



## PENAL AND LEGAL ASSURING OF THE COUNTERACTING AGAINST CORRUPTION

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*Bella Yu. Dzhamirze*<sup>1</sup>

### SUMMARY

One of the main lines of the National Anti-Corruption Strategy, approved by the Decree of the President of the Russian Federation № 226 of 11 April 2014 is the further development of the legal basis of such counteracting.

The analysis of the supervisory work<sup>1</sup> indicates that the bribery is one of the most common crimes in the area of corruption. Bribery is a typical and distinguishing manifestation of corruption, the most dangerous criminal phenomena that undermines power bases and administration, discredits and impairs their authority, affecting citizens' rights and interests.

Bribery is a collective juridical term that includes three independent formal components of an official crime: against state power, interests of the state service and bodies of local self-government, receiving and giving bribe, as well as bribe agency.

Receiving and giving bribe are two interrelated criminal acts; they cannot be committed independently, without interrelationship, which means they are always in the state of indispensable implication, where the absence of the fact of the giving bribe means the absence of the fact of receiving it. Legislatively the fact of receiving bribe considers as a serious crime<sup>2</sup>, with all ensuing penal and legal consequences, and relates to gravest crime according to the article 290 of The Criminal Code of the Russian Federation.

The novelty of the legislation is the introduction into the criminal law the responsibility for promising and offering the assistance in bribery (part 5, article 291.1 of the CC of RF). According to the law, responsibility for this crime comes with the fact of promise or offer of bribe agency. At a very moment, when a potential agent in a verbal form or any other forms expresses an intention (offers) or agrees (promises) to commit the crime foreseen in the part 1 of the article 291.1 of the CC of RF the crime considers as committed.

In conclusion, it is necessary to say, that corruption is not only a national problem within domestic boundaries. Therefore, it is very important to have international discussion on the problem, sharing experience and best ways of the corruption counteracting.

**Keywords:** bribery, corruption, responsibility, offer of bribe

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<sup>1</sup> Department of Administrative and Criminal Law, Maikop State Technological University, Maikop, Russian Federation email: [bella901@mail.ru](mailto:bella901@mail.ru)