

однозначный. Однако он есть. Что должен с этими завещаниями делать нотариус? И за чей счет? Как вариант — проверить и внести в ЕИС. Возможно, по такому же алгоритму следует поступать и с доверенностями. Но в какой степени и как проверить правильность совершения действия, приравненного к нотариальному? Есть ли у нотариуса такая возможность? Если и есть, то может иметь место только проверка по форме, в частности, соответствие удостоверительной надписи установленным требованиям. В любом случае проблема требует нормативного регулирования.

Таковы общие соображения относительно системного правового регулирования доверенностей и завещаний, приравненных к нотариальным.

ACTIONS EQUATED TO NOTARIAL ONES AND THEIR PLACE IN THE SYSTEM OF LEGAL REGULATION

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ABSTRACT. The legislation, practice and actual problems of performing actions equated to notarial ones are analyzed. The influence of the reform of the notary office, which has lasted for the last thirty years, on the institution of powers of attorney and wills, equated to notarial ones, is shown. The authors critically evaluate the results of the reform, as well as the latest legislative changes on this issue. In the conditions of a non-budgetary notary, the Soviet approach to the legal regulation of powers of attorney and wills equated to notarial ones cannot be fully accepted. The article presents the points of view available in science on the problem under study, presents political and legal considerations on the systemic legal regulation of actions equated to notarial ones, and gives the author's position on reform. The legislation must clearly develop and consolidate a uniform procedure for all officials to make powers of attorney and wills equated to notarial ones; determine the role of the notary in the registration of such powers of attorney and wills.

Keywords: notary office, notary reform, notarial actions, powers of attorney and wills equated to notarial.