

President of the Russian Federation: legal status and factual role

Abstract

The dissertation primarily deals in five sections with a question why the President of the Russian Federation is such a powerful government body and how the Russian legal regulation participates in the factual powerful role of Russian president.

The first section deals with the perspective of The Constitutional Court of the Russian Federation, in other words it shows which fundamental issues about the president were decided by the court, what the solutions were and what the argumentation was. Individual constitutional court decisions are carefully chosen to point out the general tendency and the quality of the court argumentation.

The second section is focused on the issues of the legal institute of the Plenipotentiary Representatives of the President of the Russian Federation . Its current legal and factual form is determined by the effort of the President to centralize the federation and reinforce the vertical principle of exercising the state power. A critical analysis of Plenipotentiary Representatives and their supportive apparatus, which should give a clue about the way of how the presidential power is put into effect in the subjects of the Russian Federation. The explanation does not avoid issues of the federal districts, which hold a potential to replace the subjects of the federation in the future and create an easily centrally controlled state, i.e. to restore the two-level system of state power again.

The third section dedicates space to the legal responsibility of the Russian President. The question arises if the responsibility of the Russian President answers the position which the President holds in the Russian Federation, in other words if it is in compliance with his rights and duties. The legal institute of impeachment of the President will be analysed in detail including the body of crime, which the President would have to commit to be deprived of his office.

The fourth section discusses the role of the supporting body of the President – the Administration of the President of the Russian Federation, namely its transformation from a purely working body of the closest supporters of the President to the enormously factually influential body of the state power. There will be mentioned consultative-advisory bodies of

the President, by means of which the President factually acquires an instrument influencing powerful individuals in the Russian Federation.

The fifth section gives space to correlation of the two fundamental concepts of each body of the state power, function and authority. The functions are interpreted as a justification of the day-to-day business of the President (why he takes action) and the authorities then represent individual steps of the President (what he performs). Specific authorities are subordinated to functions.

Key words: The President of the Russian Federation; legal status; factual role