

TABLE OF CONTENTS AND ABSTRACTS

METHODOLOGY AND THEORY OF LEGAL PSYCHOLOGY

PSYCHOLOGICAL PRECONDITIONS OF PERSONAL ACCEPTANCE OF A NEW STATE HOLIDAY

M. I. Volovikova, A. M. Borisova

Abstract. The article presents the analysis of psychological problems caused by changes in the public holiday calendar. The special role of public holidays is to create civic and cultural-historical identity, to provide the continuity of the historical memory and transmission of moral and ethical values. The article describes the main results of empirical research of conditions in which person accepts a new holiday; it is revealed that the image of the holiday "November, 4" as a day of national unity hasn't been formed yet, but there is some positive dynamics in the development of people's attitude to this holiday.

Key words: psychological effect, personality, state holiday, social representations, historical memory, civic identity, cultural continuity.

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THE IDEAS OF JOSIAH ROYCE IN THE CONTEXT OF OFFICIAL LOYALTY CONCEPTION

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Abstract. The article attempts to analyze loyalty theory, developed in the early 20th century by American scholar Josiah Royce in his fundamental work «The philosophy of loyalty». The latter was widely used in development of various theoretical and applied problems related to loyalty. The purpose of this analysis is to assess the applicability of the Royce theory in developing of official loyalty conception. The study of original source (Royce, J., 1914. "The philosophy of loyalty", New York: McMillan Company) and comparison of its propositions with the previously developed by the author statements of official loyalty conception are used as research methods.

During the analysis, the author connects the decline of interest in Royce's concept in the second half of the twentieth century with the development of researches of loyalty in the context of private law relations, particularly employee loyalty. It is noted, that Royce's theory of loyalty is suitable for studies of loyalty of persons who act within public-legal relationships, federal employees who are the subjects of official loyalty, for example. The pragmatism of Royce's theory and possibility of its use in certain areas of life, such as official activity are noted.

The author considers that the most valuable and applicable for the development of official loyalty conception are the following J. Royce's ideas of loyalty:

- 1) the idea of the practical expression of loyalty;
- 2) the idea about formation of a constancy in behavior on the basis of continuously operating, constant and deeply realized core meanings and values;
- 3) the idea of transpersonal, socially-significant object of loyalty;
- 4) the idea about correspondence between duty and internal desires shaped by the person during self-determination;
- 5) the idea about social origin of duty;
- 6) the idea of integration of formal duties and moral principles in loyalty;
- 7) the idea about the advantages of loyalty for the loyal person.

This article describes the limitations of Royce's theory for the conception of official loyalty, but overall, the possibility of using its statements for official loyalty conception's formation is discussed.

Key words: loyalty, official loyalty, duty, object of official loyalty, forming of official loyalty.

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SOCIAL INTELLIGENCE AND SOCIO-PSYCHOLOGICAL ADAPTATION: WHAT DO THEY HAVE IN COMMON?

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Abstract. Social intelligence is a psychological phenomenon that is difficult to study outside the real-life social context. One of the approaches to the understanding of its psychological nature could be its comparison with similar phenomena. Social Intelligence and Socio-Psychological Adaptation have been chosen for the comparative analysis as, by definition, both contain similar socio-psychological components. Moreover, some authors define social intelligence as “adaptive intelligence” or “adaptive behavior”, the terms in which Socio-psychological adaptation can be described as well. Hence, social intelligence and socio-psychological adaptation are ontologically related. According to the comparative analysis conducted by the author, the similarities of social intelligence and socio-psychological adaptation are as follows:

1. There are historical parallels in the development of the two concepts.
2. There are common grounds for the two concepts to be explored by social psychology.
3. Generically, they are related to intelligence (‘social intelligence’) and adaptation (‘socio-psychological adaptation’) which are inter-related concepts.
4. Both social intelligence and socio-psychological adaptation are social psychology concepts as each has its own semantic field linked to the basic principles of social psychology and correlated with its other concepts.
5. They are both connected with the individual characteristics of a person which is proven theoretically and supported by the author’s empirical research.

Even the difficulties of their empirical study are caused by the same problem, i.e. lack of conceptual clarity resulting in the shortage of adequate research tools. What is more, many researchers don’t differentiate the social environment in terms of culture, ethnicity and gender.

Key words: social intelligence, social adaptation-psychological, the comparative analysis, a subject field, social psychology.

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APPLIED AND EXPERIMENTAL RESEARCHES

PSYCHOLOGICAL AND ORGANIZATIONAL-LEGAL SUPPORT OF MINORS INVOLVED IN INVESTIGATIVE ACTIONS

N. V. Klueva

Abstract. The article presents the system of psychological, organizational and legal support to minors involved in investigative actions, which is formed in the Yaroslavl region. Organizational-legal bases, objectives, tasks, rights and responsibilities of participating in investigative actions psychologists and teachers are stated. The content of activity of mobile groups of psychologists and teachers, providing psychological support to minors is described. Requirements for professional competence and personality of psychologists and teachers are specified.

The content of the training programs for psychologists, teachers and investigators working with minors is presented. The training program for psychologists and teachers includes such topics as procedural and legal aspects of working with minors; psychological and age features of minors and their manifestation in situations of investigative actions; technology of professional communication with minors especially professional communication with a minor - victim, witness, suspect; requirements for personal features of professionals working with minors. Training program for investigators includes psychological characteristics of minors; professional communication of investigator with minors; psychological and ethical requirements for the investigator; the interaction between the investigator, psychologist / teacher at work with minors.

This system was created by specialists of the Corporate Education and Consulting Centre (Yaroslavl State Demidov University) and implemented into practice of leading psychological centers of Yaroslavl and Yaroslavl region and the Investigative Committee of Russia in Yaroslavl region

Key words: psychologist, teacher, investigator, investigations, minor children, support system, psychological and pedagogical competence, organizational and legal framework, training.

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CRIMINAL SUBCULTURE OF JUVENILES IN CONFINEMENT AND PREVENTION OF ITS EXPANSION

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Abstract. The problem of prevention of crimes and other offenses committed by juvenile suspects and defendants in pretrial detention and convicts of educational colonies under the influence of criminal subculture that is distributed among teenagers is considered in the article. Its negative impact on society, manifestations in the penal system institutions, including crime and willful violation of the established order of punishment committed by juvenile offenders is described. Based on the analysis of qualitative composition of newly-sentenced adolescents, the conclusion about the role of external factors (Borstal institutions for minors with deviant and delinquent behavior, recidivists, family members, criminal teenage youth groups) through which assimilation and dissemination of criminal subculture begins is drawn. The results of study conducted in 2015 by employees of PKU Research Institute of the Federal Penitentiary Service of Russia with the participation of 406 employees of the regime, educational, psychological and operational services from 20 educational colonies of territorial bodies of FSIN of Russia, acting as experts for the analysis of reasons for and motivation of committing delinquent acts by the prisoners while serving their sentences are described. the leading role of social and legal nihilism (negativity), convicts' cynicism in the commission of crimes and offenses, including opposition to law and regime requirements its rejection; the presence of anti-social views, attitudes, principles, habits, denial of significance of any restrictions; contamination of crime (prison) subculture, steadiness of criminal attitudes have been confirmed. The data of departmental statistics, illustrating the dynamics in the protesting behavior of convicts who are negatively inclined towards institutions' administration, as well as concrete examples of individual and mass protest behavior are given. Measures aimed at preventing of dissemination of criminal subculture in prisons, undermining of its ideological and moral foundations, debunking of myths, as well as carrying on of anti-propaganda of criminal subculture and its informal leaders are proposed. Some types of organization of penitentiary imprisonment, used in foreign countries for criminal subculture prevention are specified.

Key words: criminal subculture, juvenile offenders, suspects and accused persons, crimes and offenses prevention.

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THE ROLE OF UPBRINGING IN THE FORMATION OF INDIVIDUAL VOLITIONAL CONTROL AND SELF CONTROL OF THE CONVICTED

R. R. Ashrapova

Abstract. The article is dedicated to the problem of correction and re-education of the prisoners, estimation of the role of self-control and prisoner's volitional qualities. The objective of the study is convicted person's identity. The subject of the study is person's upbringing in two-parent full family as a factor of strong will development and regulation. Another aim of the study is defining the differences in the level of self-control of the condemned, brought up in single-parent and two-parent families. The research is based on the understanding of the will as the highest mental function within the framework of cultural-historical approach (L. S.Vygotsky, L. I. Bozovic, V. A. Ivannikov), and on the views of foreign psychologists considering self-control in terms of strong-willed regulation (R. Baumeister, E. V. Eydman, P. A. Rudic). The obtained results confirm the data of scientists on the role of the family and upbringing in the formation of self-control. Such factor as upbringing in two-parent family contributes to more developed individual volitional control and self-control of the convicted, so that it can serve as a basis for developing correctional programs for persons with deviant behaviour. It is necessary to continue the search for additional factors to facilitate the development of volitional control as well as self-control of the convicted.

Key words: will, self-control, persistence, composure, family, convicted person.

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POSSIBILITIES OF CORRECTION OF PSYCHOLOGICAL PECULIARITIES OF CONVICTED WITH PERSONALITY DISORDERS AND DIFFERENT TYPES OF RESPONSE TO CONFINEMENT (BY THE EXAMPLE OF DEPARTMENTS OF FPS OF THE RUSSIAN FEDERATION IN KRASNODAR AND MOSCOW REGIONS)

Sochivko O. I., Eremina E. K.

Abstract. Possibilities of correction of psychological peculiarities of convicted females with personality disorders and different types of response to confinement are considered in the article. Some of them have difficulties in regulation of their emotional state, deficiency in communicative skills that help to communicate with environment and other convicts constructively and follow the rules. The main goal of psycho-correctional influence on convicted is psychological support, formation of attitudes about law-obedient way of life, changing of personal characteristics, development of abilities to control own emotional state and interaction with others. The subject of psychological correction is identity of convicted females and the way of adaptation to deprivation of freedom. Three clusters were formed in the result of diagnostics and statistical methods; each of them corresponds to a certain psychodynamic style (antisocial positioning, anxiety-depressive type and cluster including psychological defense mechanisms). The program of psychological correction on the basis of psych-dynamics' peculiarities has been elaborated in accordance with revealed ways of adaptation to confinement.

The results showed that: 1). convicted females who are off the register (group № 1) demonstrate mainly anxiety-depressive way of response to confinement; 2). convicted females who are on the record (group № 2) more often than others use spectrum of psychological defense mechanisms that distort the perception of reality and are manifestation of intrapersonal conflict; 3). convicted females who are under a psychiatrist care with the diagnosis of personal disorder (group № 3) continue to position themselves in antisocial way.

Key words: penal system, identity of convicted female, psychological peculiarities of convicted females, mechanisms of psychological defense, re-socialization.

ACCENTUATION AND DETERMINATION OF DESTRUCTIVE DEVELOPMENT OF COGNITIVE SPHERE IN ADOLESCENCE

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Abstract. The results of empirical study of adolescents' character accentuations are presented in the article. Prevention of destruction is focused on formation of person's intellectual orientation and successful development of cognitive sphere in adolescence. Experimental longitudinal studies that enable to provide timely psychological support and optimize the development of adolescent's cognitive sphere

are presented. The results obtained during three "sections" allow diagnosing psychotypes by several basic parameters (dominant trait, attractive traits, traits, repulsive and leading to conflicts traits, peculiarities of communication and friendship, attitudes to learning and labor). The result of this study confirms theoretical prepositions of the well known researchers on this issue and supplements ideas about variability of character accentuations and strengthening or weakening of a certain accentuated features in the process of maturing. The presents test is not exclusive for accentuated features diagnostics, additional diagnostic was used for this purpose.

Key words: determination of destructive development of cognitive sphere, accentuations of character, adolescence, emotional indicators of character, person's intellectual orientation, cognitive orientation-regulated components, attentional abilities, imaginational qualities, emotional- volitional components, intellectual traits, educational resource's levels, strong-willed character traits in adolescence", psychotypes.

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PSYCHOLOGY OF SOCIAL PHENOMENA AND LIFE QUALITY

I-FUNCTION OF ANXIETY/FEAR AND EGO DEFENSE IN WOMEN WITH EATING DISORDERS

E. V. Kamenetskaya

Abstract. The study was conducted to identify the relationship between eating disorders, personality features of anxiety/fear, aggression and the use of primitive defense mechanisms. We hypothesized that there is a relationship between uncertain symbiosis complex, which keep undeveloped such leading I-functions of personality as anxiety/fear, aggression and eating disorders.

The study used the following methods:

1. Questionnaire: "Thoughts and patterns of behavior" (Anikina A. V., and Rebeko T. A.);
2. I-structural test by Gunter Ammon (ISTA).
3. Psychodiagnostic technique "Questionnaire of personality defense mechanisms" by V. A. D. A. and Negri by Dimitri Titkov (Negri, Titkov, 2012).

The sample consisted of 70 women concerned with excessive weight (aged 25 to 55 years old, with higher education). The studies were conducted individually. Data were processed in the software Statistica 8.0.

Reliable correlations between anxiety/fear aggression, overeating, and primitive defenses were obtained as the result of the study. Path analysis method clarified the direction of correlations. We found that Destructive anxiety/fear (C2) has a negative effect on Constructive aggression (A1) and a positive effect on the Deficit aggression (A3) – the individual experiences a sense of loss of control over the situation, feeling of own helplessness in front of the supposed dangers, while constructive anxiety/fear is a necessary I-function for coping with reality. Destructive anxiety/fear (C2) has a positive effect on the variable of Overeating and Deficit anxiety/fear (C3) has a positive effect on such primitive defenses as primitive isolation, projection, splitting and dissociation. Thus, we got confirmation of the hypothesis about the relationship between uncertain symbiosis complex and eating disorder.

Not being able to differentiate cognitive, affective and behavioral characteristics, the individual uses of primary, immature defense mechanisms and overeating, as the border between the self and the outside world. We believe that the results are of great importance for diagnosis and further psycho-correction work with clients with eating disorder.

Key words: eating disorders, overeating, constructive, destructive, deficit aggression, constructive, destructive and deficit anxiety/fear, primitive defense mechanisms.

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EARLY MALADAPTIVE SCHEMAS AND MODES IN ADULTS WHO SEEK AND DO NOT SEEK PSYCHOLOGICAL SUPPORT

P. M. Kasyanik, M. V. Galimzyanova, E. V. Romanova

Abstract. The bases for Schema Therapy by Jeffrey Young are basic emotional needs, early maladaptive schemas, dysfunctional coping strategies and modes.

Schemas arise in childhood as a result of dysfunctional interactions with significant others and continue to develop over a lifetime. Activated schemas cause affective emotional states - modes that can be dysfunctional. Study of representation of early maladaptive schemas and modes in seeking and not seeking psychological support adults, was conducted using Jeffrey Young's diagnostic tools. The study involved 842 people - 296 patients of psychological center and 546 respondents who did not seek psychological help. It has been revealed that 11 out of 18 schemas are significantly frequently represented in the group of clients of psychological center than in the control group. Respondents, who did not seek psychological help, manifest «Impulsive Child» mode and maladaptive coping modes: «Compliant Surrenderer», «Detached Protector», «Detached Self-soother». The difference in modes' frequency between clients and control groups is less significant for women than among men, because women are more sensitive to manifestations of inadequate states and more frequently than men turn to psychological support.

The differences between two samples are more unambiguous in schemas than in modes. Perhaps in people, who do not seek psychological help, the presence of implicit schemes can be compensated by development of dysfunctional modes, preventing the conscious search for ways of rational behavior intervention. In addition, persons who applied for psychological help are able to more effectively control of their dysfunctional modes and correct their emotional state and behavior. The study confirmed the hypothesis of a greater representation of early maladaptive schemas in patients seeking psychological help.

Key words: early maladaptive schemas, dysfunctional schema modes, basic needs, schema therapy, psychological help, coping strategies, psycho-correction work, cognitive structures, traumatic childhood memories.

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PSYCHOPRACTICES

THE USE OF ART TECHNOLOGIES AS A MEANS OF TEACHING LEGAL DISCIPLINES AND INSTILLING PATRIOTISM AMONG LAW STUDENTS

Zh. B. Ivanova

Abstract. The problems of patriotism's instilling among law students are considered in the article. The author shares her experience in combination of education and training of students by art technologies. The skilful use of elements of art and culture in the learning process make the process of education and training more effective, creative and informative.

Key words: patriotism, culture, art, upbringing, education, art technology, students.

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ASSISTANCE TO ADMINISTRATORS

PSYCHOLOGICAL COMPATIBILITY OF PARTICIPANTS IN CRIME SCENE EXAMINATION

V. V. Fomin

Abstract. Education, operational experience, communication, qualification and professional self-development are the main ways of achieving of professionalism. As for operational experience, nobody is born as professional, practice makes them. At the article professional experience of investigator and other participants in crime scene examination, their professional and psychological compatibility are discussed. Examination of scene of crime is an independent investigatory action aimed at disclosure of traces of crime, other material evidences, clarification of situation of event and other related circumstances. Each crime leads to a certain changes in material environment, reflects in men's mind. Changes in environment can be disclosed, fixed, studied and used as evidences. Often examination of crime scene is conducted under the conditions of ambiguous investigative situation and this is typical for the initial stage of investigation. What has happened? Whether it was a crime, an accident, a dramatization? If it was a crime, than what kind it was? Who committed it and why? While preparing for departure to the place of action, an investigator should get ready for future actions. Investigator's activity consists of a number of operations and is realized through cognitive, organizational searching and ascertaining elements. Examination of place of crime is a kind of complicated comprehensive activity and consists of action of investigator, officers of inquiry agency, specialists and witnesses under the leading role of the investigator. Careful preliminary psychological, organizational and technical preparation is the most important condition for successful examination of scene of action.

Key words: specificity of examination of scene of action, psychological compatibility, success in investigative examination, investigator's professional experience.

ASSISTANCE TO YOUNG SCIENTISTS

USE OF BIOLOGICAL FEEDBACK TECHNOLOGIES IN THE SYSTEM OF PSYCHOPHYSIOLOGIC TRAINING OF PENAL SYSTEM OFFICERS

Voronin R. M., Semenov Yu. N.

Abstract. Nowadays the role of psychological support for penal system officers at different stages of their service increases significantly. Training for methods of psychological self-regulation, mediation, breathing exercise is an important component of penal officers' psychological support. The use of the presented techniques stimulates resistance to stress, creates conditions for emotional balance, personal development and is effective in different crisis states. Therewith, there can be certain difficulties while training for the methods, absence of objective criteria of successfulness in mastering of the method being one of them. Therefore, to increase efficiency of mental self-regulation training, the use of technologies of functional biocontrol based on principles of biological feedback is highly promising. To assess the efficiency and possibility of utilization of technologies of biological feedback in the practice of penal system officers' psychological training, special study with "Varicard" hardware and software complex was conducted. Varicard is assigned for evaluation of vegetative nervous system state by means of mathematical analysis of cardiac rate variability. The results of the experiment suggest further study of biological feedback with the use of cardio-interval- metric in psychophysiological training of penal system officers. Development of this approach opens up wide prospects for utilization of biological feedback technologies in prevention of functional abnormalities and psychosomatic disorders by disclosure and utilization of human organism's reserves.

Key words: officers of penal system, mental self-regulation, biological feedback, functional biocontrol, variability of cardiac rate.

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DURA LEX SED LEX

STATE LEGAL POLICY IN THE SPHERE OF RECOMPENSE FOR LIFE AND HEALTH OF PENAL SYSTEM OFFICERS

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Abstract. Characteristic of modern state legal policy in the sphere of material security and recompense for loss of life and health are given on the basis of system analysis of scientific literature, legislation and law enforcement practice concerning indemnification caused by the loss of life and health of penal system officers. Penal system officers are those who serve in the Federal State Law Enforcement agencies as rank-and-file and command staff and have special ranks in penal system institutions and agencies. Existed legal system conditioned the creation of mechanism of recompense for loss of life and health of penal system officers, that is the system of legal principles, norms, grounds, conditions, subjects, maintenance (ways, volume, rate) of indemnification, as well as types of protection provided by legislator for the purpose of effective restoration of pecuniary and (or) non-pecuniary rights (goods) of a person as a result of his/her rights' violation. The realization of the mechanism is possible in public (as system of pay-offs - lump-sum payments and monthly pecuniary recompenses) as well as in civil (as the result of legal procedure or system of voluntary and obligatory State insurance) spheres. Institution of indemnification for penal system officers is a complex one that combines private and public methods of government regulation and manifests itself as: the measure of civil responsibility of state authorities or their officials, injurers; as a system of pay-offs (lump-sum payments and monthly pecuniary recompenses); as a system of insurance arrangements in the system of obligatory State insurance of penal system officers' life and health.

Recompense for loss of life and health for penal system officers is a complex legal constitution that provides reliable civil and social defense of pecuniary interests of Penal system officers (and members of their families) in case of life and health loss; complex legal institution that regulates social relations on restoration of pecuniary status of penal system officers and compensation of moral and physical sufferings connected with harm to officer's life and health caused by his service in federal state law enforcement system as rank-and-file and command staff in FPS institutions and

agencies. Based on formal juridical approach which is fixed in article 8 of Civil Code of RF, grounds for indemnification should be understand, first of all, as normative legal acts (legal norms) providing, on the one hand, the right of FPS officers to indemnification, and mechanism of such indemnification, on the other; secondly, the fact of injury for FPS officer's life and health; and in the third place – insurance contract in relation to obligatory state insurance of FPS officers' life and health. Conditions for indemnification are: employment relations of the officer with FPS institutions or agencies that define his legal status as an FPS employee; and implementation of duties at the moment of injury or the presence of direct causation between them. The level of injury's heaviness that defines the volume (way) of its indemnification; causation between mutilation or other injury and implementation of his duties as FPS officer are the conditions that define the unity of legal and medicine aspects of recompense for injuries.

Key words: legal policy, penal system, indemnification, life, health, officers of law enforcement agencies, obligatory state insurance, social security, civil responsibility.

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THE VALUE OF SOME PSYCHO-DRUG DATA IN THE PROCESS OF INDIVIDUALIZATION OF CRIMINAL LIABILITY AND PUNISHMENT

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Abstract. The legislator in the content of the Criminal code of the Russian Federation sets out regulations providing the possibility of individualization of criminal liability and punishment. Methods of recording the identity of the perpetrator and convict, drug addict or the patient in a state of intoxication are described in details. Of particular importance these characteristics become in the course of preliminary investigation and trial, as well as when executing the sentence, serving criminal punishment and revealing of areas for convict's re-socialization.

Drug addiction being a mental disorder, not excluding sanity, significantly alters intellectual-volitional and motivational mental processes. Systematic poisoning of the body causes changes in the Central nervous system with the development of pathological changes. The need to achieve psychological and physiological comfort by intoxication determines the orientation of behavior of a drug-addicted person. In accordance with the provisions of article 22 and part 2 of article 61 of the Criminal code of the Russian Federation drug addiction may be accounted as a mitigating

factor when imposing a penalty. Painful dependence on non-medical consumption of narcotic drugs and psychotropic substances when committing crimes related to drug trafficking without intent to sell, significantly changes person's subjective experience. However, the results of the psycho-narcological examination are underestimated. The courts ambiguously understand the importance of the disease or its absence when sentencing. In this connection, the cases of drug trafficking without intent to sell are of special interest. Unification of judicial practice is possible if consider drug addiction as a mitigating circumstance together with other data. This will encourage the drug addicts to undergo psychological and drug testing, reveal them effectively, carry out medical, rehabilitation and preventive measures that are provided by the law. The results of psycho-narcological forensic examination, appointed on a mandatory basis, have significant criminal- procedural, penal and executive meaning for criminal liability and punishment individualization.

Key words: Criminal Code of the Russian Federation, drug-related crimes, drug addiction, mental disease not excluding sanity, law enforcement practice, psycho-narcological examination.

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