and the right to participate in a referendum; the study of legal basis of ensuring security and the rule of law during the election process and the interaction of internal affairs bodies with election committees; the justification of the role of administrative responsibility as a tool for the protection of electoral rights and the right to participate in a referendum.

Based on the analysis of the general-theoretical provisions and current legislation the defender of the thesis managed to disclose the content of electoral legal relations acting central element in the mechanism of legal regulation of voting, show the genesis of approaches to resolving the issues of protection electoral rights of citizens of the Russian Federation, highlight the features that must be taken into account when determining the entities involved in the protection of electoral rights, and consequently, offer the author's classification of entities for the protection of electoral rights and the right to participate in a referendum within the framework of trials on administrative offences.

The studying by the highly regarded defender of the thesis the practice of interaction police officers and local election commissions is organic in terms of resolving main dissertation tasks.

Not indisputable, but deserve attention author's reasoning on administrative responsibility as a tool for the protection of electoral rights and the right to participate in a referendum.

In the second chapter, "Theoretical foundations and normatively-legal regulation of the administrative responsibility of electoral process participants" from system positions the dissertator evaluates the participants of an electoral process as subjects of administrative and tort relations, there is given a characteristic of objective and subjective features of administrative offences in the field of legislation

on elections and referendums, holds the analysis of the features of administrative responsibility of electoral legal relation subjects.

Deserves attention and support both the author's approach to the study of participants in an electoral process as subjects of administrative and tort relations and his classification of the subjective composition of administrative and tort relations in the field of electoral legislation, which allows to identify the features of the main (mandatory) subjects of administrative and tort relations within an electoral process, which are not only of theoretical interest but also of practical importance and have been used by the author in describing subjective signs of administrative offences in the field of legislation on elections and referendums, in identifying the features of administrative responsibility of specific categories of election legal relation subjects, as well as in the clarification the features of court proceedings on administrative offences in the field of legislation on elections and referendums.

In general can be positively evaluated the contained in the work description of the objective and subjective signs of administrative offences in the field of legislation on elections and referendums. Of particular interest are the provisions on the duality of the administrative and legal status of election commissions and peculiarities of bringing to administrative responsibility a specific group of entities that are unique only to administrative offences in the field of legislation on elections and referendums, namely the candidates, members or authorized representatives of an initiative group on referendums, persons authorized to act on behalf of a candidate, electoral association or attracted by such persons for conducting an election campaign, authorized representatives for financial matters of the candidate.

In the third chapter, "Theoretical and practical aspects of proceedings on cases of administrative offences in the field of legislation on elections and referendums", defender of thesis focused on the review of the stage-to-stage features of proceedings on administrative offences in the field of legislation on elections and referendums, and on the analysis of the application of ensuring measures in proceedings on cases of administrative offences in the field of electoral legislation.

Correctly noting that one of the fundamental issues that ensure the validity of proceedings of cases on administrative offences in general and, in particular, on such cases in the field of the legislation on elections and referendums, is the compliance with the requirement on the choice of subjects authorized to institute cases on administrative offenses, applicant in detail described the applicability of each provided for by part 4 of article 28.1 of the CAO RF variant of institution a case on administrative offence to an administrative offences in the field of legislation on elections and referendums, highlighted the range of entities authorized to institute

proceedings on administrative offences in the field of legislation on elections and referendums, substantiated the main features of consideration cases on administrative offences in the field of legislation elections and referendums.

Consideration the issue of application of ensuring measures in proceedings on cases of administrative offences in the field of electoral legislation complemented the substantiated views of the distinguished author on the crucial role of internal affairs bodies (police) in the system of subjects for the protection of electoral rights and the right to participate in a referendum.

The most significant findings of the dissertation research are formulated in the form of provisions for protection, offers on improving the Code on Administrative offences of the RF.

In view of the above, the work of Georgii Leonidovich represents a topical, complex and, at the same time, interesting scientific study.

The foregoing allows to conclude that the thesis work under review on the topic of "Administrative responsibility for violations in the field of electoral legal relations" fully compliant with the requirements of the Decision of the Government of the Russian Federation No. 74 from January 30, 2002 "On approval of the Unified Register of Scientific Degrees and Academic Titles and the Regulation on the Procedure for the Awarding of Academic Degrees" (with further amendments and additions), which are placed to the master's thesis, and its author - honorable Georgii Leonidovich Pugiev deserves the award of the desired degree of candidate of legal sciences, specialty 12.00.14 - administrative law, financial law, information law.