

Introduction to Law in KZ (Lecture #1)

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Terms & Translation

- a. Law – Право
 - b. Statute - Закон
 - c. Offense - правонарушение
 - d. Tort – деликт
 - e. Felony – преступление
 - f. Misdemeanor - проступок
 - g. Normative – нормативный (обязательный)
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Plan

- I. What is Law? (Law vs. Statute)
 - II. Legal Acts
 - III. Hierarchy of Legal Acts
 - IV. Scope of Study
 - V. Offense
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I. What is Law?

- What is Law?
- Law vs.(против) Statute

I. What is Law?

- Law (definition) – set of
 - (1) compulsory norms of behavior
 - (2) sanctioned and enforced by government
 - (3) to be complied with by all people in the country
 - Statute – source of law, legal (i.e., binding/то есть, обязательный) act
 - Hierarchy of legal acts
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II. Legal Acts

- Legislative Act (законодательный акт)

vs. or versus (против)

- Sub-legislative Act (подзаконный акт)
 - Why it is necessary to define acts and know the hierarchy?

II. Legal Acts

Example

- Let's assume that KZ president issued a decree authorizing (уполномочивающий) the police to make arbitrary (произвольные) arrests of people in KZ without court or prosecutor sanctions.

 - Let's assume that it contradicts (противоречит) KZ Criminal Procedure Code?
 - What act prevails? Code or Presidential Decree?
 - What act is legislative? What act is sub-legislative?
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III. Hierarchy of legal acts

- **Legislative acts (законодательные акты)**
 - A. Constitution
 - B. Constitutional Statute
 - C. Code
 - D. Statute
 - E. Presidential Decrees having the force of Statute

III. Hierarchy of legal acts

- **Sub-Legislative Acts (подзаконные акты)**
 - A. Presidential Decrees
 - B. Acts of Parliament
 - C. Acts of Cabinet of Ministers
 - D. Other government acts
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IV. Scope of Study

1. Theory of State & Law
 2. Criminal Law
 3. Civil Law
 4. Constitutional Law
 5. Labor Law
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V. Offense

1. Offense (правонарушение) vs.
 2. Felony (преступление) vs.
 3. Misdemeanor (проступок) vs.
 4. Tort (деликт)
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V. Offense

- What are the differences?

V. Offense

Offense

**Tort
(Civil
Offense)**

**Misdemeanor
(Administrative
Offense)**

**Felony
(Criminal
Offense)**