

Institute / Higher School: Law Institute

Chair: Chair of Constitutional and Municipal Law

Level of study: bachelor's degree

Profile: 40.03.01 - Jurisprudence (state and legal profile)

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Subject matter: The Constitutional Court of the Kabardino-Balkarian Republic

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The topicality of the research is that the institution of constitutional (statutory) justice is a fairly young institution in the system of Russian legislation. However, despite this constitutional production is certainly important as it serves as an additional guarantor of the protection of citizens' rights and freedoms, both at the federal level of Russia and at the level of the subjects. The main task of constitutional justice in the constituent entities of the Russian Federation is to resolve social conflicts and contradictions arising in lawmaking and law enforcement activities by checking the constitutionality of acts of state bodies at the regional level and local self-government that are mandatory, that is, by exercising constitutional control.

The Kabardino-Balkaria Republic was one of the first in the Russian Federation to create a specialized body of judicial constitutional review - the Constitutional Court. The creation of such an organ in the Republic testified not only to the adoption of the principle of separation of powers, but also to its consistent implementation and the creation of the necessary legal guarantees for the latter.

At present, constitutional (statutory) justice is increasingly becoming the subject of discussions among scientists. In the scientific literature different views are expressed about the role and place, tendencies and problems of development, but there is no unified opinion to date. With each year of work on this topic, more and more, but with questions in its study there is even more.

The aim of the research is a theoretical study of the problems of constitutional (statutory) justice in the subjects of the Russian Federation, as well as the development of practical recommendations on improving the regulation of the activities of the Constitutional Court of the Kabardino-Balkarian Republic.

Objectives:

- disclose the concept and essence of constitutional (statutory) justice of the subjects of the Russian Federation;
- study the history of the formation of constitutional (statutory) justice of the subjects of the Russian Federation;
- consider the regulatory legal regulation of the activities of constitutional (statutory) courts of the subjects of the Russian Federation;
- examine the competence of the constitutional court of the Kabardino-Balkarian Republic;

- determine the constitutional and legal status of a judge of the constitutional court of the kabardino-balkarian republic;
- consider the general rules of production and decisions of the constitutional court of the kabardino-balkarian republic.

The object of the study are public relations that are formed in the process of formation and development of the institution of constitutional (statutory) justice of the subjects of the Russian Federation, as well as the activities of the Constitutional Court of the Kabardino-Balkarian Republic.

The subject of the study are the norms of the constitutional law of Russia, in which the basic principles of functioning of the institution of constitutional (statutory) justice in the constituent entities of the Russian Federation are consolidated and disclosed, as well as the rules of law governing the activities of the Constitutional Court of the Kabardino-Balkarian Republic.

The theoretical and practical value of the research is made by the conclusions and proposals formulated in the work that allow to determine the tendencies in the development of the institution of constitutional (statutory) justice of the subjects of the Russian Federation, to create a concept for improving the norms of constitutional law in the light of the establishment and development of this institution, and to determine the significance of the Constitutional Court of the Kabardino-Balkarian Republic in the system of the said institute.

The results obtained: The development of constitutionalism presupposes the development of political and legal culture in Kabardino-Balkaria, which in the long run will positively affect the assertion of law in the Kabardino-Balkarian Republic and in the Russian Federation as a whole. For a normal progressive development, it is vitally important to ensure that judicial protection becomes a simple and understandable way for each person to defend his legitimate interest. In this regard, there is a need to enhance the general legal culture of all participants in constitutional and legal relations, up to the need to include special courses in higher education institutions of the Republic, appropriate coverage of opportunities and activities in all types of media. Thus, the Constitutional Court of the CBD already conducts similar work through its official website.

The existence of the Constitutional Court of the CBD in the system of state power bodies of Kabardino-Balkaria is a significant factor of the political, legal and social stability of the Republic, observance of its constitutional legality on its territory, an additional instrument for the protection of constitutional rights and freedoms of man and citizen.