

INTERNATIONAL LAW

УДК 340.15:347.191.4

Huseyn Askerov,
Postgraduate of the Department of Civil Procedure and
Commercial Law of Baku State University

HISTORICAL ASPECTS OF THE EMERGENCE AND DEVELOPMENT
OF THE INSTITUTION OF JUDICIAL REPRESENTATION

In paper, historical aspects of the formation and development of the institution of representation are studied. The achievements of Athenian, Roman law are currently used by modern legal systems.

Judicial representation in Roman law can to a great extent claim the status of a legally established legal institution, having passed the path from primitive communal forms, it received the greatest development precisely in Ancient Rome.

Thus, the goals that have been achieved here are that the preconditions for the emergence of judicial representation have been determined, a number of patterns of its development have been revealed: initially the institution of judicial representation is formed exclusively in the forms of a kinship or communal one, since they are the only ones possible at the level of development of the society in which they arise. The emergence of the research institute is caused by a number of objective reasons, such as: the economic development of society, the complication of the legal norm and terminology, the growth of the number of litigations and much more. As a legally established legal institution, judicial representation is formalized much later, thus obtaining a significant impetus for international dissemination.

Keywords: *judicial representation, ancient world, history, development, formation, Roman law, advocate, logographer, procurator, patronage.*

REFERENCES

1. Alikin I.V. Dogovor okazaniya yuridicheskikh uslug. Ekaterinburg, 2011. S. 12–13.
2. Dozhdev D.V. Rimskoe chastnoe pravo / pod obsch. red. V.S. Nersesyantsa. M.: Norma, 2011. S. 38, 126–132. 783 s.
3. Ivakin V.N. Professionalnoe sudebnoe predstavitelstvo: istoriya vzniknoveniya. Lex Russica. 2010. # 1. S. 53–74.
4. Novitskiy I.B., Pereterskiy I.S. Rimskoe chastnoe pravo: uchebnik. M.: Volterc Kluver, 2010, s. 85. 608 s.
5. Salogubova E.V. Protsexualnoe predstavitelstvo v rimskom prave. Vestnik MGU. Ser. 11: Pravo. 1995. # 3. S. 23–26.
6. Cope E.M. An Intoduction to Aristotle's Rhetoric: With Analysis Notes and Appendices. London and Cambridge, Macmillan and Co, P. 146.
7. Ferguson Everett. Backgrounds of Early Christianity. Wm. B. Eerdmans Publishing, 2003, p. 67. 648 p.
8. Hermann Diels, Rosamond Kent Sprague. The Older Sophists: A Complete Translation by Several Hands of the Fragments. Hackett Publishing, 1972, P. 126. 347 p.
9. Ni He. Chinese Criminal Trials: A Comprehensive Empirical Inquiry. Springer Science & Business Media, 2013, p. 25–28. 173 p.
10. Potter D. Stone. The Roman Empire at Bay, AD 180–395. Psychology Press, 2004, p. 48. 762 p.

СПИСОК ИСПОЛЬЗОВАННЫХ ИСТОЧНИКОВ

1. Аликин И.В. Договор оказания юридических услуг. Екатеринбург, 2011. С. 12–13.
2. Дождев Д.В. Римское частное право / под общ. ред. В.С. Нерсесянца. М.: Норма, 2011. С. 38, 126–132. 783 с.
3. Ивакин В.Н. Профессиональное судебное представительство: история возникновения. Lex Russica. 2010. № 1. С. 53–74.

4. Новицкий И.Б., Перетерский И.С. Римское частное право: учебник. М.: Волтерс Клувер, 2010, с. 85. 608 с.
5. Салогубова Е.В. Процессуальное представительство в римском праве. Вестник МГУ. Сер. 11: Право. 1995. № 3. С. 23–26.
6. *Cope E.M.* An Introduction to Aristotle's Rhetoric: With Analysis Notes and Appendices. London and Cambridge, Macmillan and Co, P. 146.
7. FergusonEverett. Backgrounds of Early Christianity. Wm. B. Eerdmans Publishing, 2003, p. 67. 648 p.
8. Hermann Diels, Rosamond Kent Sprague. The Older Sophists: A Complete Translation by Several Hands of the Fragments. Hackett Publishing, 1972, P. 126. 347 p.
9. Ni He. Chinese Criminal Trials: A Comprehensive Empirical Inquiry. Springer Science & Business Media, 2013, p. 25–28. 173 p.
10. Potter D.Stone. The Roman Empire at Bay, AD 180–395. Psychology Press, 2004, p. 48. 762 p.