

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

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

JULIANE KOKOTT

??? 14?? ??????????? 2021 (1)

?????? C?4/20

«ALTI» OOD

????

Direktor na Direktsia «Obzhalvane i danachnøosiguritelna praktika» Plovdiv pri Tsentralno upravlenie na Natsionalnata agentsia za prihodite

(?????? ??? Varhoven administrativen sad

[????????? ?????????????? ????????????, ??????????]

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

«????????????? ?????????? – ?????????? ?????? – ????? ?????????????? ????? – ?????
2006/112/?? – ????? 205 ??? 273 – ?????????? ?????? ?????? ??? ??? ?????? ???? ???? ???? ?
????????? ??? ????? – ?????? ??? ?????? – ?????????? ??? ?????? ??? ?????? ??? ?????????????? ???
????? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? – ?????????? ??? ?????? ??? ?????? ???
????????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? – ?????? ?????? ??? ?????? ???
??? ?? ?????????? ?? ?????????? ?????????? ??? ?????? ???»

I. ????????

1. ?? ?????????? ?????????? ?? ??? ?? ?????????? ??? ?????? ??? ?????? ??? –?? ??????????
?? ????? 205 ??? 273– ??? ?????? ??? ?????????????? ??? ?????????????????? ???
???????????, ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????????? ???
????????????? ??? ?????? ???, ???, ??? ??? ?????????? ??? ?????? ??? ?????????? ???
????????????? ?? ?????????? ?? ??? ?????? ??? ?????????????? ???.

2. ?? ??? ?????? ??? ?????? ?? ?????????????? ?? ? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?? ?????????? ?? ?????????????? ???, ???, ???, ??? ?????? ??? ?????? ???, ??? ?????? ???
????? ?????? ?????? ?????? ?????? ?? ?????? «?????? ??????» (??? ??? ??????:
?????????) ??? ?????? ?? ??? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ??? ??????, ??? ??? ??? ?????? ?????? ?????????? ??? ?????? ??? ?????? ???
??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? «?????», ??? ?????????? ?????? ?????? ?????? ??? ?????? ??? ?????? ???

?????.

3. ??? ??? ??? ??????, ?????? ?? ?????? ?????? ? ??????????? ?????????? ??? ??????
?????, ? ??????, ??????????? ??? ?????? 205 ??? ?????? ?????? ???, ?????????? ??
????????? ?????????? ??? ??? ????? ?????????? ??? ?????? ?????? ??? ??????, ?? ???
????? ??????. ?????? ?? ?? ?????????? ?????????? ??????, ? ?????? ??? ?????? ???
????? ?????? ?????????? ?????? ?????????? ??? ?????? ?????????? ?????? ??????????
??? ??????. ?? ??????????, ??????????, ?? ?????? ?????????? ??? ?? ?????????? ??????
? ?????? ?? ?????? ??? ? ?????????? ???, ??? ?????? ??? ?????? ??????????, ?????? ???
????????? ??? ?????????? ???, ?????? ??? ?? ?????????? ?????? ??????????.

II. ?? ?????? ???????

1. ?? ?????? ??? ?????????? ??????

4. ??? ?????? ?????????? ????????, ?? ?????? ?????? ?????????????? ??? ??? ??? ??????
2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006, ?????? ?? ?? ?????? ?????? ???
????????????? ??? (2) (?? ?????: ?????? ????).

5. ? ?????????? ??? 44 ??? ?????? ?????? ??? ?? ????:

«????????? ?? ?????? ??? ?? ?????????? ?? ?????? ??? ?????? ??? ?????? ??? ?????????? ???
????? ??? ?? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?? ??? ?????? ???
?????..»

6. ??? ????? 193 ??? ?????? ???, ? ?????? ??? ?????? ??? ?? ????:

«? ??? ?????? ??? ?? ?????????? ??? ?????? ??? ?????? ?????????? ??? ??????????
????????? ??? ?????? ??? ?????? ??????????, ?????? ??? ?????????? ??? ? ?????? ?????????? ???
????? ?????? ??? 194 ??? 199 ??? ?? ??? 202.»

7. ?? ????? 205 ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???
????????? ???, ?????? ??? ?????? ??? ?????, ?????????? ??? ?????? ??? ?????? ??? ?????? ???
??? ??? ?????? ??? ??????:

«???? ?????????? ??? ?????????? ??? ?????? 193 ??? 200 ??? ??? ?????? 202, 203 ??? 204,
?? ?????? ??? ?????? ?? ?????????? ??? ?????? ??? ?????? ??? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ??? ?????? ??? ????.»

8. ??????, ?? ????? 207, ?????????? 2, ??? ?????? ??? ?????? ?? ??????:

«? ?????? ??? ??????, ??????, ?? ?????? ??? ?????? ??? ?????? ?? ?????? ??? ??????, ??????
?? ?? ????? 205, ?????????? ?? ?????????? ?????? ?????? ??? ??? ?? ??????????
????? ??? ?????????? ??? ??????..»

9. ?? ????? 273, ?????????? 1, ??? ?????? ??? ?????? ??? ?????????? ??? ?????????? ???
????? ??? ?????? ??? ??? ?????????? ??? ?????? ?????? ??? ?????? ?????????? ??? ??????.

2. ?? ?????????? ???

11. ??????? ?? ?? ????? 14, ?????? 3, ??? ?? ????? 16, ?????????? 3, ???
Danachno?osiguritelen protsesualen kodeks (?????? ?????????????? ?????????????? ???
????????????? ??????????? ???????????, ??? ????: DOPK), ??? ?????????? ?????? ? ??????
?????????, ?????? ?????, ??? ??? ????? ?????? ??? ?? ????? ??????????.

12. ??? ????? 121, 122 ??? 126 ??? Zakon za zadalzheniata i dogovorite (????? ????
????????? ??????? ???. ??????????, ??? ????: ZZD) ???????? ?????????? ??? ??????? ???
?? ?????????? ??? ?????? ??? ????????. ??????? ?? ????, ? ?????????? ????. ??
?????? ??? ??????? ??????? ??? ?????? ??? ?????? ??? ??????? ??? ??????? ????. ???
????????? ??? ?? ?? ?????????? ??? ?????? ?????? ?????? ??? ??????????, ??? ? ??????????
?????? ?? ?????????? ??? ??? ?????????? ??? ?????? ?????? ?????????? ??? ?????? ??? ??????
????? ??? ?? ??????????. ?? ?????????? ?????????? ?????????? ??? ?????? ??? ??? ??
????????? ??? ??? ??? ??? ?????? ?????????? ??????. ?? ?????????? ??? ??? ?? ??
????????? ??? ??? ?????? ?????? ?????? ?????? ??????????.

III. ?????????????? ??? ?????????? ??????

13. ? «Алти» ООД (??? ????: ??????????????) ?????? ??????????? ??????? ????????????????????????????

14. ????? 10 ??????? 2014 ? ?????????????? ?????????????? ??? ?? ???? ??????????
????????????? ??????? ?????????????? ?????? «Fotomag» EOOD (??? ????: ??????????????)
??? ?????????????? ??????? ??? ??? ???????, ??? ??? ??? ??? ??? ?????? ???
????????????? ??? ????? ??????? ????????. ??? ??? ?? ??? ?????????? ? ??????????????
????????? ??? ??? ?????????????? ?? ?????????? ?????????? ??? ?????? ? ??? ??????????????
????????? . ? ?????????????? ??????? ?? ??????? ?? ??? ?????? ??? ?????????? ?? ??????????
????????????? ??? ?????????????? ??? ??????? ?? ??????? ?????????? ??? ???.

15. ?????????????? ??? ?????????? ??? ?????????? ??? ?????????? ??? 10 ????????? 2014, ??? ??? ?????
???? ? ?????????????? ??? ?????????????? ?? ?????????? ?????????? ?????????? ?????????? ??? ??? ??????????
????????? ??? ?? ?? ?????? ? ?????????????? ?????????????????? ?????????????????? ?????????????? ???
??? ??????????. ??????, ??? ??????? ?????????????? ?????????? ??? ?????????? ??? ?????????????? ???
?????????????, ??? ?????? ??? 2016, ?????????????? ??? ?????????? ??? ? ?????????? ??? ?????????? ???
????????? ??? ?????????????? ?????, ??? ?????, ? ?????????????? ?????? ??? ?????????? ??? ??????????

? ? ?????????? ?????? ????. ?? ?????????? ?????? ?????? ?????? (??? ????: ?????? ????????)
?????) ??? ??????? ??? ?????? ???, ? ?????????? ?????? ?????? ?????? ??? ?????? ??????
??? ?????????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????? ??? 2014.

16. ?? ?????????? ?????? ?????? ?? ?????????? ?????? ?????? ?????? ??? ??????
????????? ????. ??? 23 ?????????? 2018 ?????? ??? ?????? ??? ?????? ?????? ???
????? ??? (??? ????: ?????? ?????? ??????) ?? ??? ?????? ?????? ?????? ??????
??????. ?????? ?? ?? ????? 177 ??? ZDDS, ??? ?????? ??? ?????? ??? ?????? ???
??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ??????
? ?? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ??????
????? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ??????
??? 2014.

17. ? ?????????? ?????? ?????? ?????? ?????? ??? ?????? ??? ?????? ??????, ? ????
?????????, ?? ?????? ?? ?????? ?????? ??? Administrativen sad Plovdiv
(????????? ?????? Plovdiv, ??????).

18. ?? ?????????? ?????????? ?????????? ?????? ??? ??????, ?????????? ????
????? ??? ?????????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??????????
?????, ?????? ?? ?? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? 16, ?????? 3, ??? DOPK, ??? ??????
????? ?????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????, ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?????? 177, ?????? 1, ??? ZDDS ??? ?????? ??? ?????? ???
«????????? ??? ?? ?????? ?????? ???». ? ?? ?????? ??? ?????? ??? ??????
????????? ??? ??? ??????????.

19. ? ?????????? ?????? ?????? ?????? ??? ?????? ??? Administrativen sad Plovdiv
(????????? ?????? Plovdiv) ?????? ??? Varhoven administrativen sad
(????????? ?????? ??????, ?????). ??????, ?????? ?????? ??????????
????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ??? ?????? ??? ?????? 177 ZDDS, ?? ?????? ??? ??????
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ???.

20. ?????? ??????, ? ?????????? ?????? ?????? ??? ?????? ??? ?????? ?????? ???
????????? ?? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ZDDS. ?
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?? ?????? 177 ??? ZDDS ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

IV. ? ?????? ?????????? ?????? ??? ? ?????? ??? ?????? ???

1. ????? ?? ?????? 205 ??? ??????? ????? ?? ???? ? ?????? ??? ?????????????????? ??? ?????
???? ? ??????????? ?????? ??? ??????????? ?????? ??? ?????? ?????????? ??? ????? ?? ??????
????????????????? ?????????????? ?????????? ??? ??? ?? ?????????? ??? ??? ?????????? ???
????????????? ??? ????? ???????????, ?????? ??? ??? ????? ?????? ??? ?????? (??????
????? ?????????????? ?????), ??? ??? ?????????? ?????????? ?????????? ?????????? ???
??????????, ??? ?? ??? ????? ?????? ?????? ??? ??? ?????? ???????, ??? ?? ??????
????????? ??? ??? ?????????? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ??? ??????????
????????? ??? ?????? ?????? ??? ??? ?????? ??? ?????? ?????????????? ? ?????????? ??? ?
??????????, ??? ??? ?????????? ?????? ??? ??????;

2. ????? ?? ?????? 205 ??? ??????? ????? ?? ???? ???? ???? ???? ?????????????????? ??? ??????
??? ?????????????? ?? ?????? ??????? ??? ????? ?? ?????? 16, ?????????? 3, ???
Danachno?osiguritelen protsesualen kodeks (?????? ?????????????? ?????????????? ???
????????????? ??????????? ?????????????), ??? ???? ?????? ? ?????? ?????? ?????? ??? ??
????????????? ?????? ??? ??? ?????????????? ?? ?????? ?????????????? ??? ??? ?? ???
????? ??? ??? ??? ?????;

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

V. ?????? ????????

23. ?????????????????? ??????????? ?? ??????? ?????????????? ?????? ?? ??????????????????

?? ? ?????????????? ?? ???? 205 ??? ??????? ?? ???? ?? ???? ?????? ?? ???? (???: ???:

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

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

??????, ?? ???? ?? ?????????????? ?? ???? 205 ??? ??????? ?? ???? ?? ???? ?????????? ??

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

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

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

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

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

24. ?????????? ?? ???? ?????????????? ?????????????? ?????? ??? ?????? ? ?????? ?? ? ?????? ?? ?
????? ???????, ?? ?????????? ???' ?????? ??? ?????????????? ??? ?????????? ? ?????? ??????? ? ?????? ??????
205 ??? ??????? ????. ?????? ?????? ?? ?????????????? ?? ? ? ? ? ? ? ? ???????, ?????? ???
??? ???, ?????????? ?? ???? ?????????????? ??????????????, ?????? ?????? ??????????????, ???
????????? ?? ???? ??????? ?? ???? , ???, ??? ?????????? ?? ???? ?????? ?? ???? , ?? ? ? ? ?
????????? ?????????? ?? ???? ?????????? ?????? (?? . ?????????? ?????????? A).

25. ??? ?????????? ?????????? ? ?????? ??? ??? ?????? ?????????? ?????????? ?????????? ???
????????? ??? ? ??????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ? ?????????? ???
????? ?? ??????? ??? ?????? ?? ? ?????? . ???????, ??? ??? ?????? ??? ?????? ???
????? ?? ?????? ??? ?????? ?? ? ?????? 273 ??? ?????? ??? ??? ?????? ??? ?????? ???
????? ?? ?????????? ??? ?????? ?????????? ??? ??? ?????????? ??? ?????? ?????????? ???
??? ?????? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ?????? 205 ??
????????? ?? ? ?????? 273 ??? ?????? ??? ??? (???. ?????? ?????? B).

1. ?????? ??? ?????????? ?????????? ?????????? (????????? ??? ??????????)
????????? ?? ? 205 ??? ?????? ??? ???

1. ??????

26. ?? ??? 205 ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????????? ??? ?????? 193 ??? 200 ??? ??? ?????? 202, 203 ??? 204, ??
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????????? ??? ?????? ???
??? ?????? ??? ???.

27. ????? ?????? ?? ?????????? ??? ?????? ?????? ?????? ?????? (3) ?? ?????????? ??? ???
????? ??? ???? ?????????? ??? ?????? ??? 205 ??? ?????? ??? ??? ??? ??? ???
????????? ??? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

28. ? ?????? ??? ?????? 205 ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ???, ??? ?????????? ??? ?????? ??? ?????? ??? ?????? 196. ?????????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
? ?? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ?????? ??? ???
????????? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?? ??? ?????? ??? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??? ???
?? ?????????? ??? ?????? ??? ??? ?????? ??? ?????? ??? ?????? ???, ?? ?????????? ???
????? ?? ?????? ??? ?????? ???.

29. ?? ??? 205 ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
??? ?????????? ??? ???? ?????????? ???, ??? ?????? ??? ?????? ??? ?????? ???
????? 193. ?? ??? 193 ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ???, ??? ??? ?????? ??? ?????? ???
????? ??? «????? ?????? ???» ?????? ??? ?????? ??? ?????? 205 ??? ??????
????? ???, ??? ?????? ??? ?????? ??? ?????? ???, ??? ??? ?????? ??? ?????? ???
????? ??? ?????? ??? ?????? ??? ?????? ???, ??? ?????? ??? ?????? ???, ??? ??????
(4), ?????? ??? ?????? ??? ?????? ???.

30. ????? ??????, ???? ??? ??????? ??? ?????????? ??? ????? ?????????? ?? ???????? ??? ?????????? ???
??????, ?? ?????? ??? ?????????? ?? ??????? ??? ?????? ?????? ?????? ??? ?????????? ??? ??????????
????? ??? ??????? ?????? ??? ??????, ???? ?????? ?????????????????? ?????? ?????? ??? ????????
????? ??? ?????????????? ??? ?????? ??? ?????????????? (5). ??????????, ???? ?????? ???
????? ??? ??????????????, ?? ?????????? ??? ?????? ??? ?????? ???, ?????? ??? ???? ???, ???
?? ?????? ??? ?????????? ?? ?????????????? ??? ?????? ??? ??????, ??? ?????????? ?????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????????? ??????, ?????? ??? ?????????? ?????? ???
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ?????? ??? ?????? (6). ?? ??
??????, ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ?????? ??? ?????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? (7).

2. ?????? ??? ?????? ??? ?????????? ??? ?????????????? ?????? ?? ?? ?????? 205 ??? ??????
????? ???

31. ??? ?? ?????? ??? ??????, ?????? ?? ?????????????? ? ?????? ?????? ??? ??????
????????? ??? ?????????? ??? ?????? 205 ??? ?????? ???.. ? ???? ? ?????? ???
????????? ??? ?? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????????? ??? ?? ???
«????????? ??? ???» (8). ?????, ??? ?????????? ??? 44 ??? ?????? ??? ?????? ???
????????? ?? ?????? ??? «????????? ??? ???». ?????, ??? ?????? ??? ?????????? ???
????????? ?? ?????? ??? ?????? ??? ?????? «????? ?????????? ??? ?????? ??? ???
????????? ??? ?????? ». ?????????, ??? ?????????? ??? ?? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ?????????? ??? ?????????? ??? ?????? ??? ?????? ???
????????? (????, ??? ??????????, ???, ?????????, ????.).

32. ??????, ??? ?????? 205 ??? ?????? ??? ?????????? ??? ?????? ?? ??????
????? ?????? «????????? ??? ??????» ??? ?? ??????. ??? ?? -????? ??? ??
????????? ??? ?????? - ??? ?????????? ?? ??????????, ??? ?? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ?? ??? ?????? ???
??? ?????? ??? ?????? ??? ?????? ?????? ???' ?????, ?????????? ?? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? (9). ?
?? ?????? ??? ?????? ??? ?????? 205 ??? ?????? ??? ??? ?????? ??? ?????? ???
????????? ??? ??????.

33. ????????, ??? ?? ?????????? ??? ?????????? ??? ?????? ???, ?????????? ???
?????? ?????????? ??? ?? ?????? ??? ?????????? ??? ??????????. ?? ?????? 205 ??????????????
?? ??????? 1 ??? ?? ??? «????????? ??? ??????» ??? ?? ?????? 1 ??? ?? ???
????????? ??? ?????????? «????????? ??? ?????? ?????? ??? ??????». ??? ???????,
?? ??????? ??? ?????? ?????????? ?? ?????????? ??? ?????????? ??? ?????? ???
????? ?????? ??? ?????????? ??? ?? ?????? ?????????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????????? ???, ?????? ?? ?????????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ???.

34. ??????, ?? ?????? ??? ? ?????? ??? ?????? ?????????? ?????? ??? ?????? ??? ??
????????? ?????????? ??? ??????. ? ?????????? ??? ?????? 205 ??? ?????? ??? ??
????????? ??? ?????? ??? ?????? ?? ?????????? ??? ?????? ?????? ?????????? ??? ?????? ???
??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? -????? ?????? ??? ? ??????????
??? ?????????? ??? ?????? ?????????? - ?? ?????????? ??? ?????????? ??? ??????. ???????, ??
????????? ??? ?????? ??? ?????? ?? ?????????? ??? ?????? ??? ?????????? ??? ?????? ???
????? ?????????? ??? ?????? ?????????? ??? ?????????? ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

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

36. ?????????????????? ??????? ?? ??????????????. ?? ?????? ?????????????? ?? ???? ?????????? ??
?????? ??? ?????????? ?????????? ??????, ??? ?????????? ?? ?????? ?????? ??? ?????? ?????? ?????
?????? (? ??? ?????????? ?????) ??? ??????? ??? ?????????????? ???????, ?????????????? ? ???
????????? ?????????? ??????? ?? ?????????????? ?????????? ??? ?????? ?????? ??????? . ??? ?????
????????? ?????? ??? ?????? ?? ?????????????? ??? ?? ?????????? . ??????????, ?? ??? ?????
????????? ?????? ?????????????? ?? ?????????????? ?????????? ??? ?????? ?????? ?????????? ?????? ?
????????? ?????????? ??? ??????????, ?? ?????????? ?? ??? ?????????????? ??? ??????????
????????? ??? ?????????????? ??? ?????????????? . ??????????, ? ?????????? ?????????????? ??? ???
????????? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ??? ?? ?????? ?????? ??? ?????? ?????
????????? ??? ?????????????? ??????, ?????? ?? ??? ?????? ?????? ?????? ?????? ?????? ?????? ???
????????? ?????????? ??????????, ??? ?????????? ??? ?????????????? ?????????????? ??? ?????? ???
????????? ?????????????? . ???, ??????, ? ?????????????? ?????????? ?????????? ?????????? ??? ?????
?? ??? ?????? ?????? ??????????????, ??? ?????? ?????? ?????? ?????? ?????? ?? ?????????? ??? ??? ?????
?? ?? ??? ?????? ?????? ??????, ??? ?????????????? ?????? ?????????????? .

37. ????????, ?? ?????????? ????? ?????????? ??? ???? 205 ??? ?????? ??? ???? ??
????? ??????? ?? ?????????? ?????? ?????????? ??? ???? ?????? ?????? ??? ??
«???????, ??? ????». ??????, ?????????? ?????????? –????? ? ?????? ?????????? ??? ??
?????? ?? ?? – ??????? ?? ?????????? ?? ?????????? ??? ?????? ?????????? ??????? ??
?????? ?? ?????? 207 ??? ?????? ??? (11). ?????? ?????? ? ??? ??? ??
(?????????) ?????? ?????? ?????? ??? ?????? ??? ?????? 207, ?????????? 2, ???
?????? ??? ??, ??? ?????? ?????????? ? ?????? ??? ?????????? ??? ?????????? ??? ??
??? ?????????? ??? (???) ??? ?????? ??? ?????? 205 ??? ??????.

38. ??????????, ?? ??????? ??? ??????? ??? ?????? 207, ?????????? 2, ?? ??????? ???
??? ?????? ??????? ?? ?????????????? ??? ????? ?????????? ??? ?????? ??? ?????? ???
?????????? ??????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???
????? ??? ??? ?????? ?????????? ??? ????? ?????????? (??? ??????? ??? ?????). ???
????????? ????????, ?? ??????? ??? ?????? ??? ?????? ??? ?????????? ??? ???
????????????? ??? ????? ?????????? ? ??? ?????? ??? ?????? ?? ??? ?????? ?????? ??? ??
????? ?????????? ??? ?????? ?? ?????????? ?? (???????) ??? ?????? ??? ?? ???
????????? ??? ?????????? ?????????????? ??? ?????????? ??? ?????? ??? ?????? ??? ??
????????? ??? ?????????? ??? ?????????? ???????????. ??????, ????? ?????? ??
????????? ?? ??? ??? ??? ??????????.

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

40. ????? ????????, ?? ?????? 205 ??? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?????????? ?? ?????????? ??? ?????????? ??? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????? ??? ???
????????? ??? ?????????? ??? ?????????? ??? ?????????? ??? ?????? ???, ??? ?????? ??? ?????? ??? ?????? ??? ???
????? ??? ?????????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? .
??????, ??????? ?? ?????? 207, ?????????? 2, ??? ?????? ???, ??????? ?????? ?
????????? ?? ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ??????. ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

3. ??????????? ???. ???? 205 ??? ?????? ????? ???. ? ?????????? ???. ?????? ??????; ?????????? ???. ???? ?????? ?????? ?????????? ?????? ?????? ??????;

41. ??????? ?? ??? 205 ??? ??????? ??? ?? ?????????? ?????????????? ?????????????? ??
????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?? ?????????? ?? ?? ?????? ?? ?????, ?????? ?? ?????????? ?????????????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????????? ?????? ?? ?????? ?? ?????? ??
????????? ?? ??????.

42. ??????????????, ??????? ?? ?? ?????? ??? ?????????????? ??????????????, ? ?????? ??? ?
?????? ??????? ?? ?????? ??? ?????????? ??? ?????????????? ??? ?????? ?????????????? ?????????????? ???
?????? ?? ?????????? ??? ?????? ??? ?????? ????. ? ?? ?????? ??? ?????? ??? ?????? ???
?????????? ?? ?? ?????????? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ??? ?? ??????
?????????. ?? ??? ?????? ??? ?? ?? ?????????? ??? ?????? ?????? ??? ?????????? ??? ?????? ???
????????? ?????? (???? ?? ?????? ??????????) ? ?????? ??? ?? ?? ?????????? ??? ?????? ???
???? ?????????? ?????????? ?????????? ??????. ??? ?????? ?? ?? ?????? ??? ?????? ??? ??????????
????? ??? ?????? 205, ??? ????? 207, ?????????? 2, ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?? ?????? ??? ?????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????????? ??? ??????????.

43. ?????????????????? ?? ??????????? ?? ?????? ?????????? ???, ?????????? ??????????????
??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????????????? ?? ?????????? ??
????????? ??? ?????????????? ??? ?????????? ?????? ?? ?????? ??? ?????? ?????? ?????? ?? ??
????????? ???, ?? ?????? ??? ?????? ?????? ??? ?????? ?? ?????????? ??? ?????????? ??? ??????
????????? (13).

44. ??????????, ? ??????? ??? ?????????????? ??? ????? 205 ??? ?????? ?????? ???
?????? ?? ?????????? ?????, ? ?????? ?????????? ??? ????? ?????? ?????, ??? ?????? ???
??? ?????????????? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
?????????. ? ?? ??? ?????? ??????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???
????? ??? ?????? ??? ??????, ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ??????
????? ?????? ??? ??????, ? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ??????
????????????? ??? ?? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? 205 ???
?????? ??? ??, ? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ??????????

45. ?????????????? ??? ?????????????? ??? ?????????????? ??? ?????????????? (14) ???????
?? ??? ?????????????? ??? ?????? ??? ?????????? ??? ??? ?????????????? ?????????? ?????????? ???
????????????? ?? ?????????? ?????? ?????????????? ??? ??? ?????????? ?????????? ?? ?????? ???
????????????? ??? ?????????? ??? ?? ??? ??????????, ?????????? ?? ??? ?????????????? ??? ??????
?? ?????? ??? ??????. ??? ??? ?????? ??????????, ?? ?????????? ?????????? ??? ?? ???
????? ??? ?????? ??? ?????????? ?? ?????????? ??? ?? ??? ?????????? ?????????? ??? ?? ???

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

46. ???????, ?? ?????????? ?????????????? ??? ? ?????? ?????????? ?????????????? ??????????????
??? ??? ?????????? ?????????? ?????????? (15). ???????, ? ??????? ??? ??????? ??
????????? ?? ?????????? (????? 13 ??, ??? ?????? 92/12/??) ?????? ?????? ??? ??????? ??
????????? ?? ?? ?????? 205 ??? ??????? ??? (16), ??? ?????????? ??? ??????? ??
????????????? ?????? ??? ?????????? ??? ?????????? ??? ?????????? ?????? ??? ??? ??
????????????? ??? ?????????? ??? ?????????? ?? ??????. ??? ??? ??????, ??? ??????? ??
????????? ??? ?????? ?? ?????? ??? ? ?????? ?????? ?????? ??? ?????? ?????? ?????????? ???
????? ??? ?????????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ??? ?? ?????????? ???
??? ?????????? ???, ? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

47. ?????????? ?????? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?? ?????? ??? ??????
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????????? ??? ?????? (??.
????????? ?????? 26 ??.), ?? ?????? 205 ??? ?????? ??? ?????? ??? ?????????? ???
????????? ?????? ?????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ???
????????? (?? ?????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????????? ???
??? ?????????? ??? ??????????). ??????, ?????? ?? ?? ?????? 207, ?????????? 2, ??
????????? ??? ???, ?? ?????????? ?????? ??? ?????????? ??? ?????????? ?????? ?????? ???
????????? ??? ?????????? ??? ?????????? ??? ?????? ?????????? ??? ?????? ?????????? ???
????? ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

2. ??? ?????? ?????? ?????? ?? ?? ?????? 205 ?? ?????????? ?? ?? ?????? 273,
????????? 1, ??? ?????? ??? ?????? ???, ? ?????????? ??????????;
????????? ??? ?????? ??? ??????????;

48. ??? ??? ?????? ?????? ???, ? ?????????? ?????? ?????????? ??? ?????? ??? ?????? ???
????????? ??? ?????????? ??? ?????? ??? ?????? ???, ?????????? ?? ?????? ??? ??????
? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ?????????? ??? ??????
????????? ??? ?????? ??? ?????? ???.

1. ??? ??? ?????????? ??? ?????? ?????? ?????? ??? ?????? ?? ?????????? ?????? ???
?????????

49. ?? ??????????, ??? ?????????? ??? ?????? 193 ??? ?????? ???, ?????? ??
????????? ??? ? ?????????? ??? ?????????? ??? ?????? ??? ?????????? ?? ?????? ??? ??????
????????? ??? ?????????? ??? ??? ?? ?????? ????. ? ?? ?????????? ??? ?????????? ???
??? ?????????? ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?? ??????
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ???, ? ?????? ??? ?????? ???, ? ?????????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? (?? ?????????? ??? ??????????) ?????? «??
????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?????» (17).

50. ???????, ??? ?????????? ??? ? ?????????? ??? ?????? ? ?????????? -????? ??
????????? ? ?????????? - ??? ? ?????? ??? ?????? ??? ?? ?????? ??? ?????? ??? ??????
??? ??? ?????????? ??? ???, ?????????? ??? ? ??? (????. ?????? 73 ??? 78 ???
????? ??? ???) ?????????? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
?????, ???, ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???, ?? ?????? ??

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

51. ??????????, ??????? ???? ?????????????? ?????????????? ?????????????? ?????????????? ?????????????? ?
????????????, ?????????? ??? ????? ?????????? ??? ?????? ?? ?????? ?????????? ??? ?????? ?????? ?????????? ??????
??? ??????, ?????????? ?????? ??? ?????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ??????. ??? ?? ?????? ??? ?????????? ?????????????? ??? ?????????? ??? ?????????? ???
????????????? (?? ?????????? ?? ?????? ?? ?????? 16 ??? ?????? ?? ?????? ??????????), ??
????? 205 ?? ?????????? ?? ?? ?????? 193 ??? ?????? ?????? ??? ?? ?????????? ?????????? ??????????????
??? ???? ???? ?????? ??? ?????????? ??? ????, ??? ?????? ??? ?????? ??? ?????? ??????????
????????????? ??? ?????? (????????????).

53. ?? ?? ??????? ???. ?????? 177 ???. ZDDS ?????????? ???. ? ?????????????? ?????? ???.
????????????????? ???. ??? ?????????? ???. ?????? ?????? ???. ?????? ??????. ?????? ???.
?? ???. ??????, ?????????????? ???. ??? ???. ???. ?????? ???. ? ?????? ???. ? ??????????
????? ???. ? ?????? ???. ?????? ???. ? ?????????? ???. ???. ???. ?????? ???. ???. ????
????????? ???. ???. ???. ???. ?????????? ???. ???. ???. ?????? ???. ???. ???. ?????????? ???.
???. ???. ??????????, ???. ???. ?????? ???. ??????????, ???. ???. ?????????? ???. ?????? ???.
????????? ???. ???. ???. ??????????, ???. ???. ?????? ???. ???. ?????? ???. ???. ???. ???. ???.
????????? ???. ???. ???. ?????? ???. ???. ?????????? ???. ???. ???. ?????????? ???. ???.
?????????. ???. ???. ?????? ???. ???. ???. ?????? ???. ???. ???. ?????? ???. ???. ?????????? ???.
???. ???. ???.

54. ??? ??? ??? ????? ???????, ???????? ?? ?? ??? ?????????? ??? ?????????????? (21), ???
????????????? ??? ??????? ??? ?????? ?? ?????????? ?? ?????????????? ?? ?????? ?? ?????? ??? ?????? ??
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??????? ?? ?????????? ??? ?? ?????????? ??? ?????? ??
????????? ??? ? ?????? ??? ?????? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??
?????????????. ??? ??????????, ?? ??? ?? ?????? ??? ??? ?????? ? ?????????? ??? ?????? ??
????????? ?????????? ?????????????????? ??? ?????????? ?????????????? ?????????????????? ?????????????????? , ?? ???
????? ??? ?????? ?????? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ??? ?????? ??
????????? ??? ?? ?????????? ?????????? ?????????? ??? ?????? ??? ?????? ?? ?????????? ?????? ??? ??
????????? ??? ?????????? ?? ?????????? ?? ?????????? ??? ?????????? ??? ?????????????? ??? ??? ??????????
????????? ??? ??? ?????????? ??? ?????????? ??? ?????????? ??? (22).

55. ??? ?????? ????, ? ??????? ?????????? ?????????? ?? ?? ?????????? ??? ?????? ?
????????? ??? ?????? 273, ?????????? 1, ??? ?????? ????. ?? ??? ???? ?????? ?
????????? ??? ?????? ??? ? ?????????? ?? ?????????? ??? ?????? ?????????? ??? ?
????????? ??? ?????? ?????????? ??? ??? ??? ?????? ??? ??????. ??? ??????,
????????? ? ?????????? ?????????? ?????????? ??? ?????? ??? ?????????? ??? ?????? ?????????? ???
????????????? ?? ??? ?????? ??? ?????????? ?? ?????????? ??? ?????? ??? ?????? ?????????? ???
?????????????, ?????? ?? ?? ?????? 205 ?? ?????????? ?? ?? ?????? 273, ?????????? 1, ???

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

2. ?????????? ?????? ??? ?? ?????????? ??? ?????????????? ?????????? ?? ?? ????

205 ?? ?????????? ?? ?? ?????? 273, ?????????? 1, ??? ?????? ??? ???

56. ??? ?????????? ?????? ?????? (????? 54), ??????? ?? ?? ?????????? ???
?????????????, ??? ?????????? ??? ?????? ??? ?????? ?? ?????????????? ?? ?????? ?? ??????
??? ?? ?????? ? ?????? ??? ?????? (????? ? ??????????) ??? ?????? ??? ?????? ???
?? ?????????? ??? ?? ?????????? ?? ?????? ??? ? ?????? ??? ?????? ?????? ?????????? ???
????? ??? ?????? ?????? (23).

57. ??????, ?? ?????? ?????????? ??? ?? ?????? ??? ?????? ??? ??????????????
?????? ?? ?? ?????????? ??? ?????????? ??? ?????? ?? ?????????? ??? ?????????????? ??
????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ?? ?????? ??? ??? ???.
????? ?????? ?? ??? ?? ??? ?????????? ??? ??????????, ?????????? ??? ?????? ???
????? ?????? ? ?????? ?? ?????? (24) ??? ?????????? ?? ?????? ??? ?????????????? ???
?? ?????? ?????????? ?? ??? ?? ??? ?????? ?? ?????? ??? ?????????, ??? ?????? ??? ??????
???? ??, ??? ?????????? ?? ?????? ?????????? (25). ?????? ?? ??? ?????? ???, ??
????? ??? ?????????? ?? ??? ?????????? ?? ?????? ??? ?????? ??? ?????? ??? ??????????
????? ??? (26) ??? ? ??????????, ??? ?? ??????????, ??? ?? ??????????.

58. ????????, ?? ?????????? ??? ??' ?????????? ??? ?????? ?????????? ???
????????????? ? ?????????? ??? ?????????? ??? ?????????? ?? ?????????? ??? ?????????????? ???
????? ??? ???, ??? ?? ?????? ??? ?????? ??? ?? ?????? ??? ??????, ?????????? ??? ??? ???
????????? ?? ?????????? ??? ?? ?????? ??? ?????? ??? ?????????? ??? ?????? ?? ?? 205 ??
????????? ??? ?. ??? ?????? ?? ?????? ??? ?? ??? ??? ?????????? ??? ?????? ??? ?????? ???
??? ?????? ?????? ? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?????? ??? ?? ??? ?????? ?????????? ??? ??????, ??? ?????? ??? ?????? ???
????? ?????? ??? ?????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? ???
??? ?????? ??? (??? ??? ??? ?????? ???).

59. ??? ?? ?????? ??? ?????????? ?????????? ??? ?????? ??? ?? ??? ??
????????????? ?????????? ??? ?????????? ??? ?????? ???, ??? ?????? ??? ?????? ???
?? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???
????????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ??? ??????, ???
????????? ??? ??? ? ?????????? ??????., ??????????, ?????? ?? ?????? -?????? ???
?? ?? ??? ??? ?????????? - ?? ?????????? ?? ?????????? ???, ?? ?? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ???
(????????? ??????????????) ?????? ??? ?????????? ??? ?????? ??? ??????.

60. ??????, ?? ?????????? ??? ?? ?????? ?????????? ?? ?????????? ??? ?? ?????????? ???
?? ??????. ??????, ??? ?? ?????? ?????? ??????, ?????????? ??? ?? ?????????? ??? ??
???? ?? ???, ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? (?? ???
?? ?????????? ??? ??????????), ??? ?????????? ??? ?????? ??? ?? ?????? ??? ?????? ???
????? ?????? ??? ?????? ?? ?? ?????? 205 ?? ?????????? ?? ?? ?????? 273, ?????????? 1, ??
????? ??? ???.

3. ?????? ?????????? ? ?? ?????? ??? ?????? ?????????? ???;

61. ??? ?? ?????????? (27) ?????????? ??? ?? ?????????? ?????????????? ???
????????? ??? ?????????????? ??? ?????????????? ??? ?? ?????? ??? ?????? ???
????????? ??? ?????????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????????????? ???,

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

62. ????????????, ???? ??? ?????????? ?? ?????? ?????????? ?????????? ??? ????????????
????? ?????? Scialdone, ?????? ?? ?????? ?????????? ?????? ??? ?????? ?? ?????????? ??
????????? ?? ?? ?? ?? ?????????? ?? ?????????? ?????? ??? ?????? ?????? ?? ?????? ??
(28). ??? ????????, ??????????, ? ??????? ?????? ??? ?????? ?????? ?????? ?????? ?????????? ??
?? ?????? ??? ? ????????, ??? ?? ?????????? ?????? ??? ?????? ?????? ?????????? ?, ??
????????? ?? ????????, ??? ??, ??? ?????? ?????? ??? ?????? ?????? ?????????? ??
?? ?????? 325, ?????????? 1, ???? ?? ?????? ?? ?? ?????? ???, ??? ?????????? ??
????????? ?????? ?????????? ?? ?????????? ??.

63. ?? ??? ?????? ?? ?????? ?? ?????? ?? ?????????? ?????????? ??? ?????????? ??
????????? ?????? ?? ?? ?????? ??, ?????????? ??? ?? ?????????? ?? ?????? ??
????????? (29) ?????? ?? ?? ?????????? ?????????? ??? ?????????? ?? ?????? ??
????? ??? ?????? ?????????? ?? ?? ?????? ?? ?????? ??? ?????? ??????. ????????, ??? ?
????????? ??? ?????? ?? ?????? ?????? ?????????? ??? ?????????? ??
?????????, ? ?????????? ?????? ?????? ??? ?? ?????? ?????? ?????? ??? ??
??? ?????? ??? ?? ?????? ?????? ?????????? ??? ?? ?????? ?????? ?????????? ????.
???.

64. ?????? ??? ?????? ?? ?????? ?? ?????????? ?? ?????????? ? ????????, ? ?????? ??
????? ??? ? ????????, ??? ?????? ?? ?????????? ?? ?????????? ?? ?????????? ??
????????? ??? ?? ?????? ?????????? ?? ?????? ?? ?????? ?????? ?? ?????? ??
(30)- ??? ?????? ?? ?? ?????????? ??? ? ?? ?????? ?????? ?????? ?? ?????? ??
?? ??? ?????????? ?? ?? ?????????? ?? ?????? ?????????? ?? ?????????? ??
????? ??? ?? ?? ?????????? ?? ????????, ??? ?????? ?????????? ?? ?? ?????? ??
????????? ?? ?? ?????????? ?? ?????? ?????? ?????? ?????????? ?? ?? ?????? ??
????????? ?? ?? ?????????? ?? ?????? ?????? ?????? ?????????? ?? (?????) ?????????? ??
????????? ??.

65. ??? ?????????? ?? ??????? ?? ?????? ?? ?????????? ?? ?????? ?? ?????????? ??
????????????? ?? ?????? ?? ?????????? ?? ?????? ?? ?????????? ?? ?????? ??
????????? ??, ? ?????? ??' ?????? ?? ?? ?????? ?? ?????? ?? ?????? ??
????? ?????? ?? ?????? ?? ?????????? ?? ?????? ?? ?????????? ?? ?????? ??
?? ? ?????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????????? ?? ?????? ??
????? ?????? ?? ?????? ?? ?????????? ?? ?? ?????? ?? ?????? ?? ?????????? ??,
????? ??? ?????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??.

66. ?? ??????????, ?? ??? ?? ??????? ?? ?????? ?? ?????????? ?? ?????? ??
?????????, ?? ??????? ?? ?????? ?? ?? . ?? ?????? ??, ?? ??? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ?? ?????? ??
????????? ?? ?????? ?? ?? ?????? 205 ?? ??????? ?? ?? ?????? 273, ?????????? 1, ??? ??????
????? ??.

VI. ??????

67. ?????????? ?????? ??? ??????????? ?? ?????????? ??? ?????? ??? Varhoven administrativen sad (????????? ?????????? ??????????, ??????????) ?? ???:

?? ?????? 205 ??? ??????? 2006/112/??, ??????? ?? ?? ????? ??????? ?????? ?????? ???????????????
?????, ???? ??? ?????? ??? ?????????????? ??? ?????????????????? ??? ?????? ?????? ?????????????? ???
????????? ??? ?????? ??? ?????????????? ?????????? ??? ??? ??? ????? ?????? ??? ?????????????? ???
??? ?????? ??? ?????????? ?? ??????.

1 ?????? ?? ?????????????: ? ???????????.

2 ?? 2006, L 347, ?. 1, ???? ?????? ????. ??? ??????? ???????.

3 ?????? ??? ??????????? ?? ?????????????? ?????? ?? ??????????: ? ??????? ??? 21??
?????????? 2011, Vlaamse Oliemaatschappij NV (C?499/10, EU:C:2011:871, ??????? 19 ??.),
??? ? ??????? ??? 11?? ????? 2006, Federation of Technological Industries ?.?. (C?384/04,
EU:C:2006:309, ??????? 25 ??.), ?????????? ??????????? ??? ?? ?????????????? ??????
?????????. ???????, ?? ??????? ?? ?????? ?????? ??? ?? ??????????? ??? 26?? ??????? 2015,
Macikowski (C?499/13, EU:C:2015:201), ? ?????? ??? ?????? ?????? ?????? ?????? ??
?????? ??? ??????? ?????? ??????? ??? ?????? 205 ??? ??????? ??? ?? (????. ??????
?? ?? ?????????? ??? ?????????? ??? ?????? ?? ?????? ?????? [C?499/13, EU:C:2014:2351,
?????? 58 ??.]).

4 ??????? ?? 11?? ???? 2006, Federation of Technological Industries ?.?. (C?384/04,
EU:C:2006:309, ??? 26), ??? ?? ?? ??? ?????????? ?????????????? ??????? ?? ?? ?????? 21,
????????? 3, ??? ?? ?? ?????? ????.

5 ?????????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10,
EU:C:2011:871, ???? 20), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06,
EU:C:2008:105, ???? 18), ??? ??? 11?? ????? 2006, Federation of Technological Industries
?.?. (C?384/04, EU:C:2006:309, ???? 29).

6 ?????????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 21), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 19), ??? ??? 27?? ?????????? 2007, Teleos ?.?. (C?409/04, EU:C:2007:548, ????? 52).

7 ?????????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ???? 22), ??? 7?? ?????????? 2010, R (C?285/09, EU:C:2010:742, ???? 45), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ???? 20), ??? ??? 27?? ?????????? 2007, Teleos ?.?. (C?409/04, EU:C:2007:548, ???? 53)? ?????????? ??? ???? ?? 11?? ????? 2006, Federation of Technological Industries ?.?. (C?384/04, EU:C:2006:309, ???? 30).

8 ????? ??????? ??????? ??? ?????? 205 ??? ??????? ??? ??????????? ?? «payment of VAT» ??? ??? ??????? ??????? ?? «acquitter la TVA».

9 ?????????? ??? 22?? ?????????? 2017, Aebtri (C?224/16, EU:C:2017:880, ????? 80), ???
??? 18?? ?????? 2017, Latvijas Dzelzce?š (C?154/16, EU:C:2017:392, ????? 85).

10 ??????? ??? 2?? ??????? 2016, ?????????????????? ??????? (C?81/15, EU:C:2016:398, ??????? 38 ??.)? ??????? ??? ?? ?????????? ??? ??????? ?????????? Y. Bot ??? ??????? ??????? (C?81/15, EU:C:2016:66, ??????? 37).

11 ??????? ??? 11?? ????? 2006, Federation of Technological Industries ?..?. (C?384/04, EU:C:2006:309, ??????? 43 ??.), ??? ??? ?????????????? ???????.

12 ???????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 22), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 20), ??? ?????? ?????? ??? 11?? ????? 2006, Federation of Technological Industries ?..?. (C?384/04, EU:C:2006:309, ????? 30).

13 ???????? ??? 8?? ????? 2019, EN.SA. (C?712/17, EU:C:2019:374, ????? 38), ??? ?? 26?? ??????? 2017, Farkas (C?564/15, EU:C:2017:302, ????? 59)? ??. ??????, ?????? ??????, ??????? ??? 6?? ?????????? 2014, Fatorie (C?424/12, EU:C:2014:50, ????? 50), ??? ??? 7?? ?????????? 2000, de Andrade (C?213/99, EU:C:2000:678, ????? 20).

14 ?????? ??? 2?? ?????? 2016, ?????????????? ?????? (C?81/15, EU:C:2016:398).

15 ?????? ??? 2?? ?????? 2016, ?????????????? ?????? (C?81/15, EU:C:2016:398, ????? 37).

16 ??. ?????? ??? 2?? ?????? 2016, ?????????????? ?????? (C?81/15, EU:C:2016:398, ????? 9).

17 ???????? ??? 15?? ?????????? 2020, E. (?? – ?????? ??? ????? ?????????? ??????) (C?335/19, EU:C:2020:829, ????? 31), ??? 8?? ????? 2019, A?PACK CZ (C?127/18, EU:C:2019:377, ????? 22), ??? 23?? ?????????? 2017, Di Maura (C?246/16, EU:C:2017:887, ????? 23), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 21), ??? ??? 20?? ?????????? 1993, Balocchi (C?10/92, EU:C:1993:846, ????? 25).

18 ???????? ??? 21?? ?????? 2012, Mahagében (C?80/11 und C?142/11, EU:C:2012:373, ????? 48), ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 24), ??? ??? 11?? ????? 2006, Federation of Technological Industries ?..?. (C?384/04, EU:C:2006:309, ????? 32), ??? ?????????? ??? ?????? ?????????? M. Poiares Maduro ??? ?????? Federation of Technological Industries ?..?. (C?384/04, EU:C:2005:745, ????? 27).

19 ??. ??? ?????? ??? ?????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 24).

20 ???????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 24), ??? ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 23).

21 ???????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 25), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 24), ??? 27?? ?????????? 2007, Teleos ?..?. (C?409/04, EU:C:2007:548, ????? 65), ??? ??? 11?? ????? 2006, Federation of Technological Industries ?..?. (C?384/04, EU:C:2006:309, ????? 33).

22 ??. ?????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 26), ??? ??? ??? ?????? ?????????? ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06, EU:C:2008:105, ????? 25), ??? ??? 27?? ?????????? 2007, Teleos ?..?. (C?409/04, EU:C:2007:548, ????? 66).

23 ???????? ??? 21?? ?????????? 2011, Vlaamse Oliemaatschappij (C?499/10, EU:C:2011:871, ????? 25), ??? 21?? ?????????? 2008, Netto Supermarkt (C?271/06,

EU:C:2008:105, ????? 24), ??? 27?? ?????????????? 2007, Teleos ?.?. (C?409/04,
EU:C:2007:548, ????? 65), ??? ??? 11?? ????? 2006, Federation of Technological Industries
.?.?. (C?384/04, EU:C:2006:309, ????? 33).

24 ?? ??????? ?????????????? ?????????? ???, ?? ?????????? ?????? ??? ?????? ??? ???

 ??? ?????????? ??? ? ?????????? «????????? ?? ??????» –????., ??? ????????????,

 ?????? ??? 6?? ??????? 2006, Kittel ??? Recolta Recycling (C?439/04 ??? C?440/04,

EU:C:2006:446, ????? 60). ????. ???? ? ????. ?????? ?????????? ??? ?????????????? ??????????????

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

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

25 ?????????? ??? 20?? ??????? 2018, Enteco Baltic (C?108/17, EU:C:2018:473, ????? 94),
??? 22?? ?????????? 2015, PPUH Stehcemp (C?277/14, EU:C:2015:719, ????? 48), ??? 13?
?????????? 2014, Maks Pen (C?18/13, EU:C:2014:69, ????? 27), ??? 6?? ??????????? 2012,
Mecsek?Gabona (C?273/11, EU:C:2012:547, ????? 54), ??? 6?? ??????????? 2012, Bonik
(C?285/11, EU:C:2012:774, ????? 39), ??? ??? 6?? ??????? 2006, Kittel ??? Recolta Recycling
(C?439/04 ??? C?440/04, EU:C:2006:446, ????? 56).

26 ?????. ?????????? ??? 22?? Oktober 2015, PPUH Stehcemp (C?277/14, EU:C:2015:719, ????? 47), ??? 18?? ?????????? 2014, Schoenimport «Italmoda» Mariano Previti (C?131/13, C?163/13 ??? C?164/13, EU:C:2014:2455, ????? 62), ??? 13?? ???????? 2014, FIRIN (C?107/13, EU:C:2014:151, ????? 40), ??? 13?? ?????????? 2014, Maks Pen (C?18/13, EU:C:2014:69,????? 26), ??? 6?? ?????????? 2012, Bonik (C?285/11, EU:C:2012:774, ????? 37), ??? 21?? ??????? 2012, Mahagében (C?80/11 ??? C?142/11, EU:C:2012:373, ????? 42), ??? ??? 6?? ??????? 2006, Kittel ??? Recolta Recycling (C?439/04 ??? C?440/04, EU:C:2006:446, ?????? 59 ??? 61).

27 ????. ?????? 5 ??? ??????? ?????????????? ?????????? ??? ?????? ?????? (?????)
4 ??? ???????) ??? ?????? 3 ??? ?????? ??? ?????? ?????????????? ?????????? ???
????????? ??????.

28 ??????? ??? 2?? ?????? 2018, Scialdone (C-574/15, EU:C:2018:295, ??????? 39 ??? 40).

29 ??????? ??? 2?? ?????? 2018, Scialdone (C:574/15, EU:C:2018:295, ??????? 41 ??? 42).

30 ??????? ??? ??? ????? 2018, Scialdone (C?574/15, EU:C:2018:295).