#### Astra Salvensis 2017 vol.5 N10, pages 51-58

# Peculiarities of legal status of civil legal communities in housing legal relations

Musabirova D., Yushchenko N., Gumerova E., Hamitov R., Kostyuk I. Kazan Federal University, 420008, Kremlevskaya 18, Kazan, Russia

### **Abstract**

This article represents and defines the concept and legal nature of the status of "civil legal communities" in a special socially significant sphere - housing legal relations, with the purpose of further effective application of this legal category in lawmaking and law enforcement activities. The general methodological basis was formed by the general scientific (dialectical) method of cognition, comparative-legal, logical methods that allowed considering the problems of legislation development in the sphere of establishing the legal status of a special subject of housing legal relations. We revealed the peculiarities of interbranch legal regulation of relations connected with the establishment of their legal status. We considered the approaches of Russian and foreign law enforcement practice on ensuring the protection of interests of the owners of multi-apartment buildings, their interests and some other aspects. We made some attempts to formulate the concept of civil legal communities in the housing sphere, determine their legal nature, and find the ways to resolve existing theoretical and practical problems.

## **Keywords**

Civil legal communities, Decision of the meetings, Maintenance of common property, Multiapartment building, Owners of multi-apartment building

#### References

- [1] G. Buchda Geschichte und Kritik der deutschen Gesamthandlehre, Marburg, 2005, p. 294.
- [2] G. Buchda European Condominium Law, Cambridge, Cambridge University Press, 2015
- [3] B. Schneider, Das schweizerische Miteigentumsrecht, Bern, 1973, p. 209.
- [4] G. Buchda, G. Geschichte und Kritik der deutschen Gesam thandlehre, Berlin, p. 294.
- [5] F. Fabricius, Relativitat der Rechtsfahigkeit, Bern, 2005, p. 139.
- [6] N.Hilger, Miteigentum der Vorbehaltslie feranten gleichartiger Ware, Gottingen, Schwartz, 1983. p. 61.
- [7] A. Saengler A, Gemeinschaft und Rechtsteilung, Giessen, 1913, p. 117.
- [8] U. B. Filatova, "Civil Legal Community of Co-Owners: Comparative Legal Research," in Russian Justice, II (2015), p. 18-20.
- [9] U. B. Filatova, "Esolution of the Plenum of the Supreme Arbitration Court of the Russian Federation dated July 23, 2009 No. 64 "On Some Issues of the Practice of Considering Disputes on the Rights of Premises Owners to the Common Property of the Building," in Bulletin of the Supreme Arbitration Court of the Russian Federation, IX (2009).
- [10] S. P. Tsydenov, "Multi-Apartment Building as a Complex Real Estate Object," in Leningrad Legal Journal, II (2010), p. 212-225.

[11] E. A. Sukhanov, E.A. (2006). "On the Notion and Types of Real Estate Rights in Russian Civil Law," in Journal Russian Law, XII (2006), p. 48.	of