

The main tendencies in the development of legal clinics



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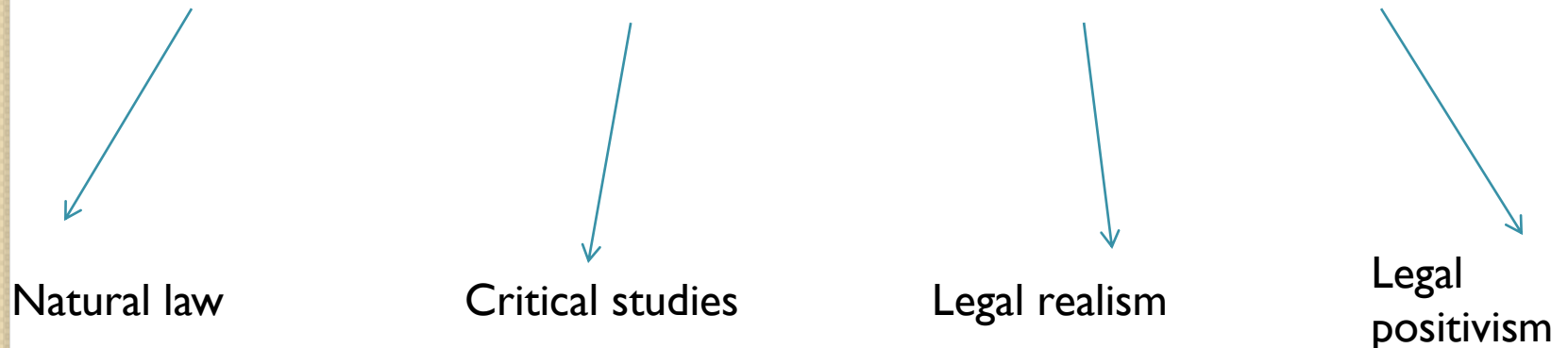
International law and the law of EU

Introduction

- The main idea: to reveal the problem of the development of legal clinics in Russia.
- Method: to research its history & analyze the earnings of US law firms' employers.
- Tasks: to discuss the problems in the modern Russian legal education and American legal system, to propose the improvement on The Federal Law-234- "On free legal aid in the Russian Federation." .

Definition of legal education

- A **legal clinic** or **law clinic** is a nonprofit law practice serving the public interest. Legal clinics originated as a method of practical teaching of law school students, but today they encompass also free legal aid with no academic links.
- **Legal education** is the education of individuals who intend to become legal professionals or those who simply intend to use their law degree to some end, either related to law (such as politics or academic) or business.



Russian legal education

- 1682-1721 (the basis by Petr I)
- 1755-MGU (the fundamental conception for legal education)
- The end of the XVIII ct.-specialized schools
- 1864- judicial reform

Russian legal clinics

The 40-ies in the XIX cet.

the 1st legal clinic in Russia by Dmitry Mayer in Kasanski university



- 1995-the first law clinic in Russia based on Petrozavodski university



30.09.1999 - the decree about support of establishing legal clinics on the rights of universities' structural units

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Fosters the Russian legal education's development:

- 1.Free legal clinics
- 2.Today there are almost 200 ones

Idaho Trial Lawyers Association



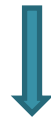
Street Law Clinic

1. The absence of a real client
2. The teaching of laws to non-specialists free of charge
3. Clinic's based on university/ a private organization

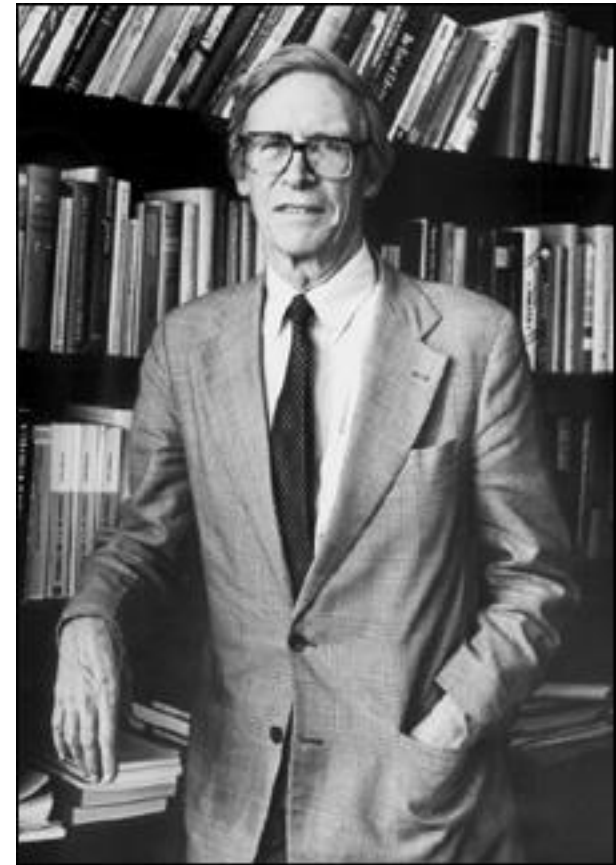
Law of the USA in the 20th ct

A Theory of Justice (1971) by **John Rawls** based on English common law

Imagine we do not know who we are - our race, sex, wealth status, class, or any distinguishing feature - so that we would not be biased in our own favour. Rawls argues from this 'original position' that we would choose exactly the same political liberties for everyone, like freedom of speech, the right to vote and so on.



It makes jurisdiction



The problem of law firms (USA, England)

- Only the lawyer can become the head of law company



- the absence of investors



- The company is in dept

- The reason for this: the avoiding of “collision” of interests between lawyer & client

The problem of legal education in Russia

- the corruption of the Russian legal system;
- the low quality of legal education;
- the superficiality of the legislative regulation of the legal system.



Legal clinics

Revenue	USA (Baker & McKenzie)	Russia (Егоров, Пугинский, Афанасьев)
	\$2,419.0 m	\$97, 2 m


*According to “Biggest law firms-List of the world’s top legal firms(by revenue) by Ranker- 2011

PROS

1. Forces the legal education development
2. Makes us better & more understand about laws & enforceable enactments

CONS

1. Staffing problem
2. Difficulties in supervision and assessment
3. Relationship with the local legal profession

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1. To know exactly the amount of staff in legal clinic
 2. To make this public service only for consulting & teaching about enforceable enactments
 3. To change the law-Nº324-Φ3 about FJA (free juridical aid)

The Federal Law-234- "On free legal aid in the Russian Federation."

- The Legal Clinic activities associated with the provision of legal aid is regulated by the Federal Law "On free legal aid in the Russian Federation." According to Article 23 of the Law, legal clinics can provide free legal aid in the form of legal advice orally and in writing, compiling applications, complaints, motions and other legal documents. The provision of free legal aid to legal clinics involves persons studying in the legal profession in the educational institutions of higher education under the control of persons who have a law degree, responsible for the training of these people and a legal clinic activities in educational institutions of higher education.

Conclusion

- The general notion of the legal education has been described using the examples from the history.
- The main goal is to reveal the problem of the legal law development has been presented.
- The method of proposal on improvement the on The Federal Law-234- "On free legal aid in the Russian Federation." has been shown.

Thanks for your attention!



Literature

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