

SUMMARY

Key Words: the arbitration court, the Arbitration prouyessualny code, persons participating in business, arbitration process

Subject matter: Subjects of arbitration process

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The relevance of the research topic. Over the past twenty years, the implementation of justice in the field of economic, economic and legal relations has undergone significant changes. The adoption of legislation on arbitration courts, the replacement of the system of state arbitration in Russia by arbitration courts provided an opportunity to resolve these issues in arbitration courts. The Arbitration Court has been given the authority to consider specific disputes that take place in areas such as entrepreneurship and economic management.

In this regard, of particular interest is the consideration of the legal status of participants in the arbitration process acting as subjects of these legal relations. Equally important is the study of the role in the arbitration procedure of other persons. The main source of procedural legal norms is the Arbitration Procedural Code of the Russian Federation.

The relevance of the study confirms the fact that modern conditions for the development of market relations in Russia are characterized by an increasing number of organizations and entrepreneurs who seek protection of their legal rights and economic interests in arbitration courts.

This leads to the fact that more and more participants in market relations are involved in the orbit of the arbitration process. Speaking in one capacity or another (for example, as a plaintiff or defendant), they become participants in the arbitration process.

Knowledge and ability to use procedural rights and obligations that are provided for by the arbitration law, largely predetermine the outcome of the dispute. This indicates that the importance of understanding the arbitration procedure rights of the parties today is difficult to overestimate.

Note that the number and composition of participants in the arbitration process cannot be limited solely to such participants as the plaintiff or the defendant. Each participant in the arbitration procedure has a certain role, which can be decisive in the outcome of the case, each participant is the carrier of certain rights and obligations determined by their place in the arbitration process.

The formation of the currently existing norms and obligations of participants in arbitration procedure proceeds back to 2002, when the new Arbitration Procedure Code of the Russian Federation (hereinafter referred to as the APC RF) entered into force. It has fundamental differences from the 1995 agro-industrial complex. in terms of content.

It can be said with certainty that some of its provisions, which regulate the legal status of participants in the arbitration process, are real innovations in Russian proceduralism. So, for example, for the first time in domestic science, the introduction of new procedural figures has taken place in the arbitration process: the assistant judge and the court secretary. From 2002 to 2018, the Arbitration Procedure Code was repeatedly edited and continues to be improved. By January 2019, the legislator has already prepared a new edition of some articles of the agrarian and industrial complex of the Russian Federation. In this regard, it seems relevant to study the updated legislation.

The purpose of the work: to study the legal status of subjects of arbitration procedure.

Objective: analyze the concept of arbitration procedural legal personality, study the specifics of the procedural activities of subjects of arbitration procedural legal relations, comprehend the role of the arbitration court as a participant in the arbitration process, determine the legal status of the parties and other persons involved in the case, identify the legal role of the witness and other persons involved in the case.

The theoretical and practical significance of the research it consists in the compilation and

systematization of knowledge in the field of arbitration proceedings; research is expressed in the possibility of applying the knowledge and information in law enforcement practice.

Results of the study:

1. The many facets of the concept of legal personality, which leads to a difference in interpretations.
2. Despite the diversity of approaches to the definition of legal personality, the necessity and expediency of using the concept of legal personality in characterizing participants in arbitration legal relations becomes undeniable.
3. All entities have procedural rights and obligations. They can be carried out either personally in the process of judicial activity or with the help of representatives
4. Only due to the arbitral tribunal, the dispute on the law is considered and resolved, a legal and reasonable judgment is rendered.

Recommendations: Include in the Arbitration procedural code of the Russian Federation the block consistently, accurately and structurally forming and regulating questions of abuse of procedural rights/