

????????? ??? ?????????????? (????????? ??????)

??? 30?? ?????????? 2014 (*)

«????? ??????? ?????? ??? ?? ?????????????????? ?????????? — ?????? ??????????????
????????????? ?????? ??? ?????? 329, ?????????? 1, ??? — ?????? 2013/52/?? — ??????????
????????? ??? ?????????? ??? ?????? 327 ??? 332 ??? ??? ?????????? ???
????????? ?????? ??????»

???? ?????? C?209/13,

?? ?????????????? ?????????? ?????????? ??? ?????? 263 ???, ??? ?????????? ??? 18
????????? 2013,

????????? ?????????? ??? ??????? ?????????? ??? ??? ?????? ??????????,
????????????? ??? ??? E. Jenkinson ??? S. Behzadi Spencer, ?????????????? ??? ??? M.
Hoskins ??? P. Baker, QC, ????? ??? ??? ?? V. Wakefield, barrister,

???????????,

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????????? ??? ?????????? ???, ?????????????? ??? ??? A.?M. Colaert ??? ??? F.
Florindo Gijón ??? A. de Gregorio Merino,

??????,

????????????? ???

?? ?????????? ??? ???????, ?????????????? ??? ??? J.?C. Halleux ??? ??? M. Jacobs,

?? ?????????????? ??? ?????????? ??? ??? ??????????, ?????????????? ??? ??? T. Henze ???
J. Möller ??? ??? ??? K. Petersen,

?? ?????????? ??? ????????, ?????????????? ??? ??? D. Colas ??? J.?S. Pilczer,

?? ?????????? ??? ????????, ?????????????? ??? ??? C. Pesendorfer,

?? ?????????? ??? ????????, ?????????????? ??? ??? L. Inez Fernandes ??? J. Menezes
Leitão, ??? ??? ??? A. Cunha,

?? ?????????? ??? ????????, ?????????????? ??? ??? A. Neergaard ??? R. van de
Westelaken, ?? ??? ?????? ??? ????????????,

???????????????,
?? ?????????? (????????? ?????),

????????? ??? ??? R. Silva de Lapuerta, ?????? ???????, K. Lenaerts (?????????),

???????????? ???? ????????????, J. L. da Cruz Vilaça, ?. ?????? ??? J.?C. Bonichot, ????????,

?????? ??????????: N. Wahl

?????????: A. Calot Escobar

?????? ????? ??? ??????? ????????????,

?????? ??? ?????????? ??? ?????, ??? ?????? ??? ?????? ?????????? ????????????, ?? ?????????? ???
?????? ??? ?????? ?????????? ????????????,

?????? ??? ????????

???????

1 ?? ?? ?????????? ??? ?????????? ???, ?? ??????? ?????????? ??? ??????? ?????????? ???
??? ??????? ?????????? ??? ?????? ?? ?????????? ?? ?????????? ??? ??????? 2013/52/?? ???
???????????, ??? 22?? ?????????? 2013, ??? ?????????? ?????????? ??? ????????????,
??? ?????????????????? ?????????? (?? L 22, ?. 11, ??? ????: ?????????????? ???????).

????????? ??? ????????

2 ??? 28 ?????????? 2011, ? ?????????? ?????????? ?????????? ?????????? ?????????? ???????
COM(2011) 594 ?????? ??? ????????????, ??? ??? ????? ?????????? ?????? ??? ???
????????????????? ?????????? ??? ??? ??? ?????????? ??? ?????? 2008/7/?? (?? ????:
?????? ??? 2011).

3 ?? ????? 1 ??? ?????????? ??? 2011, ?? ????? «????????????? ??? ???
?????????», ??? ??? ?????????? ??? 2:

«? ?????? ?????? ?????????? ??? ??? ??? ?????????????? ????????????, ???
????????? ??? ?????? ?????????????? ??? ?????????? ?????? ?????????????? ??? ??? ???
????? ??? ?????? ??? ?????????????? ?????? ?????? ?????????????? ??? ??? ?????????? ???
????????? ?????? ??? ?????????????? ?????? ??? ?????????? ?????? ?????????? ??? ???
????????? ??? ??? ?????????? ?????? ?????? ?????? ??? ?????????? ??? ?????????? ?????????? ???
??? ??????????»

4 ?? ????? 3 ??? ?? ??? ??????????, ?? ????? «?????????», ?????????? ???
????????? ??? 1:

«??? ??? ?????? ??? ?????? ??? ??????, ??? ?????????????? ?????? ?????? ??????????
????????????? ??? ?????? ?????????? ??? ?????? ??????, ??? ?????????? ?????????? ??? ???
????????? ??????????:

[...]

?) ??? ?????????????? ????, ?????????? ??? ?????? ?????????? ? ??? ?????????? ???
?????????, ? ?????? ?? ?????? ?????????????? ??? ??????????, ?? ??????????????
????????? ?? ??? ?????????????? ??? ?????? ?? ?????? ?????? ?????????? ??? ?? ???
????? ?????? ?????? ?? ?? ??????? ?,), ?,) ? ?,) ? ?,) ? ?????????? ?????????? ???
????????? ?????? ?????? ??? ?????? ??? ?????? ?????????????? ?????????? ????.»

5 ?????? ?????? ?????????????? ??? ?????????? ??? ?????????? ??????, ?? ??????
?????? ??? 22 ??? 29 ?????? ??? ??? 10 ?????? 2012, ?????? ?????? ??? ??

?????????? ??? ?????? ?? ??????????? ???????? ??? ??? ?????? ??????????? ???
??? ??? ?????????????????? ?????????? (???) ??? ?????? ?????? ???, ????????, ?
?????? ??? ?????????? ??? ?????? ?????? ?????????? ??? ?????? ?? ?????????? ???
?????? ?????? ?????????? ??? ?????? ?????? ?????? ?????? ??????.

6 ??? ??? ??????????? ????, ?????? ????, ?????? ??? 28?? ??????????? ???
?? 23?? ??????? 2012, ??????????? ??? ?????? ?????? ??? ?????????? ??
????????? ?????? ?????????? ??? ?????? ??? ?????? ???.

7 ??? 22 ??????? 2013, ?? ???????, ?????? ?????? ??? ???????, ???????,
??? ?????????? ???.

8 ? ??????????? ??? 6 ??? ?? ??? ?????? ??? ?? ???:

«[...] ?????? ???, ??? ??????????? ?? ???, ? ???????, ? ???????, ? ???????, ?
??????, ? ???????, ? ???????, ? ???????, ? ???????, ? ???????, ? ???????, ?
??????, ? ???????, ? ???????, ? ???????, ? ???????, ? ???????, ? ???????, ?
28?? ?????????? ??? 23?? ??????? 2012, ??? ?????? ?????? ??? ???????, ???
????? ?? ?????????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ??
????? ?????? ??? ?????? ?? ?????? ?? ?????? ??? ?? ?????? ??? ?????? ??????
????????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??????
????????? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ???
????????? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??????.

9 ? ?????????? ??? ?????? ?????? ??? ??????. ?? ????? 1 ?????? ??????????? ??
????????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? (???)
????: ?????????? ??? ?????) ?? ?????? ?????? ?????? ?????? ?????? ??? ??
?? ?????? ?????? ?????? ?????? ???, ?????? ?????? ??? ?????? ?????? ??? ??????
?? ?????? 2 ??? ?????? ?????? ??? ?????? ??? ? ?????? ??? ?????? ?? ?????? ???
????????? ???.

10 ??? 14 ??????? 2013, ? ??????? ?????? ?????? ?????? ??? ??????? ???
?????? ?? ??? ?????? ?????? ?????? ??? (???) ??? (???) ??? 2013).

11 ?? ??? 3 ??? ??????? ??? 2013, ?? ??? «????? ??????», ??? ???
????????? ??? 1:

«? ?????? ??? ?????? ?????????? ?? ??? ??? ?????????????? ??????????, ??? ??
????????? ?????????? ??? ?????????? ??? ?????? ?????? ??? ?????? ??????????????
???? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??????????????
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ??? ?????? ???, ?????? ??? ?????? ??? ?????? ?????? ???
????? ?????? ? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ??????.

12 ?? ??? 4 ??? ?? ??? ???????, ?? ??? «?????», ??? ??? ???
????????? ??? 1 ??? 2:

«1. ?? ??? ?????? ??? ?????? ??? ?????? ???, ??? ?????????????? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ???, ??? ?????? ???:
????????? ??? ??? ?????? ??? ??????.

[...]

?) ????? ?????????????? ????, ?????????? ??? ???? ?????????? ? ??? ?????????????? ???
?????????, ? ??????? ?? ??????? ?????????? ?????????? ??? ?????????, ?? ??????????????
????????? ?????????? ?????????? ? ??? ??? ???? ?????????? ?????? ??? ??????????
??? ?????????? ? ?????? ? ??? ?????? 2004/39/?? ??? ??? ?????? ?????? ??? ?????? ???
??? ?? ??? ?????? ??????, ?? ??????? ?? ??? ??? ?????????? ??? ?????? 4 ??? 10 ???
?? ??? ?????? ??? ?????? ??? ?????????? ?????????? ?????????? ?? ??????????
?????????, ? ??????? ?? ??????? ?????????? ?????????? ??? ?????? ?????????.

2. ?????? ?? ??? ?????? ??? ??????? ?????????????????? ?????? ?????????? ??????????????
?? ?????????? ?????? ???, ??? ?????????? ?????????? ??? ??? ??????????
?????????????:

[...]

?) ????? ?????????????? ???? ?? ?????????????? ?????????? ?????????? ?????????? ?
???? ??? ?? ?????????????? ???? ??? ?????????? ??? ?????????? ? ??? ?????? ? ??? ??????
2004/39/?? ?? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?? ??? ?????? ??????, ??
????????? ?? ??? ??? ?????????? ??? ?????? 4 ??? 10 ??? ?? ??? ?????? ?? ?????? ???
????????? ?????????? ?????????? ?? ?????????? ?????????? ??????????»

????????? ?? ?????????? ?? ?????????? ?????????? ?????????? ?? ??????????

13 ?? ?????? ?????? ?????? ??? ?? ?????????? ?? ?????????? ??? ?????????? ??? ??????????????
????????? ?? ?? ?????????? ?? ?????????? ??? ?????????? ??? ?????????? ???.

14 ?? ?????????? ?????? ??? ?? ?????????? ?? ?????????? ??? ?????????? ??? ?????? ??
????????? ?? ?????????? ??? ?????????? ??? ?????????? ???.

15 ??? ?????????? ??? ???????, ??? ?????????????? ?????????? ??? ??????????, ???
????????? ??????????, ??? ?????????? ??? ???????, ??? ?????????? ??????????, ???
????????? ?????????? ??? ????? ?????? ?????????? ?? ?????????? ??? ?????????? ???
????????? ??? ??????????.

??? ??? ??????????

16 ?? ?????? ???????, ??????? ?????????? ??? ???? ?????? ???, ?????????? ??
????????? ???, ?????? ?? ??????? ??????, ?????????? ??? ?????? ??? ?????? ??? ?????? ????. ?
????? ??? ?????? ?????? ??? ??????? ??? ?????? 327 ??? ??? ?????????? ??? ??????????
????????? ??????, ?????? ? ?????????? ?????? ?????????? ??? ?????? ??? ??
????????? ?????????? ? ?????????? ? ??????, ?????????? ?????????? ??? ?????????? ???
????????? ??? ?????? 332 ??? ?????? ?????? ??? ?????? ?????????? ?? ?????? ??? ????
????????? ??? ?????? ??? ?? ?????? ??? ?? ?????? ??? ?????? ?????? ??? ?????????? ???
(?? ?????: ?? ?????????? ?????? ???).

????????????? ??? ???????

17 ? ?????? ?????? ?????????????? ??? ??? ?????, ?? ?????? ?????? ?????????? ??? ??????
327 ??? ??? ?????????? ??? ?????????? ?????????? ???????, ??????????.

18 ??? ?????????? ??? ?????? ?????????? ??? ?????? ?????, ?? ?????? ?????? ?????????? ??????????
??, ?????????? ??? ?????? ??? ?????? ?????? ?????????? ?????? ??? «????? ???

? ??????????» ??? ?????? ?? ?????? 3, ?????????? 1, ?????????? ??, ??? ?????????? ??? 2011,
??? ??? «????? ??? ??????» ??? ?????? 4, ?????????? 1, ?????????? ??, ??? 2, ?????????? ??,
??? ?????????? ??? 2013, ? ?????????????? ?????? ?????? ?? ?????? 327 ????.

19 ????????????, ? ?? ??? ?????? ?????? ?????? ?? ?????? ??? ????????????,
????? ??? ??? ?????????????? ?????????? ??????, ?? ?????? ??? ?????? ??? ??????
????????????? ??? ?????????? ?? ?????????? ?????? ?????? ?????? ?? ?????????? ???
????????? ??? ??? ?????? ???, ??? ?????? ??? ?????? ?????? ?????? ??? ?? ?????????? ???
????? ????.

20 ??? ?????? ??? ?????? ?????? ??? ?????? ???, ?? ?????? ??????
????????? ??? ?? ?????? ?????? ?????? ??? ?????? ?????? ?? ?????????? ?????????? ???
????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????????? ???
??? ??????, ?? ?????? ?????? ?????? ??? ?????? ?????? ???, ?????????? ??????????
????? ?????? ?????? ? ?????? ?????????? ?????? ??? ?????? ?????? ?????? ??????
?????.

21 ?? ??????????, ?? ?????? ?????? ?????????? ??? ?????????? ???, ?? ??????
????????? ??? ?? «????? ??? ??????» ??? ?? «????? ??? ??????» ???
????????????? ??? ?????? ?????? ?????? ?????????? ?????? ??? ?? ?????? ?????? ??????.

22 ?? ??? ?????? ???, ?? ?????? ?????? ?????? ???, ?????????? ?? ??????
????? ?? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ??????, ???'
?????, ?????? ??? ?????? 332 ????, ?? ?????????? ??? ?????? ?? ?????????? ????, ?
?? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?? ?? ?????????? ????
????, ??? ??? ?????? ??? ?????? 2010/?? ??? ??????????, ??? 16?? ?????? 2010,
???? ?????? ??? ?????? ??? ??? ?????? ?????? ??? ?????? ??? ??????, ?????? ???
???? ?????? (?? L 84, ?. 1), ??? 2011/16/?? ??? ??????, ??? 15?? ?????? 2011,
????? ??? ?? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?? ??? ??????
??? ?????? 77/799/?? (?? L 64, ?. 1).

23 ??????????, ?? ??? ?????? ?????? ??? ?????????? ??? ?? ?????????? ???
????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

24 ??????, ?? ?????? ?????? ?????? ??? «????? ??? ?????? ???
??? ??? ?????? ??? ??????», ??? ?? ?????? 332 ????, ?????????? ???
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ???.

25 ?? ??????, ?? ?????? ??? ?????????? ??? ?????? ??? ?????? ???, ??? ??
????????? ??? ?????? ??? ?????? ???, ?? ?????? ??? ?????? ??? ?????? ??? ??????
?????????, ?????? ? ??????, ??? ? ?????? ??? ?? ?????? ??? ?? ?????? ???
?????????. ??????, ?????????? ??? ?? ?????? ??? ?????? ??? ??????.

26 ????? ?????? ??? ?????? ????, ?? ??????? ?????? ???????, ???' ?????? ??? ?
????????????? ????, ?? ?????? ?????? ??????????? ?? ?????? ?????? ?????? ??? ????
????????? ????, ?? ?????? ?????? ????, ?????? ?????????? ?????? ?????? ??? ????
????????? . ??? ??????, ?? ?????????? ??? ???? ?????? ?????? ?????? ?????? ?????? ??? ????
????? ?????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ???, ???
????? ?????? ?????? ?????? ?????? . ??????, ??? ?????? ?????? ??? ?????? ?????? ??? ????
????? ?????? ?????? ?????? ?????? . ??????, ??? ?????? ?????? ??? ?????? ?????? ??? ????
????? ??????.

27 ????? ?????? ??? ?????? ????, ?? ?????? ?????? ?????? ???????????, ???'
??????, ??? ? ?????? ????, ?? ?????? ?????? ?????? ??? ???? ?????? ??? ???? ????
????????? ??? ?????? ?? ?????? ?? ?????? ??? ?????? ?????? ??? ???? ?????? ??? ????
????????? ? ?????? ??? ?????? ?????? ?????? ?????? ?????? ??? ???? ?????? ??? ????
????????? ?????? . ??? ???? , ? ?????????? ?????? ?????? ?????? ?????? ?????? ???
????? ?????? ??? ?????? ?????? ?????? ??? ???? ?????? ?????? ?????? ?????? ??? ????
????? ?????? ??? ?????? ?????? ?????? ??? ???? ?????? ?????? ?????? ?????? ??? ????.

28 ?? ????????, ? ????????, ??? ????????, ? ????????, ? ?????????? ?????? ??? ????
????????? ??? ? ????????, ??? ????????, ???? ?????? ?????? ?????? ??? ???? ?????? ???
????? 332 ????. ????????????, ?? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ????
????????? ??? ????????????, ?? ?????? ??? ?????? ?? ?????? ?? ??? ?????? ??? ????
????????? ?????? ??? ????????, ?? ?????? ??? ?????? ?????? ?????? ??? ???? ????????,
????? ?????? ?????? ??? ?????? ??? ?????? ?????? , ??? ?????? ?????? ?????? ??? ????
2010/24 ??? 2011/16.

29 ????????? ?? ?????? ?????????????????? ?? ?????? ??? ?????????? ??? ????
26 ??? 27 ??? ?????? ??????????, ? ?????????? ?????? ??? ?????????? ??? ????
? ?????? ??? ?????? ??????, ??? ?????? ?????? ?????? ?????? , ??? ?????? ?????? ???
????????? ??? ?????? 120, ??????? ??, ??? ?????? ?????? ?????? ??? ???? ?????? ???,
????????? ??? ?? ?????? ??? ?????? ?????? ?????? ?? ?????? ?????? ?????? ??? ????
????????? ??? ?? ?????? ??? ?????? ?????? ?? ?? ?????? ?????? ??? ???? ?????? ???
????????? , ? ?????????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??? ????
????? ??? ?????? ??? ????.

????????? ??? ??????????

30 ?????, ??? ?????? ??? ?????? ?????? ???????????, ??? ??? ?????? ?????? ??? ????
????????? ??? ?????? ??? ?????? ?????? ?????? , ?????????? ???, ?????? ??? ???? ????
120, ?????? ??, ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ???? ?????? ??? ????
?? ?????? ??? ?????? ?????? ??? ?????? ?? ?????? ?????? ??? ???? ?????? ??? ???? ????
????????? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ???? ?????? ??? ????
????????? ??? ?????? ??? ?????? ?????? ?????? ?? ?????? ?? ?????? ??? ???? ?????? ??? ????
????? ??? ??? ?? ?????? ??? ?????? ??? ?????? ??? ???? ?????? , ?? ?????? ??? ????
??? ?????? ?????? ??? ??? ?????? ?????? ??? ?????? ?????? ??? ???? ?????? ??? ????
????? ??? ?????? ??? ?????? ?????? ??? ???? ?????? ?????? ??? ???? ?????? ??? ????
?? ?? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ???? ?????? ??? ???? ?????? ??? ????
????? ?? ?????????? , ?????? ??? ?? ?????????? ?? ?????????? ??? ???? ?????? ??? ????
????????? ultra petita ??? ???? ?????? ??? ?????? ??? ???? ?????? ??? ???? ??????
(????????? ?????? ???, C?360/11, EU:C:2013:17, ??? 26, ??? ?????? ??? ????
????????? ?????? , C?545/10, EU:C:2013:509, ??? 108).

31 ?? ??????????, ?????????? ? ?????????? ??? ???? ?????? ??? ???? ?????? ??? ????
????????? ??? ???? ?? ??? ?????? ?????? ??? ???? ?????? . ??? ???? ???? , ??
????????? ??? ?? ?????????? ??? ???? ?????? ??? ???? ?????? ??? ???? ?????? ??? ???? ???? ??

?????? ?? ?? ?????????????? ?? ?? ??????? ?????????? ?????????????? ?? ?? ?????????? ?? ?? ?????????? ?? ??.

32 ????????, ? ?? ??? ?????????? ?????????????? ??????? ? ? ??????????.

33 ??????????, ?????????? ???, ??? ?????? ?????????? ?????????? ?????????? ??? ?????????? ???
 ?????????? ? ?????, ??? ? ?????????????? ??????, ??? ?? ?????????? ??? ?????? ??? ??????????
 ?????????? ?????????? ??? ?????? ??? ?????? 329 ????, ? ?????? ??? ?????????? ??? ?????????? ???
 ??? ? ?????? ??? ?????? ?????? ??? ??????, ?????? ??????, ??? ?????????? ??? ?????? 20
 ??? ?????? ??? ??? ?????? 326 ????, ??? 334 ????, ?? ?????? ?????????? ??? ??????????
 ??? ?????????? ??? ?????????? ??? ??? ?????? ???.

34 ? ?? ??? ????? ?????????? ?? ???? ?????? ?? ???? ?????????? ?? ???? ?????? ?? ???? ?????? ?? ???? ??????,
???? ??????? ?????????????? ?????????? ??????????, ????, ????? ?????? ?????????? ?????? ????
????????? ??? ?????????????? ?????????? ??????????.

35 ? ?????? ?????? ??? ?? ?????? ?????????? ?????? ??? ?????????? ??? ?????????????? ??? ??????????????

?? ?????? ?????? ?? ??? ? ???????? ?????????? ?????????? ?????????????? ?????? ?????? ?????? ???

????????????? ?? ?????? ?????????? ??? ?????? ?????????? ?????????????????? ??? ?????? ?????????? ??

????????????? ??? ?????? ?????? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????????????? ??? ?????? ??? ?????? ???.

36 ???????, ?????????????? ? ??????????? ??? ? ?????????????????? ??????? ?????? ???
????????????? ?????? ?????? ?????? ?? ?????????????? ?????? ?????? ?????? ?????? ??????
????????? ??? ?? ??????? ?????? ?????? ?????????????? ??? ?????????? ??? ?????? ?????? ?????????? ???
?????????. ????????, ?? ?????????????? ??? ?? ??????? ?????? ?????????? ?????????????? ???
?????? ?????????? ?????????? ??? ?????????? ?????? ??????. ??????????????, ??????, ?
«???? ??? ??????????» ?????????? ?? ?????????? ??? ?????????? ??? 2011 ??? ??? ??????
??????? ??? ??? ?????????? ?????? 6 ??? ?????????? ??????. ??????, ? «???? ???
???????» ?????????? ??? ??? ?????? ??? ?????? ??? 2013.

37 ????? ?????? ??? ??????? ??????????, ?? ??? ?????? ?? ??????? ?????????
??????????, ???' ??????, ??? ? ?????????? ??? ?????????? ?????? ??? ?? ?
????????????? ?????? ??? ?????? ??? ?????????? ?????????? ?????????? ??? ??????????
????????? ??? ?????? ?? ??? ?????? ??? ?????? 2010/24 ??? 2011/16 ??? ??? ???,
????, ??? ?? ?? ??? ?????? ??????, ?????????? ??? ?????? 332 ???, ?????????????? ??? ?
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?? ??? ??? ?? ?????? ???
????? ??? ?????? ??? ?????????? ??? ?????????? ?????????? ?????????? ??? ?????? ???????.

38 ??????????, ??? ?????????? ??? ?? ? ?????? ??? «????????? ??? ?????????? ??? ??
????????? ??? ?????????? ?????????????», ??? ?? ????? 332 ???, ?????????? ? ??? ?? ???
????????? ??? ?????????? ??? ?????????? ???????????, ??? ?????? ?????????? ?? ??????
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39 ??????????????, ? ?? ??? ?????????????? ?????????????? ??? ?? ??? ?????????????? ??? «?????? ??? ??????????????» ??? ?? «?????? ??? ??????????», ?? ??????? ??????? ??? ?????????????? ?????????? ??? ?????????????? ?????????? ??? ?????????????? ?????????? 36 ??? ?????????? ??????????.

40 ??? ?? ?????????????????? ?????????????? ??? ?? ?????????? ?? ?? ??? ?????? ?? ??

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41 ??? ?? ??? 138, ??????? 1, ??? ?????????? ???????????, ? ??????? ????????
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1) ?????????? ??? ??????.

2) ?????????? ?? ?????? ?????? ??? ?????? ??? ?????? ?????????? ??? ?? ?????? ??????
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3) ?? ?????? ??? ??????, ? ?????????? ?????? ??? ???????, ?
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