

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

??? 12?? ?????????? 2016 (\*)

«????????????? ?????????? – ?????????? – ????? ?????????????? ????? – ??? ??????  
77/388/?? – ?????? 4, ?????????? 1 ??? 4 – ?????? 2006/112/?? – ?????? 9 ??? 11 – ??????  
??? “????????????? ????” – ?????? ?????? ??? ?????????????? ?? ?????????? ??? ??????  
????? ???? ??? ????? ?????????????? ?????? – ?????? ??? “????????????? ??????????????”  
– ?? ?????????? ??? ?????????? ??? ?????????? ??? ????? – ?????????????? – ???  
????? 77/388 – ?????? 25 – ?????? 2006/112 – ?????? 272 ??? 296 – ?????? ???’ ??????????  
????????? ?????? – ?????????? ??? ?? ???’ ?????????? ?????????? – ??????????????»

???? ?????? C?340/15,

? ? ?????????? ?????? ?????????????? ?????? ?????? ??? ?????? 267 ????, ???  
????????? ?? Bundesfinanzgericht (????????????? ?????????? ?????????????? ??????????????  
????????) ?? ?????? ??? 29?? ?????? 2015, ? ?????? ?????????? ??? ?????????? ??? 7  
????????? 2015, ??? ?????? ??? ????

**Christine Nigl ?..?**

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**Finanzamt Waldviertel,**

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

????????? ??? ??? L. Bay Larsen, ?????? ???????, ?. ?????? (?????????), J. Malenovský,  
M. Safjan ??? D. Šváby, ???????,

????????? ??????????: M. Szpunar

?????????: K. Malacek, ??????? ????????,

????????? ??? ??? ?????? ?????????? ??? ?????? ??? ??' ?????????? ??? ?????????? ???  
13?? ?????? 2016,

????????? ??? ??? ?????????? ??? ??????:

– ?? Christine Nigl ?.., ?????????????? ??? H. Nigl, Rechtsanwalt, ??? ??? J. Auer,

– ? ?????????? ????????, ?????????????? ??? ??? C. Pesendorfer ??? ??? S. Pfeiffer  
??? F. Koppensteiner,

– ? ?????????? ????????, ?????????????? ??? ??? R. Lyal ??? M. Wasmeier,

???? ?????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ??? ?? ??????????  
??? 30?? ?????? 2016,

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

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1 ? ?????? ?????????????? ?????? ??? ?????? ??? ?????? ?????? 77/388/???  
??? ??????????, ??? 17? ??? 1977, ??? ?????????? ??? ?????? ??? ?????? ???  
?????, ??? ?????? ?? ??? ????? ?????? ?????? ?????? – ??? ?????? ???  
????????????? ?????: ?????????? ?????? ??? (?? ????. ??? 09/001, ?. 49), ???  
????????????? ?? ??? ?????? 2004/66/EK ??? ??????????, ??? 26? ?????? 2004 (??  
2004, L 168, ?. 35) (?? ????: ??? ?????), ????? ??? ??? ?????? 2006/112/?? ???  
?????????, ??? 28? ?????? 2006, ?????? ?? ?? ?????? ?????? ?????? ??????????????  
????? (?? 2006, L 347 ?. 1, ??? ?: ?????? ???).

2 ? ?????? ?????? ?????? ?????????? ??? ?????? ?????????? ?????? ??? ?????? ???  
????????? Nigl –????? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ??????????????  
????????? – ??? ??? Finanzamt Waldviertel (????????? ??? Waldviertel, ??????)  
(?? ?: ?????? ???) ??? ?????, ?????, ??? ?????????? ??? ?????????? ???  
????????? ??? ?????? ?????? ?????? (???) ???, ??????, ??? ?????? ??  
????????? ??? ?? ??? ?????? ?????? ?? ?????? ???' ?????? ?????? ?????? ??????.

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

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? ????

3 ?? ????? 4 ??? ?????? ?, ?? ????? «????????? ???», ?????? ?? ???:  
«1. ?? ?????? ?? “????????? ???” ?????????? ???, ??? ?????? ??????????  
?? ?? ?????????? ???, ??? ??? ??? ?????????? ?????????? ??? ??????????  
???? ?????? 2, ?????????? ??? ?????????? ??? ?????? ??? ?????????? ???  
????????? ???.

2. ?? ?????????? ?????????? ???, ??? ??? ?????? ??? ?????????? 1, ??? ?????? ??  
????????? ???, ??? ?????????? ???, ??? ?????? ??? ?????????? ???,  
????????? ???, ??? ?????????? ???, ??? ?????????? ??? ?????????? ???  
????? ??? ??? ?????????? ???, ??? ?????????? ??? ?????????? ??? ? ??? ?????????? ???  
????. ?? ?????????? [?????????????] ?????????? ??? ? ?????????? ??? ?????????? ??? ?  
??????, ??? ??? ??? ?????? ?????? ??? ?????? [?????????].

[...]

4. ? ?????????????? ??? 1 ??? “????? ??? ?????? ??????????” ?????????? ??  
?? ?????????? ??? ?????????? ??? ?????? ?????? ??? ?? ?????? ??? ?????????? ??  
????????? ??? ?? ?????? ?????? ?? ?????? ??? ?????? ?????? ??? ?????? ???  
????? ??? ?????????? ???, ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?  
[?????????].

?? ??? ?????????? ??? ?????????? ??? ?????????? ??? ?? ?????? 29, ??? ?????? ???  
????? ??? ?????????? ?? ?????? ?? ??? [?? ???] ?????????? ??? ?????? [????????] ??  
????????????? ??? ?????????? ??? ?????? ?????, ?? ?????? ?????? ??? ?????????? ???  
????? ??? ?????? ?????? ???, ?????????? ??? ?????? ??? ?????? ?????????????? ???  
????????? ???.

[...] »

4      ?? ?????? 25 ??? ?????? ????????, ??? ?????????????? «????? ???' ???????? ????????

«1. ?????????? ????? ?????? ?????? ?????? ???? ?????????????? ??? ?????????????? ??? ?????? ???????????, ? ?????????? ???  
????????? ??? ?????????? ?????????? ??? [???] ?, ??????????????, ??? ?????????????? ??? ?? ?????? 24  
????????????? ?????????? ?? ?????????????? ?? ??????????????, ??? ???' ?????????? ??????????, ??  
????? ?????????? ??? ?????????????? ??? ?????????????? ??? ?????????????? ?? ??? [???] ? ?????? ??????????????  
??? ??? ?????? ?????? ??? ?????????? ??? ???' ?????????? ???????, ??????? ?? ???  
????????? ??? ?????????? ??????.

[...]

9. ????? ??????? ?????? ??? ?????????? ?? ??????? ???? ?? ???' ?????????? ??????????  
????????? ?????????? ??????, ??? ?? ????? ?????????? ??? ????? ?????? ? ?????? ???  
????????? ?????????? ??? [??] ?, ????????????, ??? ?????????????? ??? ?????? 24,  
????????? 1 ?????????????? ??????????, ??? ?????????? ?????????? ??????????  
?????.

[...]»

? ?????? ??

5      ?? ?????? 9, ?????????? 1, ??? ??????? ?, ?? ????? ?????????????? ??? ???? |||  
??? ??????? ???? ?? ?????????? «????????????? ??? ???», ?????? ?? ???????;

«?????? ?? “????????????? ???? ????” ?????????????? ????, ???? ???? ?????? ?????????????? ???? ??  
????????????? ????, ????, ?????????? ??????????????, ?????????? ???? ???? ?????????????? ????  
??? ?? ?????????????? ???? ?????????????? ????.

?? “???????????? ??????????????” ?????????? ???. ?????????????????? ???. ??????????, ???.  
???????? ? ???. ??????????, ??????????, ??????????, ?????????????????? ???. ???. ???. ??????????????  
?????????, ???. ??????????, ?????????????????? ???. ???. ???. ?????????????????? ???. ???. ??????????  
?????????????. ???. ??????????, ?????????????? ???. ??????????, ???. ???. ??. ??????????????  
????????? ???. ??????. ??????, ???. ??????. ??????. ????. ??????. ??????. ??????. ??????. ??????.»

6      ?? ?????? 10 ??? ??????? ?????? ?? ??????????

«? ?????????? ??? ??????? 9, ?????????? 1, ??? ? ?????????? ?????????????? ?????????? ???  
????? ??????????, ?????????? ??? ? ?????????? ??? ?????????? ??? ?????? ?????? ?????? ??????  
????????? ?? ??? ?????????? ??? ?? ??????? ?????????? ? ?? ?????????? ??? ??????  
????? ??? ?????????? ??? ??????? ??????????, ??? ?????? ??? ?????? ?????? ?????????? ??? ??????  
??? ??? ?????? ??? ??????????»

7      ?? ?????? 11, ?????? ???????, ??? ?? ??? ????? ?????????? ??????????? ?? ????:

8      ?? ?????? 296, ??????????? 1 ??? 2, ??? ?????? ??????? ?????? ?????.

«1. ?????????? ?????????????? ?? ?????????????? ??? ?????? ??????????, ? ?????????? ??? ?????????? ???  
????????? ?????????? ??? ??? ?, ??????????????, ??? ?????? ?????????? ??? ?????????????? ???  
????????? 1 ?? ?????????? ?? ???????????, ??? ???' ?????? ?????????? ??????????, ?? ?????? ??????????  
???? ?????????? ??? ?????????? ?? ??? ? ?????? ?????????????? ??? ???' ?????? ?????????? ???  
??? ?????????? ??? ?????????? ??? ???' ?????? ?????????? ??????????, ???????? ?? ??? ?????????? ???  
????????? ??????????.

2. ????? ??????? ?????? ??????? ?? ??????? ??? ?? ???' ??????? ?????????? ?????????? ??????????  
?????????? ??????? ?????? ??? ????? ??????? ??? ????? ?????? ? ??????? ??? ?????????? ??? ??????????  
????????? ??? ??? ?, ??????????, ??? ?????????? ??? ?????? ??? ?????????? ??? ?????????? ???  
????? 281 ??? ?????????? ?????????? ?????????? ??????.»

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

9      ?? ?????? 2 ??? Umsatzsteuergesetz 1994 (????? ??? 1994 ??? ??? ????? ?????  
???????, ??? ????: UStG), ?? ??? «???????????????, ??????????», ?????? ?? ???:

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

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

1)    ?? ??????? ??????? ?????? ???????????, ?? ?????? ? ???????????, ?? ??? ?????????????? ??  
????? ???? ?? ?????? ??? ??????????? ?? ??????????? ?? ??????????? ?? ??????????? ?? ???????????????,

2) ?????????? ?????????? ?????????????? ??? ?????????? ?????????????????? ??? ?????? ?????? ?????? ???  
?? ?????????? ??????????. ??? ?????? ?????? ?????????? ?????????? ??? ?????? ?????? ?????????????? ???  
????? ?????? ?????? ?? ?? ?????????? ?????????? (????????????? ??????????) ???, ??????????????  
????? ?????? ??? ??????????????, ?????? ??????????????, ??? ??????????????, ?????????????? ???  
????????? ????, ??? ??????????.

[...]»

10 ?? ?????? 22 ??? UStG ??????? ???, ???? ?????? ???? ?????????????????? ??? ??? ???? ??????  
????????? ?????? ?????????? ?????????? ??? ???? ???? ?????? ?????????? ?????? ??? ????  
????????? ? ?????????? ??????????????, ? ?????????? ?????? ??? ???? ???? ???? ???? ????  
????????? ??? 10 % ??? ??? ?????? ?????????????? ??? ??????, ? ?????????? ??? ??? ?????? ??????  
????????? ?? ?? ????? 124 ??? 125 ??? Bundesabgabenordnung (????????????????? ??????????)  
????????), ??? ?? ???? ??? ?????? ?????????? ??? ??? ??? ??? ?????? ??? ??????????  
?????????????.

11 ????????, ?? ??? 1175 ??? Allgemeines Bürgerliches Gesetzbuch (???????)  
???????) ?????????? ?? ???? ? ?????????? ?????? ?? ?????? ?????????? ?? ??????  
????? ?????????????? ?????????????? ?????? ?????????????? ?? ?????? ?????????? ?? ??????????  
????? ?????????? ?? ????????, ? ????????, ?????? ?? ?????? ?????????? ?? ?????? ?????????? ??????.

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

12 ??? ?? 1998, ?? ?????????????? ??? ?????? ?????? ?????? ?????????????????? ??? ?? ????  
??? ?????????????? ??? ?????? ?????? ????????, ?? ??? ?????? ?????? ?????????? ??????????????  
????????? ?? ?????????? ?????????? ??????????, ?????????? ?? ??? ?????? ?????? ????. ? ??? ???? ?? ????  
????? ??? ???? ?????? ?????? Martin Nigl ??? ??? Christine Nigl, ?  
????? ??? ??? Gisela Nigl (??? ????????) ??? ??? Josef Nigl, ??? ? ??? ??? ??? ??? Martin  
Nigl ??? ??? Gisela Nigl (?? ??????). ??? ?? ?????? ??? ?????? ?????????? ??? ??????  
????????? ???.

13 ?????????? ?? ?????????????? ??? ?????????? ?????? ?? ?????? ?????? ?????? ??????????  
-????? ??? ?????? ?????? Martin Nigl-, ?? ?????????????? ??? ?????? ?????? ??????????????,  
????? ?? ?????????? ??? ????? 2001, ?? Wein-Gut Nigl GmbH (??? ????: ?????????? ??????). ??  
????? ??????????????, ? ?????? ??? ?????? ?????? ?????? ?????? ?????????????? ??? ??  
????????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????????????? ?? ??????????  
????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????????????, ?? ??????  
??? ??? ?????????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??????????. ????????, ? ??????  
????????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??????  
????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??????.

14 ??? ?? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??????  
?????, ?????? ??? ?????? ?????????????? ??? ? ?????????? ???, ? ?????? ??????????  
??? ?????? ??? ?????? ??? ?????????? ??? ?????? ???, ?????????? ??? ??? ??  
????????? ?????????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ??  
????????? ?????????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????.

15 ? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ??????????  
???????, ??? ?????????? ?????????? ??? ?????? ??? ?????? ?????? ??? ?????, ?? ?? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ??? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? 15 % ??? 20 %, ?? ??? ?????? ?????? ?????????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
??? ?????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????.

16 ? ?????????? ?????????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?, ?  
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ?? Weingut  
Nigl, ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????.

17 ??? ?? 2012, ? ?????????? ??? ?????? ??? ? ?????????? ??? ?????????? ?????????????? ??? ??  
??? ?????? ?????????? ??? ?????? ???, ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ??? ??  
????????? ??? ??????.

18 ??????? ?????????? ??????? ?????????????? ????? ?? ??????? ??? 2012, ?  
????????? ??? ??????? ???, ?????????? ?????? ??? ?????????? ??? ??????????  
????????????? ??? ?????? ??? ?????? ??????, ?? ??? ?????? ??? ??????????, ??? ?? 2005, ???  
??? ?????? ??? ?????? ??????. ??? ?? ?????????? ???, ?????? ??? ??? ??? ??????, ??  
????? ??? ?????? ?????????? ??? ?????? ??? ?????? ?????? ?????? ??????.

19 ??? ??????? ???, ? ?????????? ??? ?????? ?????? ??? ??????, ?????????? ??? ?? 2005,  
??? ?????????? ??? ?????? ??????????????, ?????? ??? ?????? ?????? ?????? ??????  
????????? ??? ?? ??? ?????? ?????? ??????, ??? ? ?????? ?????? ???????. ??????  
????????? ??? ?????? ?????? ??? ?????? ?????????? ?? ??? ?? ??? ?????? ?????? ??????  
????????? ??? ??? ?????? ??????, ???, ?? ?????? ??? 18?? ?????? 2012,  
????????? ??? ?????? ??? ?????? ?????????? ?????? ?????? ??? ??? ??????  
?????????.

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

21 ??????? ?????????? ?? ?????? ?? ?????????????? ?? ?? ?????????????? ??? ??  
????? ??????????????, ?? ?????????? ?????? ??????????????, ?????? ? ??? ??????  
????????????? ??????????????, ?? Bundesfinanzgericht (????????????? ??????????)  
????????? ?????? ??????, ?????) ?????????? ???, ??? ?? ?????????? ??????, ???  
????????? ??? ?????????? ?? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ??????  
????? ??????????, ??? ?? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ???  
????????? ?? ??? ?????? ??????????, ??? ?? ??? ?? ?????????? ??? ?????? ?????? ?????? ??????  
?????????.

22 ???????, ?? ?????????? ??? ?????? ?????????? ???, ??? ?? ??? ?????? ?????? ??????,  
????????? ??? ? ?????????? ??? ?????? ??? ?????? ?? ?????????????? ?? ??  
????????? ??? ?????? ??? ?????? 29 ?? ?????? ??????, ?? ??????  
????????? ?????? ?????????? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????, ??  
????????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?? ?????? ??? ?????? ??? ??????  
??? ?????? ?????? ??????, ?????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??????  
????? ??? ?????? ?????? ??????.

23 ??' ??? ?????? ??? ??????? ?? Bundesfinanzgericht (????????????? ??????????)  
????????? ?????? ??? ?????????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??  
????????? ??? ?????????? ?? ?????? ??? ?????? ?????? ??????:

«1) ??? ??????? ?? ??? ?????? ?????????? ?????????? (????????? ????) ????  
????????? ??????? ?? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??????????,  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????  
????????? - ? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????  
?? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???;

2) ?? ?????????? ??? ?????? ??? ?? ?????? ?????????? ?????? ??? ?????? ??????  
??? ?????? ?? ?????????? ?????????? (????????? ????), ??????  
????????? ??????:

?) ? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????

? ) ??? ?????? ?????????? ?????????????? ??? ? ???? ??? ?????? ?????? ?????????? ??????????????????  
????????? ??????????, ? ?????? ??? ?????????????? ?? ?????? ?????? ?????? ?????? ?????? ???  
????????????? ??? ?????? ?????? ?????? ?????? ?, ?

? ) ??? ?????? ?????????? ?????????????? ??? ? ???? ?????? ?????? ?????????????????? ??????????  
????????? ??? ??? ?????????????? ???????, ? ?????? ??? ?????????????? ?? ?????? ?????? ???  
????? ?????? ??? ?????????????? ??? ?????? ??? ??????;;

3) ?? ?????????? ??? ?????? ??? ???? ?????? ?????? ?????? ?????????? ?????????????????? ?????????? ??????????  
??? ?????????? ??? ?????? ?????????????? ?????? (????????????? ???), ? ???? ???  
????????????? ??? ?????? ?????? (????????????? ???) ???

? ) ?????????? ?? ??? ?????? ?????????? ????????????,  
? ) ?????????? ?? ??? ?????? ?????????? ??? ?? ??? ???????,  
? ) ??? ?????????? ?? ??? ?????? ?????????? ?? ??? ?????? ???????????,  
?? ?? ?????? ?????????????? ?????? ?????? ?????? ?????? ?????????????? ?????? ??? [??  
????????? ???], ?????? ?????? ?????????? ??????????, ?? ?????????? ?????????? (????????? ???);

4) ??? ?????? ??? ?? ?????? ?????????????? ?????? ?????? ?????? ?????????? ??????????  
????? ?????????? ?????? (????? ?????? ?????? ?????????? ???), ?????? ??  
????????? ?? ?????????? ???, ??? ?????? ?? ?????????? ?????????? ?????????? (????????? ???  
????????? ??? ???' ?????? ?????????? ??????) ?? ?????????? ??? ?????? ??? ?????? ??? ?? ??  
????? ?????????? ??? -??? ?????? ?????? ?????????? ?????????? ?????????? -?????????????  
????????? ?????????? ??? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ???  
????????? ???, ??? ?????? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ?????? ?????????? ??? ??? ?????? ?????? ?????? ??? ?????? ???  
????? ?????? ?????? ?????????? ???, ??? ?? ?????? ??????, ??? ?? ???' ??????  
????????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
?????????;;

5) ?? ?????????? ??? ?????????? ? ?????????? ?????? ?????? ??? ??' ?????? ??????????  
??? ?????? ??? ??? ?????? ?????? ?????????? ?????????? ?????? ???, ? ?? ???  
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? ) ?????? ?????????? ?????? ????????????,  
? ) ?????? ?????????? ??? ?? ??? ???????, ?  
? ) ??? ?????? ?????? ?????? ??????????;»

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

24 ?????????????? , ?????????????? ???, ?????????????? ?????? ??? ?????? ??? ?????????? ?? ??? ???  
????? ? ?????????? ??? ?????? ?????????? ??? ?? ??? ?????? ?????? ?????????? ??????????  
????????? ??? ??? ?????? ?????? ?????? ?????? ?????? , ?????? ??? ?? 2005 ??? ?? 2012, ????  
????????? ?? ?????????? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

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

25    ?? ?? ?????? ???????, ?? ?????? ??????????? ?????? ???' ?????? ?? ??????????????? ??  
?? ?????? 4, ??????????? 1 ??? ??????????? 4, ?????? ??????, ?? ?????? ???????, ??????,  
?????? ?? ????? 9, ??????????? 1, ?????? ??????, ?? ?? ????? 10 ??? ??????? ???,  
????????, ?????? ?? ?????? ?? ?????? ?? ??????????? ?????? ??????? ?????? ?? ??????? ???  
????????? ?? ?????? ?????, ?? ?????? ??????????? ??? ?? ??????? ?????? ??? ?? ??????? ???  
????? ??????????? ?????? ??? ??????????? ???, ??? ?????? ??????????? ???, ?? ??????? ???, ?? ???????  
?????, ??? ??????? ???, ??? ??????? ?? ??? ?????? ??????????? ?? ??? ?? ??????? ???  
?????????????? ?? ??? ?? ??????? ??? ?????? ??? ?????? ???????????, ??????????? ??? ?????  
????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?????? ???  
????? ?? ??????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?? ?????? ???  
??? ??????????? ???, ?????? ?? ?????????? ??????????? ??????????? ??????????? ???  
???.

26    ???????, ??????????? ??, ??????? ?? ???? 4, ??????????? 1, ??? ?????? ???????  
?? ?? ?????? 9 ??? ??????? ??, ????????? «?????????? ???» ???????????  
?????, ??? ?????? ??????????? ??? ?? ??????????? ???, ??????????? ???????????????,  
?????????? ??? ?? ??? ??????????? ??? ?? ??????????? ??? ?? ??????????? ??? ??????????????? ???  
(??., ?????? ???, ??????? ??? 26?? ?????? 1987, ??????? ??? ??? ???, 235/85,  
EU:C:1987:161, ??? 6, ??? 16?? ?????????? 2008, Isle of Wight Council ??., C?288/07,  
EU:C:2008:505, ??? 27, ??? 29?? ?????????? 2009, ??????? ??? ???????????,  
C?246/08, EU:C:2009:671, ??? 35).

27    ?? ?????? ??? ?????? 4, ??????????? 1, ?????? ??????, ?? ?????? ???????, ??? ??  
????? 9, ??????????? 1, ??? ??????? ??, ?????? ?? «??????????», ?????? ??? ??????  
?? «?????????? ???» ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??????????? ???????????, ?????? ??? ?? ?????? ??? ?????? ??? ?????? ???  
????? ??????? ??? ?? ??? ?????????? ???????, ?????? ??? ?????????? ?????? ??????  
??????????????, ??? ?????? ?????????????? ??? ?????? ?????????? ??? ?????????? ??? ??????  
????, ?????????? ?????????? ??? ??? (??., ??????, ?????? ??? 29?? ??????????  
2015, Gmina Wroclaw, C?276/14, EU:C:2015:635, ??? 28).

28    ??? ?????????? ??? ??????????? ??? ?????? ??? ?????? ??????????? ???????????????,  
?????? ?? ?????????? ?? ?? ?????? ??????? ??? ?????? ??? ??????????????? ??? ?? ??? ???????,  
?? ????? ?????????? ?? ?? ??? ?????? ??? ?????, ?????? ??? ?? ?????? ??? ??????????? ???  
?? ?????????? ?? ?? ?????????????? ??? (????????? ??? 27?? ?????????? 2000,  
Heerma, C?23/98, EU:C:2000:46, ??? 18, ??? 18?? ?????????? 2007, van der Steen,  
C?355/06, EU:C:2007:615, ??? 23, ??? 29?? ?????????? 2015, Gmina Wroclaw,  
C?276/14, EU:C:2015:635, ??? 34).

29    ??? ??? ??????? ??? ?????? ??????? ??? ?????? ?? ??????? ?????? ?? ??????? ???  
??????????.

30    ?? ??????? ??? ??????? ??????? ??? ?? ??????? ??? ?????? ??? ??????? ??? ??????? ???  
?????????????? ??? ??????? ?? ??????? ??? ?????? ??? ?????? ??? ?????? ??? ??????? ???  
-?????? ???????-, ??? ??????? ?? ?????? ???????????, ?????? ???' ???????????????, ??  
????? ??? ????? ??????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ???????????  
????, ??? ??????? ???, ?? ??????? ???, ??? ??????? ???, ??? ??????? ???, ??? ??????? ???  
?????? ?? ??? ??????? ???, ??? ??????? ???, ??? ??????? ???, ??? ??????? ???, ??? ??????? ???  
????? ?? ??? ???????.

31    ??? ??????? ???, ? ??? ?????? ??????? ??? ?????? ??????????? ?????? ??????? ???  
????????? ??? ?????? ??????????????? ???, ?????? ??? ?????? ?? ??????? ??? ???????

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

33      ????????, ?? ?????????? ????? ??? ????? ?????? ?????????? ??? ?????????? ??? ?????????? ??? ??????????  
?????, ? ?????????????? ?????? ??? ????? ?????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????  
????? ?????????? ??? ?????? ??? ?? ????? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ?????  
????? ??? ?????????? ?? ?????????? ??? ?????? ?????????? ????? ?????????? ?????? ??? ?????????????? ????,  
??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??????, ??? ???  
????????? ??? ?? ??? ?????? ?????.

34 ?????????????? ?????? ??? ??????????????, ??? ?????? ?????????? ??????? ?? ?????? ?  
????????? ??? ?? ?????? 4, ?????????? 1 ??? ?????????? 4, ?????? ??????, ??? ??????  
????????, ??????, ?????? ?? ?????? 9, ?????????? 1, ?????? ??????, ??? ?? ?????? 10 ???  
????????? ???, ????????, ?????? ??? ?????? ??? ?????????????? ?????? ?????????? ??? ??  
????????? ??? ?????????? ??? ?????? ???, ?? ?????? ?????????????? ??? ??? ?????????? ???  
????? ??? ?????? ?????????? ??? ?????? ??? ?????????? ???, ??? ?????????? ??? ??? ???,  
????????? ???, ??? ?????? ???, ??? ?????? ?? ??? ?????? ??? ?????? ?????????? ?? ??? ??? ??  
????????? ?????????????????? ?? ??? ?? ?????????? ??? ??? ??? ??? ??????????, ?????????? ???  
????? ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????????????  
?????????, ??? ?????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??  
????? ??? ??? ?????????? ???, ?????? ?? ?????????? ?????????? ??? ?????? ??? ?????????? ???  
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35 ?????????????? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????? ??????, ?????????? ?  
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37 ?????????????? ??? ?? ???' ??????? ?????????? ?????????? ?????????? ?????? ??????????????  
????????? ??? ??????? ?????????? ??? ?? ?????? ?????????? ??? ?????? ?????????? ??? ??  
????????? ??? ?? ??? ?? ?????? ??????, ?? ?? ??????, ?? ?????????????? ?????? ?????? ?? ?????? ???  
????? ?????????? ??? ?????????? ??? ?????????? ?????? (????????? ??? 15?? ??????)  
2004, Harbs, C?321/02, EU:C:2004:447, ??? 27, ??? 26?? ??? 2005, Stadt Sundern,  
C?43/04, EU:C:2005:324, ??? 27, ??? ??? 8?? ?????? 2012, ???????? ??? ??????????????,

C?524/10, EU:C:2012:129, ?????? 49).

38 ?????? ??? ?? ?????? ??? ?? ?????? ??????????? ?????????????????? ??? ?  
????????????????? ??? ?? ?????? ??????????????, ? ?????? ?????? ?? ?????????????? ?? ???  
????? ??? ?????????????? ??? ?????????????? ??? ?? ?????? ??? ?????????????? ?? ???  
(??., ??????, ?????????? ??? 26?? ????? 2005, Stadt Sundern, C?43/04, EU:C:2005:324,  
????? 28, ??? ?? 8?? ?????? 2012, ?????????? ??? ??????????????, C?524/10, EU:C:2012:129,  
????? 50).

39 ?????????????? ?????????? ???, ??????? ?? ?? ?????? 25, ?????????? 1, ??? ??  
??????? ??? ?? ?????? 296, ?????????? 1, ??? ??????? ???, ?? ?????? ??? «????? ???  
?????????» ? «?????» ?? ?????????? ??? ??? ?????? ???' ?????? ?????????, ??????  
? ?????? ??? ?? ??? ?????? ??? ?????? ?? ?? ?????????????? ?????????? ?????????? ??  
????????? ?? ??????????, ?????? ?????????? ?????.

40 ????? ???, ??? ?? ?????? ??? ?????? 25, ?????????? 9, ??? ?? ?????? ?????????? ??? ??  
????? 296, ?????????? 2, ??? ?????? ??? ?????????? ???, ??????, ?? ?????? ??? «????? ??  
?????????» ??? ?? ???' ?????? ?????? ?????????? ?????????? ??????????.

41 ?? ??????????, ??? ?? ?????? ??? ?????????? ??? ?????????? ??? ? ?????? ??????????  
??? ??????????, ??? ?????? ???, ?????????? ??? ?? ???' ?????? ??????????  
????????????? ?????????? ??? ?????? ??? ?? ??? ?????? ??? ?????????? ??? ??????  
????? ?????????? ??? ?????????? ??? ?????????????? ??? ?????? ??? ?? ??? ??  
????????????? ??? ?????? 36 ??? ?????? ??????.

42 ??????, ?? ?????? ??? ?????? ?????????? ??? ?????????? ??? ?? ???' ??????  
????????? ??? ?????? ??? ?????? ??? ?? ??? ?????? ??? ?????????? ??? ?????????? ??? ??  
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43 ?? ?????? ???, ?? ?????? ?????????? ?? ?????? ??????????, ??? ??  
????????????? ???, ?? ?????? ?????? ?????????? ?????????? ??? ?? ??? ??????????????  
????????? ??? ?????? ?? ??? ?????? ?????????? ?????????? ??? ?? ??? ?????????? ??? ??  
????? ??? ?? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?? ??? ?????? ??? ??  
???' ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?? ??? ?????? ??? ??  
????? ?????? ?? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?? ??? ?????? ??? ??  
????????, ??? ?? ??? ?????? ??? ?????? ??? ?????? ??? ?? ??? ?? ??? ?????????? ??? ??  
????????? ??? ?????? ??? ?????????? ??? ?????????????? ??? ?????? ??? ?????? ??? ??  
????????? ??? ?????????? ??? ?????? ??? ??????????.

44 ??????, ??? ?? ?????? ??? ?????? ?????? ??? ?????????? ??? ?????????? ??????????, ???  
?? ?????? ??? ?????? ??? ?????? ???, ?????? ??????????, ??? ?? ?????? ??? ?????? ??? ??  
????????????? ??? ?????? ??? ?? ?????????????? ??? ?????? 36 ??????, ?? ??? ??  
????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ??  
??? ?????????? ??? ?? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ??  
??? ?????????? ??? ?????? ??? ?????????? ??? ??????.

45 ??? ?????????? ???, ?????? ??? ?????? ??? ?????? ??? ?? ???' ?????? ?????????? ??????  
????????? ?? ??? ?????? ??? ?????????? ??? ?????? ??? ?????????? ??? ?? ??? ?????? ??? ??  
????????? ???, ?????????, ? ?????????? ??? ?? ?????? ??? ?? ?????? ??? ?????? ??? ??  
? ?????????? ??? ?????? ?????? ?? ???' ?????? ?????? ??? ?????? ??? ?????? ?????????? ??? ??  
????? ??? ?????? ??? ?????? ? ?????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ??  
????????? ??? ?????????? ?? ??? ?????????? ??? ?????????? ??? ??????.

46 ??????? ?? ??????? ????????????, ??? ??????? ??????? ??????? ?? ?????? ? ??????? ?? ???????  
??? ?? ?????? 25 ??? ?????? ??????? ??? ?? ?????? 296 ??? ??????? ??? ?????? ??? ?????? ??? ??????? ???  
??? ??????????? ?? ??????????? ?? ??????????? ??? ?????????? ???' ?????????? ??????????? ???  
???????, ?? ?????? ??????????? ?? ?????? ???, ?? ??????????? ?????? ??????? ??????? ??? ??  
????????? ?? ??????? ?? ?????? ???, ?? ?????? ?????????? ??????? ?????????? ?????????? ???????  
?????????? ?? ??????? ?? ?????? ???, ?? ?????? ?????????? ??????? ???, ??? ?? ?????? ??? ??  
?????????? ?? ???????, ??? ?????? ??????? ?????????? ??????? ??? ?? ?????? ??? ???????  
????????? ??????? ? ??? ?????? ??????? ?????????? ?????????? ??? ?? ?????????? ???  
????????? ??? ?? ??? ?????? ??? ?? ?????? ??????? ?????????? ??? ?? ??????? ?? ?????????? ??? ??  
???????, ??? ?? ?????? ??????? ??? ?????????? ??? ?? ??????? ??? ?? ???????, ??? ?? ??? ??  
?? ?? ??????? ?????? ?????? ?????????? ??? ?????????? ?? ?????????? ??????? ?????????? ??????? ???  
?? ??? ??????? ?????? ?????????? ??? ?????????? ?? ?????????? ??????? ?????????? ?????????? ??? ??  
?? ?????? ???' ???????, ??? ?? ??? ?????? ??? ?????? ?????????? ???????, ??? ?? ?????? ???  
?? ??? ?????? ?????????? ???????, ??? ?????? ??? ?????? ?????????? ???????, ?? ??? ?? ??  
????????????? ??? ?????????? ?????????? ??? ?????????? ??????? ??? ?????????? ?????????? ?? ?????????? ???  
?? ?????????? ??? ?????????? ?????????? ??? ?????????? ??????? ??? ?????????? ?????????? ???, ??????

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47 ?? ?? ??????? ????????, ?? ??????? ??????????? ?????? ???' ?????? ?? ??????????????? ??,  
????? ?????????? ???? ??? ?????? ? ??????? ?????? ??? ?????? ???' ??????? ?????????? ???  
????????? ?????? ?????????? ?? ?????????????? ??? ?????? ?????? ??????? ?????????? ???? ?? ??????????  
??? ??????? ??? ?????? ????, ? ??????????? ??? ?????? ??????? ?????????? ????????????,  
?????? ?????????????? ???? ??? ?? ??????? ? ??? ?????? ??????? ?????????? ???????????.

48 ??????????????? ??? ? ??? ?? ?????? ?????????? ??????? ?????????? ??? ?????????? ??? ?????????? ??? ??  
??????, ??? ???? ?? ??????? ?????????? ??????????, ?? ?????????? ?????????? ??? ??? ?? ?????? ??? ??  
???? ?? ??? ?????? ??????? ? ??? ?????????? ??? ?????? ?????????? ??? ?? ?????? ?????? ??? ??  
????? ??????? ??? ?? ??? (??., ???????, ?????????? ??? 6?? ?????????? 2014, Fatorie,  
C?424/12, EU:C:2014:50, ?????? 47 ??? 48, ?????? ??? ??? 9?? ?????? 2015, Cabinet  
Medical Veterinar Dr. Tomoag? Andrei, C?144/14, EU:C:2015:452, ?????? 42).

50     ????? ??? ?????????? ??????, ?? ?????????? ??? ? ?????????????? ?????? ??????????????, ?? ??? ??? ??????  
??????, ?? ?????????????? ??? ???' ?????????? ?????????????? ?? ?????????????? ?????? ?????????????? ???????  
??? ?????????? ??? ?????????? ??? ?????? ?? ?????? ??? ?????????? ????????, ?????????? ???  
?? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ???  
????????????? ??? ?????? ?????? ?????????????? ??? ?????????? ?????? ??? ??????????????  
????????? ??? ?????? ??? ?????? ?????????? ?????????? ??? ?????? ??? ??????????????  
?????.

51      ??????? ?? ?????, ??? ?????? ??????? ??????? ?? ?????? ? ??????? ??, ???  
?????? ?? ???? ???? ???? ? ??????? ?? ??????? ??' ??????? ??????? ?? ???? ?? ???? ??

?????? ?????, ? ?????????????? ?????? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ??????  
????????????? ??? ?????????????? ??? ?????? ?????? ?????????????? ? ?????????? ??? ??????  
????????? ? ?? ??? ??????????????, ??? ??? ?????????? ??? ? ?????????? ??? ??????????  
??? ?????????? ?????? ??? ?????? ??? ?????? ?????????? ?????????? ??? ?????????, ???  
??? ?? ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????????? ??? ?????????? ??????????  
?????? ??? ?????? ?????? ?????????????? ?????? ?? ?????? ??? ?????????? ?????????? ??? ??????  
????? ??????.

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

52      ?????????? ??? ? ??????? ?????????? ??? ?? ??? ????? ?????????? ??? ?????? ?????  
??? ?????????? ?????????????? ??? ?????? ?????? ??? ?????? ??????????????, ?' ????  
????????????? ?? ?????????? ??? ??? ?????????? ??????. ?? ?????? ??? ????? ??????????????  
????? ?????????? ?????????? ??? ??????????, ??? ??? ?? ??? ??????????, ??? ??????????.

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

1) ?? ?????? 4, ?????????? 1 ?? ?????????? 4, ????? ??????, ??? ?????? ??????  
77/388/??? ??? ??????????, ??? 17?? ????? 1977, ??? ?????????? ??? ??????????  
??? ?????? ??????, ??? ?????????? ?? ??? ????? ?????? ?????? ?????????? – ??? ??????  
????? ?????????? ?????: ?????????? ?????????? ???, ??? ?????????? ????  
??? ?????? 2004/66/EK ??? ??????????, ??? 26?? ?????? 2004, ??????, ????? ???  
?? ????? 9, ?????????? 1, ????? ??????, ??? ?? ????? 10 ??? ?????? 2006/112/??  
??? ??????????, ??? 28?? ?????????? 2006, ?????? ?? ? ?????? ?????? ??????  
????????????? ????, ????????, ????? ?? ?????? ??? ?????????? ?????????? ??????  
????????? ??? ?? ?????????? ??? ?????????? ??? ?????? ?????, ?? ??????  
????????????? ??? ?? ?????????? ??? ?????? ??? ?????? ?????? ?????????? ??????  
????????? ???, ??? ?????????? ???, ?? ?????????? ???, ??? ?????? ??? ?????????? ???,  
??? ?????? ?? ??? ?????? ?????????? ?? ??? ?????? ??? ?????? ?????????? ?????????? ??  
??? ?? ?????????? ??? ?? ?????? ??????????, ?????????? ??? ?????? ?????? ??? ??  
????????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??????????, ???  
????? ?? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?? ??? ????  
??? ?????????? ???, ????? ?? ?????????? ?????????? ?????????? ?????????? ???

2) ?? ?????? 25 ??? ?????? ??????? 77/388, ??? ?????????????? ?? ??? ?????? ??????  
2004/66, ??? ?? ?????? 296 ??? ??????? 2006/112 ?????? ??? ?????? ??? ??  
?????????? ?? ??????????? ?? ??????????? ?? ?????????? ??? ?????? ???' ?????????? ?????????????? ???  
??????, ?? ?????? ??????????? ?? ?????? ???, ?? ??????????? ?????? ??????? ?????????  
???? ?? ??????? ?? ??????? ??? ?????? ??? ?????? ??????, ?? ?????? ???????????  
?????????? ??????????? ??????????? ?????? ??? ?????? ?????? ??????????? ?????? ??? ??  
????? ??????????? ?????? ???, ??? ??? ??? ??? ??? ??????????? ?????? ???????,  
??? ??? ?????? ??????? ??????????? ??? ?? ??? ??? ??? ?????? ??????? ??????? ??????? ?  
??? ??? ?????? ??????? ??????????? ??? ?? ??? ??????????? ??? ?????? ??????? ??? ??  
???? ?? ?? ??? ?????? ??????? ??? ??????? ?? ??????? ?? ?????????? ??? ?? ??? ?????? ???????,  
???? ?? ??????? ??? ??????????? ??? ?? ??????? ?? ??????? ??? ???????, ????? ?? ??  
?? ??????? ?????? ??????? ??? ??????????? ??? ??????????? ?? ??????? ?????? ??????????????  
??? ?? ?? ??? ???' ??????? ???????, ??? ??? ??? ??? ?????? ???????????, ???  
??? ?????? ??? ?? ??? ?????? ??????????? ??? ??????????? ??? ?????? ??? ?????? ???????  
??????, ?? ??? ?? ?? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ???????  
?????????? ?? ??????????? ??? ?????? ??? ??????????? ??? ?????? ??? ??????????? ??? ??????????? ?  
??? ??????????? ??? ???????, ?????? ??? ??????????? ??? ?????? ??? ?????? ???????????  
?? ???????????.

3) ??? ?????????? ??? ?????? ??? ?????? ? ??????? ??? ?????? ???' ???????  
?????????? ??? ??????? ??? ?????? ??????? ?? ??????????? ??? ??????? ??????????  
???? ?? ??????? ??? ?????? ??? ?????? ???????, ? ??????????? ??? ?????? ??????? ???  
????? ??? ??????? ??? ?????? ??????????? ??? ??????????? ??? ?????? ??? ?????  
?????????? ? ??????? ??? ?????? ??????????? ?? ?? ??? ???????????, ??? ??  
?????????? ??? ? ??????????? ??? ?????? ??????????? ??? ??????????? ??? ?????? ???  
??? ??????? ??????????? ??? ??????????? ??? ??????????? ??? ?????? ??? ?? ??????????? ???  
?????? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ?????? ???  
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(??????????)

\* ?????? ??????????: ? ????????.