

Вопрос **Инфо**

Уважаемые участники!

Олимпиадное задание по направлению «Международное право» состоит только из инвариантной части. Это означает, что вам нужно постараться решить все задачи и ответить на все вопросы, чтобы претендовать на призовые места.

Все задания выполняются в этой системе: решения вносите в специальное поле для ответов. Использование сторонних ресурсов и справочных материалов строго запрещено.

Верим в ваш успех!

Вопрос **1**

Балл: 40,00

Please give detailed and substantiated answer the following question in English

What generations of human rights do you know? Describe main legal problems connected with their enforcement

Вопрос **2**

Балл: 60,00

Решите следующую задачу. Приведите развернутые и мотивированные аргументы в поддержку своей позиции. Ответ может быть как на русском языке, так и на английском (по желанию)

In 2022 European Union introduced economic sanctions against Russia, which inter alia included ban on import from Russia of certain goods (article 3i of the COUNCIL REGULATION (EU) No 833/2014^[1]) according to Annex XXI. This Annex included vehicles, pre-shave and aftershave products, personal deodorants, bath and shower preparations, depilatories and other perfumery, toilet or cosmetic preparations, dental floss, women's or girls' suits, ensembles, jackets, blazers, dresses, skirts, divided skirts, trousers, bib and brace overalls, breeches and shorts, soap, toilet paper, cell phones, laptops, etc.

A few months later Russian tourists travelling in EU countries encountered severe problems on the border, inspections of their personal bags and things. Several incidents were reported when national authorities, for example in Germany, confiscated personal cars with Russian plates belonging to tourists travelling.

After numerous complaints and requests to clarify the meaning of economic sanctions European

Commission issued an official clarification in September 2023:

Question: Can Russian nationals temporarily bring personal goods and vehicles listed in Annex XXI and subject to the prohibition in Art. 3i of Council Regulation 833/2014 into the Union, e. g. for touristic travels?

Answer: No. Article 3i of Council Regulation 833/2014 prohibits the purchase, import, or transfer, directly or indirectly, of goods as listed in Annex XXI to the Regulation if they originate in Russia or are exported from Russia. This includes motor vehicles (cars) falling under CN code 8703. It is not relevant whether the use of the vehicles is private or commercial as long as the vehicles are falling under a CN code listed in Annex XXI (e. g., CN code 8703) and are originating in or are being exported from Russia. This is most likely the case for vehicles having a Russian license plate and are registered in Russia. The duration of their possible stay in the Union and respectively the customs procedures under which they will be placed (e. g., release for free circulation or temporary admission) is also not relevant.

Please give legal assessment to the clarification of the European Commission and actions of the EU member states authorities. Does this practice violate any of international law standards/rules? If yes, what potential remedies can be used by persons whose rights were violated?

¹¹ Article 3i

1. It shall be prohibited to purchase, import, or transfer, directly or indirectly, goods which generate significant revenues for Russia thereby enabling its actions destabilising the situation in Ukraine, as listed in Annex XXI into the Union if they originate in Russia or are exported from Russia.

2. It shall be prohibited to:

- (a) provide technical assistance, brokering services or other services related to the goods and technology referred to in paragraph 1 and to the provision, manufacture, maintenance and use of those goods and technology, directly or indirectly in relation to the prohibition in paragraph 1;
- (b) provide financing or financial assistance related to the goods and technology referred to in paragraph 1 for any purchase, import or transfer of those goods and technology, or for the provision of related technical assistance, brokering services or other services, directly or indirectly in relation to the prohibition in paragraph 1.