

Ministry of Science and High Education of the Russian Federation  
Ivanovo State University

Law Faculty  
Research and Educational Center of German Law Studies

**RUDOLF IHERING'S LEGAL TEACHING  
AND ITS SIGNIFICANCE FOR THE CURRENT  
JURISPRUDENCE**

**XIV International Online Scholarly Conference  
September 25<sup>th</sup> - 26<sup>th</sup>, 2020  
Program**

**Ivanovo  
2020**

**Rudolf Ihering's legal teaching and its significance for the current jurisprudence:** Program of the 14<sup>th</sup> International online Scholarly conference. Ivanovo, September 25<sup>th</sup>-26<sup>th</sup>, 2020. / E.L. Potseluev, M.V. Antonov. Ivanovo: Ivanovo State University, 2020.

This publication includes order of conduct of the International conference, list of members of the organizing committee, list of members of the programming committee, and the schedule of the event

The 14<sup>th</sup> International scholarly conference is organized in partnership with  
*NPO Konsultant*  
CEO Aleksandr I. Ivannikov, Honorary Citizen of Ivanovo

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M.V. Antonov, B. Bowring, V.S. Gorban', S.V. Koroliov  
Compilation

## **Timetable of the 14<sup>th</sup> International Online Scholarly Conference**

### **Rudolf Ihering's legal teaching and its significance for the current jurisprudence**

**Ivanovo, September 25<sup>th</sup>-26<sup>th</sup>, 2020**

Esteemed colleagues,

The conference is to be held in the City of Ivanovo, at No. 37/7 Ermaka street,  
Ivanovo State University Building One

#### **September 25<sup>th</sup>, Friday**

**08:30-09:00 Registration of participants; joining in the ZOOM conference for those taking part online**

**09:00-09:30 Greeting to the Conference participants**

**09:30-13:00 Plenary session**

**13:00-14:00 Break**

**14:00-18:10 Plenary session**

**18:10-18:30 Break**

**18:30-19:40 Plenary session**

#### **September 26<sup>th</sup>, Saturday**

**08:30-09:00 Registration of participants; joining in the ZOOM conference for those taking part online**

**09:00-14:00 Plenary session**

**13:20-14:20 Break**

**14:20-17:40 Plenary session**

**17:40-18:00 Break**

**18:00-19:20 Plenary session**

**19:20-19:30 Summarizing the conference proceedings**

#### **Time limits:**

**Reports by foreign participants (with discussion): up to 30 minutes**

**Reports by Russian participants (with discussion): up to 20 minutes**

Working languages of the conference are Russian, German and English.

**Organizers** of the event: Ivanovo State University;  
Research and Educational Center of German Law Studies

## **The Organizing and Programming Committees**

### **Organizing Committee of the Conference**

#### **Chairman:**

*Aleksei A. Malygin*, Cand. of science (Pedagogy), Ass. Prof., Chair of continuous pedagogical training, interim Rector of Ivanovo State University.

#### **Co-Chairman:**

*Evgeny L. Potseluev*, Cand. of science (History), Ass. Prof., Chair of history of state and of law, Head of the Educational Center of German Law Studies, member of the Ivanovo branch of the European Research Association, Member of the International Institute of Philosophical and Legal studies of the University of Economy of Belarus in Minsk.

#### **Deputy chair persons:**

*Olga V. Kuz'mina*, Cand. of Science (Law), Ass. Prof., Chair of Criminal Law and Process, Head of scholar and educational center Laboratory of Penal Legislation Studies, First Vice-Rector of Ivanovo State University

*Inna N. Smirnova*, Cand. of Science (Sociology), Ass. Prof., Vice-Rector of Ivanovo State University responsible for research activity

#### **Organizing Committee members:**

*Mikhail V. Antonov*, Cand. of Science (Law), Ass. Prof., Department of theory and history of law and state, St. Petersburg branch of the Moscow HSE.

*Andrei N. Vasenev*, Head of the Informatization and Computer Technologies, ISU

*Vladimir S. Gorban'*, Dr. of Science (Law), Senior research fellow, Institute of State and law, Russian Academy of Science.

*Liudmila V. Mikheeva*, Director of the ISU Publishers.

*Nikita D. Sorokin*, Cand. of Science (History), Ass. Prof., ISU Vice-Rector for Social Projects and International Activities.

#### **Programming Committee**

*Evgeny L. Potseluev*, Cand. of Science (History), Ass. Professor, Chair of history of state and of law, Head of the Educational Center of German Law Studies, member of the Ivanovo branch of the European Research Association, Member of the International Institute of Philosophical and Legal studies of the University of Economy of Belarus in Minsk (Chairman)

*Mikhail V. Antonov*, Cand. of Science (Law), Ass. Prof., Department of theory and history of law and state, St. Petersburg division of the Moscow HSE (Deputy Chairman)

## **Committee Members:**

**Bill Bowring**, Prof. of Law, Director of LLM/MA Human Rights, School of Law Birkbeck, University of London.

**Vladimir S. Gorban'**, Dr. of Science (Law), Senior research fellow, Institute of State and law, Russian Academy of Science.

**Sergei V. Koroliov**, Dr. of Science (Law), Prof., Principal Research Fellow, Institute of State and Law (Russian Academy of Science), Editorial Board Member of the *Rechtstheori* journal.

Interpreters:

**Arkady V. Stepanov**, Cand. of Science (History), Ass. Prof.

**Inna V. Kokurina**, Cand. of Science (Philology), Ass. Prof.

## **Opening of the Conference**

**Friday, September 25<sup>th</sup>, 2020**

**09:00-09:15** Ass. Prof. **Evgeny L. Potseluev**.

**09:15-09:30** Greetings to the Conference participants from **Inna N. Smirnova**, Cand. of Science (Sociology), Ass. Prof., Vice-Rector of Ivanovo State University responsible for research activity.

## **Plenary session**

**Moderators:** Ass. Prof. **Evgeny L. Potseluev** (Ivanovo State University), Ass. Prof. **Mikhail V. Antonov** (St. Petersburg Division of the Moscow High School of Economy)

**Reports:**

**09:30-09:50** **Vladimir S. Gorban'**, Dr. of Science (Law), Senior research fellow, Institute of State and law, Russian Academy of Science.

**Ihering's criteria of scientificity of jurisprudence and their further application**

**09:50-10:10** **Elizaveta A. Frolova**, Dr. of Science (Law), Prof., Chair of of theory and history of state and law and political science, Moscow State University  
**The science of law: Rudolf Ihering's Methodology**

**10:10-10:30** **Anton B. Didikin**, Dr. of Science (Philosophy), Cand. of Science (Law), Head of the Department of Philosophy of law, of history and theory of state and law, the Institute of State and Law, Russian Academy of Science.

**R. Ihering on the issue of explicating the method of perception of legal phenomena**

**10:30-10:50 Ekaterina G. Samokhina**, Cand. of Science (Law), Deputy Dean of Law Faculty, St. Petersburg branch of Moscow HSE, Ass. Prof., Chair of theory and history of law and state.

**R. Ihering's contribution to the development of methodology of comparative law studies**

**10:50-11:10 Sergei V. Kodan**, Dr. of Science (law), Prof., Ural State University of Law (Yekaterinburg)

**Focusing on R. Ihering's legal teaching in Russian historiography: issues of methodology and methodic**

*Russian Foundation for Fundamental Research Project No 20-011-00779*

**11:10-11:30 Natalia I. Malysheva**, Cand. of Science (Law), Ass. Prof., Saint Petersburg State University.

**On the forerunners of Sociologism in German jurisprudence: from Puffendorf to the Historic School of Law**

*Russian Foundation for Fundamental Research Project No19-011-00528*

**11:30-11:50 Georgii G. Bernatskii**, Dr. of Science (Law), Cand. of Science (Philosophy), Prof., Saint Petersburg State University of Economy

**R. Ihering's criticism of the Historic School of Law at present day**

**11:50-12:10 Arkadii V. Kornev**, Dr. of Science (Law), Prof., Kutafin University  
**Rudolf von Ihering as one of the founders of sociology of law**

*Russian Foundation for Fundamental Research Project No 18-29-16114*

**12:10-12:30 Aleksei S. Kartsov**, Dr. of Science (Law), Cand. of Science (Politics), Cand. of Science (Philosophy), Cand. of Science (History), Advisor of the Russian Constitutional Court (Saint Petersburg)

**Rudolf Ihering and modern law enforcement: Sociological approach**

**12:30-13:00 Chkristoph-Eric Mecke**, Wiss. Mitarbeiter, Lehrstuhl für der Zivilrecht und Rechtsgeschichte, Institut für rechtswissenschaftliche Grundlagenforschung, Juristische Fakultät, Leibniz Universität, Hannover.

**Comprehension of the relation between a norm and reality in Ihering's legal teaching: its contemporary significance**

**13:00-14:00 Break**

**14:00-14:30 Dace J. Šulmane**, Dr. iur., Turība University, Latvia  
**Side effects of legal norms – the importance of legal culture**

**14:30-14:50 Sergei V. Lipen'**, Dr. of Science (Law), Prof., Kutafin University  
**R. von Ihering's scholarly writing in Russian legal literature**

*Russian Foundation for Fundamental Research Project 18-29-16124*

**14:50-15:10 Sergei V. Koroliov**, Dr. of Science (Law), Prof., Principal Research Fellow, Institute of State and Law, Russian Academy of Science, Editorial Board Member of the *Rechtstheori* journal

**Jurisprudence of R. Ihering as jurisprudence of common sense**

*Russian Foundation for Fundamental Research Project No 18-29-16012*

**15:10-15:30 Elena V. Timoshina**, Dr. of Science (Law), Prof., Saint Petersburg State University

**R. Ihering and the realistic switch in jurisprudence**

*Russian Foundation for Fundamental Research Project No 18-011-01195*

**15:30-15:50 Maksim A. Beliaev**, Cand. of Science (Philosophy), As. Prof., Moscow State University of Law

**Discursive factors in social development: comparison of Marx's and Ihering's approaches**

*Russian Foundation for Fundamental Research Project No 18-011-00177*

**15:50-16:20 Adam Bosiacki**, Dr. of Science (Law), Prof., Faculty of Law and Administration, Warsaw University, Visiting Prof. at Hoover Institute, Stanford University (Cal.)

**Between positivism and solidarism. Leon Petrażycki in a discussion on the adoption of the German Civic Code**

**16:20-16:40 Arsenii A. Kraevskii**, Cand. of Science (Law), Ass. Prof., Saint Petersburg State University

**Rudolf von Ihering and the establishment of legal positivism in continental Europe**

*Russian Foundation for Fundamental Research Project No 18-011-01195*

**16:40-17:00 Anton M. Mikhailov**, Cand. of Science (Law), Ass. Prof.

**R. Ihering's "Jurisprudence of notions" and the development of legal positivism in the 19<sup>th</sup> century.**

*Russian Foundation for Fundamental Research Grant No 20-011-00914*

**17:00-17:20 Vladimir M. Syrykh**, Dr. of Science (Law), Prof., Russian State University of Justice

**Significance of R. Ihering's teaching in criticizing the phasing-out of Positivistic foundations of contemporary legal science**

**17:20-17:50 Bowring Bill**, professor of law, Director of MA Human Rights, Birkbeck University of London

**Perception, or its absence, of Rudolf von Ihering's concept in English-speaking academic community**

**17:50-18:10** *Sergei N. Kasatkin*, Cand. of Science (Law), Ass. Prof., Samara State University of Economy

**John Austin and Rudolf von Ihering: The issue of “analytical interpretation” of Ihering’s ideas by H.L.A. Hart**

*Russian Foundation for Fundamental Research Grant No 20-011-00914*

**18:10-18:30 Break**

**18:30-19:00** *Bjarne Melkevik*, Dr. of Science (Law), Prof., Professeur titulaire à la Faculté de droit, Université Laval, Quebec, Canada.

**A struggle in law and a struggle for law**

**19:00-19:20** *Igor’ Yu. Kozlikhin*, Dr. of Science (Law), Prof., Saint Petersburg State University, Honored University employee, Merited Science Person of Russian Federation

**Struggle for law**

*Russian Foundation for Fundamental Research Project No 20-011-00493A*

**19:20-19:40** *Igor’ F. Machin*, Cand. of Science (Law), Ass. Prof., Moscow State University

**Rudolf von Ihering’s *Catechism of Law* as a catalyst of future projects in defense of law**

**Saturday, September 26<sup>th</sup>**

**Moderators:** *Mikhail V. Antonov; Evgeny L. Potseluev.*

**09:00-09:20** *Mikhail V. Antonov*, Cand. of Science (Law), Ass. Prof., Saint Petersburg division of the Moscow HSE

**R. Ihering’s *Struggle for law* in Russian political and legal discourse**

**09:20-09:40** *Natalia V. Varlamova*, Cand. of Science (Law), Ass. Prof., Leading research fellow, Institute of State and Law, Russian Academy of Science

**R. Ihering’s *Struggle for law* vs. paternalisation of human rights in modern legal discourse**

**09:40-10:00** *Andrei V. Poliakov*, Dr. of Science (Law), Prof., Saint Petersburg State University

**R. Ihering and the struggle for legal recognition**

*Russian Foundation for Fundamental Research Project No 19-011-00528*

**10:00-10:20** *Vladislav V. Denisenko*, Cand. of Science (Law), Ass. Prof., Voronezh State University

**Struggle for law and struggle for recognition: R. Ihering’s ideas in contemporary legal doctrine**



*Russian Foundation for Fundamental Research Project No 19-011-00796*

**10:20-10:40 Yevgenii N. Tonkov**, Cand. of Science (Law), lawyer  
**Topicality of Rudolf Ihering's realistic approach toward law**

**10:40-11:00 Vasilii V. Trofimov**, Dr. of Science (Law), Ass. Prof., Tambov State University  
**Conflictological model of law in R. Ihering's teaching: Toward rising of the question**

*Russian Foundation for Fundamental Research Project No 19-011-00726 A*

**11:00-11:20 Evgeny L. Potseluev**, Cand. of Science (History), Ass. Professor, Chair of history of state and of law, Ivanovo State University  
**Conflict as a source of law**

**11:20-11:40 Denis V. Shepelev**, Cand. of Science (law), Ass. Prof., Kutafin University; University of Finance of Russian Government  
**An interest in law according to R. Ihering's views**

*Russian Foundation for Fundamental Research Project 18-29-16114*

**11:40-12:00 Nina V. Isaeva**, Cand. of Science (History), Ass. Prof., Chair of constitutional law theory and human rights, Ivanovo State University  
**Rudolf Ihering's struggle for law in the context of legal identity theory**

**12:00-12:20 Yury Y. Vetutnev**, Cand. of Science (Law), Ass. Prof., Chair of theory and history of law and state, Volgograd branch of the Russian Academy of national economy and civil service  
**Axiological concepts of R. Ihering**

**12:20-12:40 Maria V. Zakharova**, Cand. of Science (law), Ass. Prof., Moscow State University of Law (Kutafin)

**Significance of Rudolf von Ihering's teaching for axiological and functional components of legal systems of judicial world of continental Europe**

*Russian Foundation for Fundamental Research Grant No 18-29-150032*

**12:40-13:00 Andrei V. Skorobogatov**, Dr. of Science (History), Prof., Innovative University, Kazan'

**Target setting as axiological determination of the development and functioning of legal reality: A modern perception of R. Ihering's theory of the aim of law**

**13:00-13:20 Valentina G. Rumiantseva**, Cand. of Science (Law), Ass. Prof., Moscow State University of Law (Kutafin)

**Rudolf von Ihering's teleological theory**

**13:20-14:20 Break**

**14:20-14:40 Svetlana V. Volkova**, Cand. of Science (law), Ass. Prof., Moscow High School of Economy division in Saint Petersburg

**Demand of justice in Rudolf Ihering's legal teaching**

*Russian Foundation for Fundamental Research Grant No 19-01-00001*

**14:40-15:00 Viatcheslav V. Suiazov**, Ass. Lecturer, Saint Petersburg State University

**Fairness and justice in Rudolf Ihering's teaching**

*Russian Foundation for Fundamental Research Grant No 19-01-00001*

**15:00-15:20 Andrei V. I'in**, Cand. of Science (Law), Ass. Prof., Russian State Pedagogical University, Saint Petersburg

**Rudolf Ihering and legal education**

*Russian Foundation for Fundamental Research Grant No19-01-00001*

**15:20-15:40 Natalia S. Vasil'eva**, Cand. of Science (Law), Ass. Prof., Moscow High School of Economy division in Saint Petersburg

**The sence of law**

*Russian Foundation for Fundamental Research Grant No 18-011-01195*

**15:40-16:00 Anna V. Murunova**, Cand. of Science (Philosophy), lecturer, State University, Nizhny Novgorod

**R. Ihering on the popular sense of law**

**16:00-16:20 Svetlana A. Orlova**, Senior lecturer at Ivanovo State University Law faculty; Senior lecturer at Ivanovo division of Russian Academy of national economy and Government service

**Struggle for their rights of different social strata in early 20<sup>th</sup> century Russia (following data from Senat members' revisions)**

**16:20-16:40 Viacheslav Ye. Kondurov**, lecturer, research fellow, Saint Petersburg State University

**Criticism of R. Ihering's concept of justice in the writings of Carl Schmitt and Ernst Forsthoff**

*Russian Foundation for Fundamental Research Grant No18-011-01195*

**16:40-17:00 Mikhail Yu. Spirin**, Cand. of Science (Law), Ass. Prof., Law faculty, Samara National Research University, Chairman of the Samara branch of Interregional Association of state and law theoreticians

**Contemporary vision of the sources of law through the prism of Rudolf von Ihering's ideas**

*Russian Foundation for Fundamental Research Regional Grant No18-411-630004*

**17:00-17:20** *Oleg V. Tanimov*, Cand. of Science (Law), Ass. Prof., Moscow State University of Law (Kutafin)

**Legal fictions in R. Ihering's writings**

*Russian Foundation for Fundamental Research Grant No18-29-16114*

**17:20-17:40** *Vladimir Yu. Samorodnov*, Senior research fellow, Tambov State University

**The role of judicial technique in lawmaking following R. Ihering's teaching**

*Russian Foundation for Fundamental Research Grant No 19-411-680004*

**17:40-18:00 Break**

**18:00-18:20** *Olga V. Kuz'mina*, Cand. of Science (Law), Ass. Prof., Chair of Criminal Law and Process, Head of scholar and educational center *Laboratory of Penal Legislation Studies*, First Vice-Rector of University of Ivanovo

**Current reforms in Russian Penal process from the standpoint of R. Ihering's Battle for law concept.**

**18:20-18:40** *Georgii B. Romanovskii*, Dr. of Science (Law), Prof., Penza State University

**Rudolf Ihering's struggle for law and protection of human rights under conditions of anti-terrorist struggle**

*Russian Foundation for Fundamental Research Grant No 20-011-00096*

**18:40-19:00** *Vladislav G. Romanovskii*, lecturer, Penza State University

**Worthwileness as a condition of denying of the imperative in the system of human rights (as in case of anti-terrorist struggle)**

*Russian Foundation for Fundamental Research Grant No20-011-00096*

**19:00-19:20** *Anna A. Drozhennikova*, 2<sup>nd</sup> year magister student, Moscow State University of Law (Kutafin)

**Issues of defense lawyer's strategies in court hearings on criminal condonation (in the context of Rudolf von Ihering's ideas)**

**19:20-19:30** *Evgeny L. Potseluev*, Cand. of science (History), Ass. Prof., Chair of history of state and of law, Head of the Educational Center of German Law Studies, member of the Ivanovo branch of the European Research Association, Member of the International Institute of Philosophical and Legal studies of the University of Economy of Belarus in Minsk.

**Summarizing of the conference proceedings**