

## Уголовный процесс: оптимизация или неоправданное упрощение? Обзор круглого стола от 24.09.2015

**Аннотация.** Обобщены результаты работы круглого стола «Уголовный процесс: оптимизация или неоправданное упрощение?», организованного 24 сентября 2015 г. кафедрой уголовного процесса Юридического института Сибирского федерального университета. Изложены основные проблемы, поднимавшиеся участниками: 1) несоответствие устройства современного российского уголовного процесса его континентальной природе; 2) утраты судом функций прокуратуры ввиду значительного увеличения количества дел, рассматриваемых в особом порядке судебного разбирательства; 3) необходимость уточнения критерия допустимого упрощения российского уголовного процесса; 4) определение сущности производстве в особом порядке; 5) возникновение этических проблем при взаимодействии адвоката и доверителя при производстве в особом порядке; 6) появление законопроекта МВД РФ о введении особого порядка досудебного производства; 7) отсутствие доказывания в упрощенных формах уголовного судопроизводства; 8) методология проведения сравнительно-правовых исследований; 9) различия упрощенных форм уголовного процесса Германии и России и корректность их сравнения; 10) информированное зарубежного уголовного процесса. Отисана физическая дискуссия.

**Ключевые слова:** юридический институт СФУ, круглый стол, континентальный уголовный процесс, доказывание, особый порядок, упрощение, оптимизация, сравнительно-правовое исследование, сделки с правосудием.

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**В** 2005 г. в статистической справке о работе судов общей юрисдикции указывалось: «Отмечается тенденция активного использования особого порядка судебного рассмотрения уголовных дел. Особый порядок принятия судебного решения при согласии обвиняемого с предъявленным ему обвинением применялся в 2005 г. почти в полтора раза больше, чем в 2004 г. В сущ-

дах областного звена 2,4% дел рассмотрено в особом порядке, в районных судах — 30%, у мировых судей — 37,5%»<sup>1</sup>.

Согласно же данным судебной статистики Судебного департамента при Верховном Суде РФ, за первое полугодие 2015 г. из об-

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# Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G

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**Table of Contents Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G**

1. Understanding the eBook Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
  - The Rise of Digital Reading Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
  - Advantages of eBooks Over Traditional Books
2. Identifying Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
  - User-Friendly Interface
4. Exploring eBook Recommendations from Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
  - Personalized Recommendations
  - Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G User Reviews and Ratings
  - Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G and Bestseller Lists
5. Accessing Ekonomicheskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria

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- Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G Budget-Friendly Options

**6. Navigating Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G eBook Formats**

- ePub, PDF, MOBI, and More
- Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G Compatibility with Devices
- Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G Enhanced eBook Features

**7. Enhancing Your Reading Experience**

- Adjustable Fonts and Text Sizes of Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
- Highlighting and Note-Taking Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
- Interactive Elements Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G

**8. Staying Engaged with Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G**

- Joining Online Reading Communities
- Participating in Virtual Book Clubs
- Following Authors and Publishers Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G

**9. Balancing eBooks and Physical Books Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G**

- Benefits of a Digital Library

- 
- Creating a Diverse Reading Collection Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G

**10. Overcoming Reading Challenges**

- Dealing with Digital Eye Strain
- Minimizing Distractions
- Managing Screen Time

**11. Cultivating a Reading Routine Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G**

- Setting Reading Goals Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
- Carving Out Dedicated Reading Time

**12. Sourcing Reliable Information of Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G**

- Fact-Checking eBook Content of Ekonomiceskii Aspekt Metaistoricheskogo Analiza Tsivilizatsii Materialy Kruglogo Stola Ot 15 Ianvaria 2003 G
- Distinguishing Credible Sources

**13. Promoting Lifelong Learning**

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

**14. Embracing eBook Trends**

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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