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Lasha-Giorgi Kutalia

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Lagma



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created by creator of Lagma Lasha-Giorgi Kutalia
(Professor of Tbilisi Grigol Robaqidze University)*



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საქართველოს კონსტიტუცია

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ლაშა-გიორგი კუტალია რუსუდან კუტალია

სიცოცხლის სამართალი

ფფვიდობა

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მონანიება

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ცოდნის სამართალი

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სწავლა უზრუნველყოფილია სტიპენდიით

მეცნიერება

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ხორციელდება თანასწორად

უმოსავლები

ნაწილდება თანაბრად



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21.09.2010

MTSKHETA 21.09.2010

TO QUEEN TAMAR

CONSTITUTION OF GEORGIA

SCIENTIFIC CONCEPTION

LASHA-GIORGI KUTALIA RUSUDAN KUTALIA

LIFE LAW

PEACE

RESPECTING LIFE AND HEALTH OF LIVING BEINGS

CRIME

ATTACKING LIFE OR HEALTH OF LIVING BEING

REPENTANCE

FUNCTION STATE INSTITUTIONS OF REPENTANCE; PUNISHMENT IS FORBIDDEN

KNOWLEDGE LAW

AGE

GENERAL AGE OF SECONDARY EDUCATION: 13 YEARS, OF HIGHER EDUCATION: 17 YEARS

SCHOLARSHIP

STUDY IS GUARANTEED BY SCHOLARSHIP

SCIENCE

SCIENTIFIC WORK DOES NOT EXCEED 5 PAGES

EQUALITY LAW

CLOTHES

OBLIGATORY ARE EDUCATION AND WORK CLOTHES

RULING

PROCEEDS EQUALLY

REVENUES

ARE BEING DISTRIBUTED EQUALLY

Volume

XVIII



ЕВРАЗИЙСКОЕ НАУЧНОЕ ИЗДАТЕЛЬСТВО / EURASIAN SCIENTIFIC PUBLISHING HOUSE

28.08.2010



LIFE AXIOMS

for Universal Abolition of Death Penalty and Life Imprisonment

Lasha-Giorgi Kutalia Rusudan Kutalia

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23.03.2010



To Queen Tamar

A. Abolition of death penalty – Achievement of Eurasian legal thought

I. The first precedent of abolition of death penalty dates back to mediaeval Eurasia, namely, to Georgia of the 12th century, where by Queen Tamar (reign: 1184-1213) death penalty, mutilative punishments and those offending dignity and honour, torture as procedural institution were all for the first time eradicated, with reference to Christian ethics. Abolition of death penalty was not only a Light in the mediaeval darkness, but it represents the most courageous decision in and through criminal law up to the present. Loss of independence reversed the triumph of humanism. On one single day (Commemoration Day – 13 November) in 1226 conquerors beheaded on the Metekhi Bridge over Mtkvari River in Georgian capital Tbilisi 100 000 civilians for refusing to step on the Icons of the Theotokos and our Saviour. However after centuries it is Eurasia again, Europe almost in its entirety and mainly by direct prohibition, making a breakthrough. Remarkable is the situation in the United States, where capital punishment has partially been overcome. Some good examples have been shown by universal and regional international organisations dealing with the protection of human rights. But to be precise, apart from exceptions on both sides, out of Europe death penalty is still being practiced worldwide – over 800 years after the first precedent of its abolition. Sooner or later time will surely turn all theorems presented below into axioms. Let us move the time!



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LIFE AXIOMS

B. Death penalty – Punishment or crime?

II. No one deserves to be executed. Main reason for this is the cruelty of execution itself. Death penalty “measures” an evidently immeasurable factor – significance of Life. The string on the neck of delinquent has nothing common with justice. Chaotic understanding of humanity, according to which a person cannot be exposed to torture or mutilation, but can be executed, is a paradigm of cynicism, which equally concerns the ever lasting process of “humanization” of execution methods, from guillotine to injection. At the same time, if death penalty were a reaction concept of any exclusive effectiveness, we could easily prevent each crime. Only that reality teaches something else and in front of committed crime preventive aspect can legitimately never increase, but just limit the punishment. More than that, even as a purely preventive measure, the execution could not be a rightful choice considering the very fact that the threat can be removed otherwise. In other words, death penalty turns out to be a sheer evil.

III. It is an open secret: capital punishment includes killing of innocents, with regard to the error of justice. Even those who in case of the gravest delinquency obstinately remain execution-fans must therefore admit that there is no room for a bullet within the system of punishments. Postulations, as if abolition of death penalty would be at variance with the view of majority, are baseless. If anyone in this world earnestly supposes to be an advocate of misanthropic conception of death penalty, he must take into account the following: he himself can at any time turn into the next absolutely innocent victim of judicial murder. Already as a guiltless convict in death cell any such “apologist” would surely realize that the entire mankind, inclusive himself, is opposed to death penalty. The only explanation of the fact that it still exists is that it embodies a rudiment, – rudiment of darkness. Never stone Life!

IV. In modern society killing cannot be a profession. – Age of executioner's axe is over. Death penalty with all its rituals of slaying constitutes in criminal law the most unethical reaction ever. No wonder that it includes moral killing of executioner. The state might consolingly refer to the circumstance that being executioner is no duty, but as we all know it is a lame excuse. Acuteness of the problem is vividly illustrated by three buttons concealing from the executioners which one of them pushes actually the death button. More than nothing? Unfortunately: three moral killings instead of one. Any ambition concerning the moral survival of executioners is in the vicious circle of death penalty anything but realistic. Briefly, when the state in the name of justice shoots in the heart of prisoner, it shoots in the soul of executioner as well. But executioners, abolition of death penalty lies not at last in your own hands: don't kill!

V. Since '90s terrorism has become a global danger. Today we see no appreciable progress in fight against it, but a panic fear at our airports, stadiums and even on the



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28.03.2010

LIFE AXIOMS

streets often manifesting itself in insulting security measures (although they could be constructed otherwise). The weakest point of terrorism lies in its immorality. We have seen full school buses and school exploded by terrorists – boundless immorality. As long as death penalty exists terrorists are in their element. Abolition of capital punishment does not neutralize terrorism as a global danger at once, but it is an essential move. In order to fight successfully against terrorism we have to fight the death, not the Life, inviolability of which points out that death penalty means the same immorality as terrorism. If some of us are sceptical in this respect and like their scepticism, they should visit each day the severed head at the Vienna Criminal History Museum, trying to explain what else it could be. Human being, you are guest on this earth, your home is either paradise or hell. Yes, Life is eternal.

VI. We Live in the era of human rights, these are inalienable rights. No one can be deprived of right to Life and executed. Any action taking the Life of any individual is directed against his right to Life. Under certain conditions modern legal system does not prosecute killing, whereby it demands a justification, namely, for violation of the right to Life. In case of self-defence such justification is given, in case of death penalty – no. Guilt, as opposed to specific threat, is no justification for killing. If a survived victim of mass murder kills the murderer post factum he shall be convicted of murder. Death penalty as *contradictio in adjecto* reveals that delinquents proposed by legislator to be liquidated are victims of illegality. Hence, it is no kind of legitimate punishment, if this Temida's sword can be legitimate at all, but that of crime. Whether the executed was fully innocent or fully guilty, the true face of death penalty is in both cases the same: it is a murder.

C. Life imprisonment – Psychotronic guillotine

VII. The modern abolition of death penalty remains far from brilliancy of its eradication by Queen Tamar as nowadays it has been replaced by Life imprisonment. An alternative name for imprisonment is in criminal law Living death, which the Life imprisonment completely meets. Nonetheless there is no impressive sign regarding its abolition. According to the central argument for maintaining this reaction within the humanistic framework, indeterminate Life sentence foresees directly a possibility of release on parole and even the determinate Life sentence does not exclude releases. Such statements cannot be convincing. Instead of watching with guarded optimism an individual isolated for decades in four tiny walls, the state should bear itself the burden of preventing imprisonment for Life by making it superfluous. Besides the fact that naked prevention and punishment are two different concepts, no criminal can be dangerous Life long: evil is curable. Since it is an acquired disease alien to the nature of man. Whether we talk about death penalty or Life imprisonment, the conclusion is for both crimes the same: hands off Life!

Volume

XIX



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ალავერდის თეზისი

ლაშა-გიორგი კუტალია რუსუდან კუტალია

ავტომანქანა შექმნის დღიდან ყოველთვის წარმოადგენდა მომეტებულ საფრთხის წყაროს. საგზაო-სატრანსპორტო შემთხვევათა ურიცხვი მსხვერპლის დიდი უმრავლესობა გამოწვეულია ურთიერთსაპირისპირო მიმართულებით მოძრა ავტოსატრანსპორტო საშუალებათა ერთმანეთთან შეჯახებით, ტროტუარებზე მოსიარულეებთან შეჯახებით, ისევე როგორც გზის საგალი ნაწილიდან სხვაგვარი აცდენით.

სიცოცხლისა და ჯანმრთელობის დასაცავად საგადაჭრად:

ყველა გზაზე ცენტრალური გამყოფი ზოლისა და ბორდიურების ნაცვლად შეიქმნას გადაულახავი ფიზიკური ბარიერები.

АЛАВЕРДСКИЙ ТЕЗИС

Лаша-Георги Куталия Русудан Куталия

Автомобиль со дня его создания всегда являлся средством повышенной опасности. Подавляющее большинство неисчислимых жертв дорожно-транспортных происшествий вызвано столкновением движущихся в противоположных направлениях автотранспортных средств, столкновением с пешеходами на тротуарах, а также иным съездом с проезжей части дороги.

Для защиты Жизни и Здоровья надлежит:

На всех дорогах вместо центральной разграничительной полосы и бордюров создать непреодолимые физические барьеры.

ALAVERDI THESIS

Lasha-Giorgi Kutalia Rusudan Kutalia

Since its creation, automobile has always been a major source of danger. Overwhelming majority of innumerable road traffic accident victims is caused by crashes of cars moving in opposite directions, by hitting pedestrians on sidewalks or by other roadway deviations.

In order to protect Life and Health it is obligatory:

To create on all roads instead of central dividing line and kerbs insurmountable physical barriers.

Volumes

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ЕВРАЗИЙСКОЕ НАУЧНОЕ ИЗДАТЕЛЬСТВО / EURASIAN SCIENTIFIC PUBLISHING HOUSE

19.07.2011

დავით აღმაშენებელს

ქართული ჯარები

ლაშა-გიორგი კუტალია რუსუდან კუტალია

აგრარულ პროდუქციას უზრუნველყოფენ

აგრარული ჯარები

ინდუსტრიულ პროდუქციას უზრუნველყოფენ

ინდუსტრიული ჯარები

შენობა-ნაგებობებს უზრუნველყოფს

სამშენებლო გვარდია

ДАВИДУ СТРОИТЕЛЮ

ГРУЗИНСКИЕ ВОЙСКА

Лаша-Гиорги Куталия Русудан Куталия

Аграрную продукцию обеспечивают

АГРАРНЫЕ ВОЙСКА

Индустриальную продукцию обеспечивают

ИНДУСТРИАЛЬНЫЕ ВОЙСКА

Здания обеспечивает

СТРОИТЕЛЬНАЯ ГВАРДИЯ

TO DAVID THE BUILDER

GEORGIAN TROOPS

Lasha-Giorgi Kutalia Rusudan Kutalia

Agrarian production is guaranteed by

AGRARIAN TROOPS

Industrial production is guaranteed by

INDUSTRIAL TROOPS

Buildings are guaranteed by

CONSTRUCTION GUARD

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07.2011 / 03.2012



აბროტივრი

ლაზა-გიორგი კუთალია რუსუდან კუთალია
კომპლექსური აბროტენტრები

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21.09.2011



Medical Law



ქრისტეანთის ღვთისმშობლისთვის საპარტეპელოსთვის

21.09.2011



თბილისი
ТБИЛИСИ TBILISI

ლაშა-გიორგი კუტალია, ანა კუკავა

მედიცინის მშობლიური ალეგორია

მედიცინის არაპტიცირებას ერთ-ერთი უძველესი ისტორიულად დღემდე შემორჩენილი არცადაქონი მომდინარეობს ძველი კოლხეთიდან. უმთავრესად: ჩვენი ცივილიზაციის ცნობიერებაში მედიცინა მომდინარეობს მედეას მცენარეული მედიცინიდან.

ამდენ გამომდინარე, გთავაზობთ მედიცინის ახალ ალეგორიას:

მედეა გაშლილი ხელებით და ყვავილებით.

ЛАША-ГИОРГИ КУТАЛИЯ, АНА КУКАВА

РОДНАЯ АЛЛЕГОРИЯ МЕДИЦИНЫ

ОДИН ИЗ ДРЕВНЕЙШИХ ИСТОРИЧЕСКИ УДОСТОВЕРЕННЫХ ПРЕЦЕДЕНТОВ ПРАКТИЦИРОВАНИЯ МЕДИЦИНЫ ПРОИСТЕКАЕТ ИЗ ДРЕВНЕЙ КОЛХИДЫ. ГЛАВНЫМ ОБРАЗОМ: В СОЗНАНИИ НАШЕЙ ЦИВИЛИЗАЦИИ МЕДИЦИНА ПРОИСТЕКАЕТ ИЗ РАСТИТЕЛЬНОЙ МЕДИЦИНЫ МЕДЕИ.

ИСХОДЯ ИЗ ЭТОГО, МЫ ПРЕДЛАГАЕМ НОВУЮ АЛЛЕГОРИЮ МЕДИЦИНЫ:

МЕДЕА С РАСПАХНУТЫМИ РУКАМИ И ЦВЕТАМИ.

LASHA-GIORGI KUTALIA, ANA KUKAVA

NATIVE ALLEGORY OF MEDICINE

ONE OF THE OLDEST HISTORICALLY PROVEN PRECEDENTS OF PRACTICING MEDICINE COMES FROM ANCIENT COLCHIS. MAINLY: IN THE CONSCIOUSNESS OF OUR CIVILISATION MEDICINE COMES FROM HERBAL MEDICINE OF MEDEA.

THEREFORE, WE SUGGEST A NEW ALLEGORY OF MEDICINE:

MEDEA WITH OPEN ARMS AND FLOWERS.

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12.09.2015



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23.10.2012

**НЕОГЛАДИАТОРСКИЕ БОИ
ЗАПРЕЩЕНЫ
NEOGLADIATORIAL FIGHTS
FORBIDDEN**



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29.11.2013



Propagande du Végétarisme

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Pythagore

Code des Droits des Animaux

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Лимпопиада

Кто больше посадит, Кто больше соберёт

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2015 / 31.08.2017

Creative Justice

1. *I suggest elaboration of program of **Extraordinary Conclusions of Supreme Court** (Constitutional Court, European Court of Human Rights and International Criminal Court) resp. of special legislative and sublegislative recommendations based on own practices and own statistics. The program is adequately possible within the frames of the following standardization.
 - a. *Every extraordinary conclusion must be a suggestion of an indisputable legal value (Consensus of Discussion Board);*
 - b. *Authors: Leading scholars from concerned branches of law (at least one scholar from one particular branch);*
 - c. *It is desirable, but not obligatory to present during a year one extraordinary conclusion in each branch;*
 - d. *It is also desirable that the project from the initiation or at following stages is be- or multilingual.**

2. *In order not to be abstract, I would like to present to you some of such recommendations that, from my point of view, emerge from the current practice of Georgian Supreme Court and other courts.*

European Court of Human Rights

EC (Extraordinary Conclusion) No. 1. Introduction of concept of legally competent citizen

(Motivation. In many, even in too many cases, rights remain unrealized despite existence of objective possibility of their realization, that is just because of legally not (effectively) trained interactor)

EC No. 2. Judicial control of intelligence services

(Motivation. Judicial transparency of any activities of intelligence services legally excludes misuse of power. Preventive judicial transparency seems to be necessary for police and defense branches, too).

Supreme Court of Georgia

EC No. 3. Admitting in concept of plea bargaining principles of release on probation

(Motivation. Systematic use of plea bargaining by Georgian justice on the one hand and financially poor population on the other hand).

EC No. 4. Disciplinary Vacations

(Motivation. Disciplinary relevant misbehaviour of judges in a significant number of cases must be regarded as what they really are. Consequence of professional exhaustion).

EC No. 5. Video supported open not uniformed police patroulling of public places

(Motivation. In order to detect, oppress and prevent criminal behaviour. Society is per definition a community of peaceful citizens).

EC No. 6. Transitional police control of banks and other financial organizations

(Motivation. Banking activities even of leader financial organizations in Georgia are too often unacceptable. We deal with grave unlawful manipulations affecting entire population).

Constitutional Court of Georgia / European Court of Human Rights

EC No. 7. Compulsory baptizing is unconstitutional

(Motivation. Baptizing children unable yet to express legally required will on the subject concerned contradicts with constitutionally protected religious freedom).

Constitutional Court of Georgia

EC No. 8. Introducing interactive television to teach and stimulate individual production

(Motivation. In order to avoid total emigration and defeat mass poverty citizens need concrete prosperity lessons).

EC No. 9. Protection of laicism. Separation of state and religious symbols

(Motivation. Religious symbols on national flag, other symbolic attributes of state are constitutionally contradictory, since it does not meet requirements of separation of state and religion).

International Criminal Court

EC No. 10. Obligatory experience for judge to have practised as lawyer and prosecutor

(Motivation. Practical knowledge of techniques, tactics and strategies of lawyer and prosecutor are often necessary for criminal judge to stay impartial).

International Criminal Court / Supreme Court of Georgia

EC No.11. Equalization of institutional statuses of lawyer and prosecutor

(Motivation. Lawyer on his own and prosecutor supported by state are not equal sides of the trial).

All Courts

EC No.12. Judicial tv channel

(Motivation. Live broadcasting of public trials of Supreme, Constitutional, European, International Criminal Courts is transparency of trials in the words of technological era).

Ad Hoc Tribunal

EP No.13. Nagasaki-Hiroshima Tribunal

(Motivation. As contribution to global security united Europe has to condemn judicially use of nuclear weapons against civilians).

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31.08.2017



Sociodiving

Diving into social reality - sine qua non for reliably stabile precise legal strikes

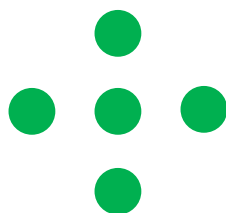
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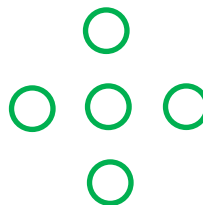


ЕВРАЗИЙСКОЕ НАУЧНОЕ ИЗДАТЕЛЬСТВО / EURASIAN SCIENTIFIC PUBLISHING HOUSE

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Positive Victimology

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2017 / 27.05.2018



МИНИМАЛЬНОЕ ПРАВО

- I. Термин «уголовное» не совпадает с содержанием описываемой отрасли права, т. к. она уже давно не уголовливает.**
- II. Как известно, регулятивная суть данной науки кристаллизуется как этический минимум. Налицо минимальное право.**

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12.05.2015 / 2017



Colchic Vegetarian Empire + Iberian Vegetarian Empire = Georgian Confederation

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ЕВРАЗИЙСКОЕ НАУЧНОЕ ИЗДАТЕЛЬСТВО / EURASIAN SCIENTIFIC PUBLISHING HOUSE

10.02.2017



Constitution of Georgian Confederation



•

• *Ad litteram. Legislation of Georgia does not contradict with legislations of Iberia and Colchida.*



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13.10.2013



Наспункт

1 госфабрика 1 госзавод

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26.05 / 14.07.2015 / 12.02.2017



Rinacon

[Constitution of Polchida]

Brejalam

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10.02.2017



გალაკონი

[*იბერიის კონსტიტუცია*]

ხეხილობი

Galaconi

[*Constitution of Iberia*]

Fruitreesm

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31.07.2015 / 18.02.2017



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Не хищничай

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25.01.2018 / 02.03.2018



III Presidents: Competition • II Copresidents: Cooperation

-
- *Confrontation prohibited*
 - *Of I, for pros and cons*

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08.03.2013



Gender Equality

Manual Labour: Men > Women

Intellectual Labour: Women > Men

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Logica est LVI



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01.02.2018



Hunger 0

Surrounding cities with strategic fruit trees

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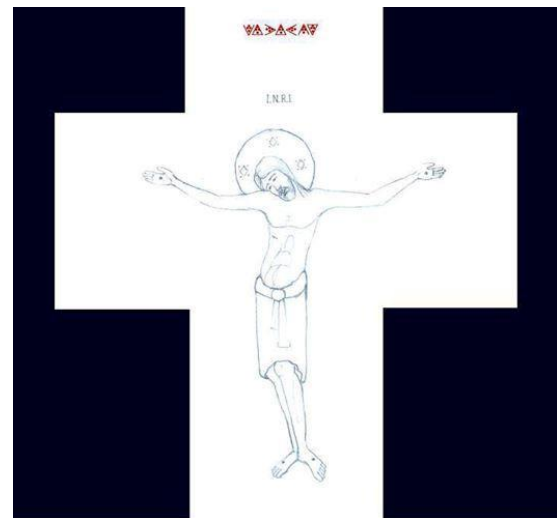
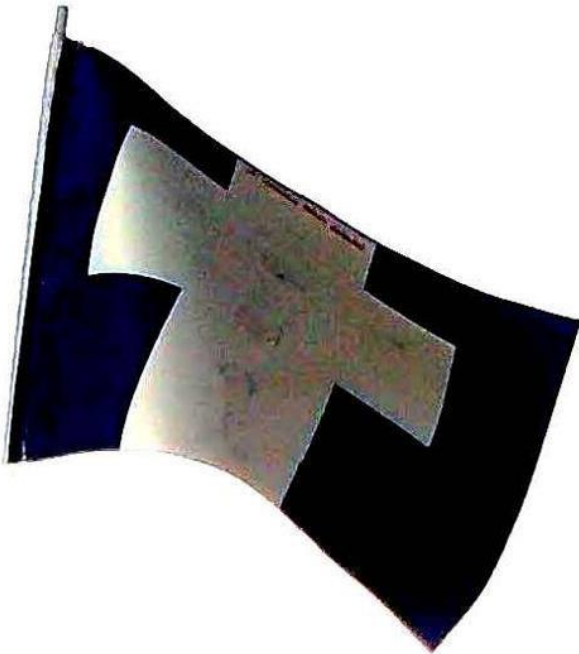


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ЕВРАЗИЙСКОЕ НАУЧНОЕ ИЗДАТЕЛЬСТВО / EURASIAN SCIENTIFIC PUBLISHING HOUSE

2011-2012



Emergency Flag

Lagna vs LIX



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Dreptul de Recomandare

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02.03.2018



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Scriment vs. Parliament

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13.04.2012 / 2018



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2014 / 03.03.2018



Уголовный Кодекс *vs* Конституция

Возрастной ценз для активного избирательного права (18 лет) не может превышать возраст уголовно-правовой ответственности (14 лет): *Обязанность уполномочивает* (напр., поддержать конкретную пенитенциарную программу).

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18.08.2018



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27.07.2018



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Teach Wealth

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10.06.2015



Emperor

Ab 100 Obstbäume pro Person

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Der erste Beruf

Tiersorge

[Ab 3 Jahren]

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Musée en Vidéo de la Jurisprudence Pénale

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24.03.2012



МАРИЯ MARY



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24.08.2012

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Академия Наук

Законодательная Инициатива

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19.06.2012



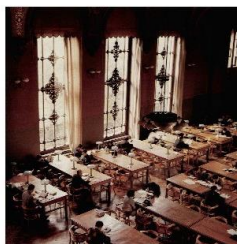
МАРИЯ MARY



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Magic Wand

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28.03.2012



სანილატა СЕЧИЛАТА SESILATA

ეკრანული სამეცნიერო გამომცემლობა

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28.03.2012

შუა ხორბა ШУА ХОРГА SHUA KHORGA



ცირა

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ოფიციალური მოდის სახელმწიფო აკადემია:

სასწავლო და სამსახურებრივი სამოსის შექმნა და განვითარება.

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ГОСУДАРСТВЕННАЯ АКАДЕМИЯ ОФИЦИАЛЬНОЙ МОДЫ:
СОЗДАНИЕ И РАЗВИТИЕ УЧЕБНОЙ И СЛУЖЕБНОЙ ОДЕЖДЫ.

TSIRA

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04.09.2013



Lunge des Rauchers

Lightbox

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3,5 Arbeitstage pro Woche

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02-03.04.2012 / 2013



Tsotne Kodua Lasha-Giorgi Kutalia

Politsyllabus

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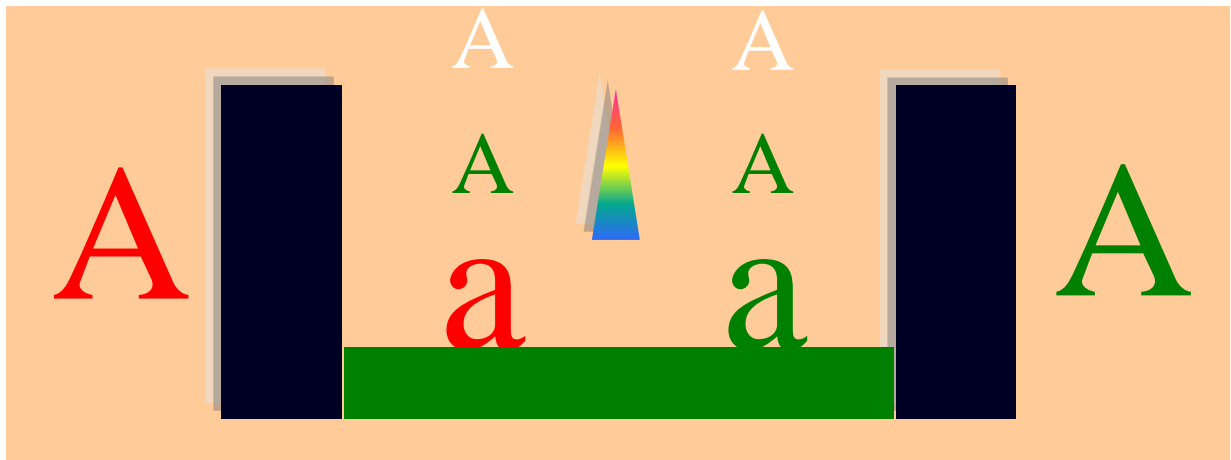


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01-02.10.2012



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18.05.2012 / 01-09.09.2017 / 2018



Obligatory Single Mark

Excellent



18/05/05.2012



Motivation. Safety

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Правовое Понятие

Сверхдержава

[Напр., Славянский Союз]

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20.07.2012



Manifestement illégitime



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12.04.2013



ПОП – Перечень Основных Проблем

ОКМ – Онлайн Карта-Монитор

[В центрах населённых пунктов,
в конференц-залах чиновников]

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Surname

Mother → Daughter father → Son

[Gender Equality?]

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30.05 / 19.09.2018



Alcool

Conclusion Médicale

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20.07.2012 / 16.07.2013



Лаша-Гиорги Куталиа

330 Часов в год

Служащие: Производство [Учащиеся - 220]

Производители: Непроизводственный труд

Софико Дзаганиа

—

30

Спорт

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1-3.06.2012



Политическая Символика

Размежевание религиозных и политических символов

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04.04.2013 / 31.03.2017



New equality number of stars on EU flag: 27

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24.10.2012



Продуктивность

Круглосуточный Интерактивный Правительственный Телеканал

Productivity

Nonstop Interactive Governmental TV Channel

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28.03.2014 / 27.07.2018



Dienstbuffet

Vegetarisch

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Schlüsselmotivation

Produzenten - Eigentümer

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23.02.2013



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MASS HUMILIATION

USE NON-INSULTING ALTERNATIVES
IN NON-INSULTING WAYS



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06.02.2013 / 2013



Школьный Videокурс

В Мире Животных

[Другие общеобразовательные видеокурсы]

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2005 / 05.09.2013



Лаша-Гиორги Куталиа Адина Вероника Куталиа

Lécithine

Шоколад – бюджетный атрибут учебных заведений

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22.01.2013



Веломания vs. Автомания

Felomania vs. Automania

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Solar Lantern

Everywhere

Volume

C

Lagma vol. C



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30.05.2018



Scientific Minimum

1 lagma per year



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Handlungslehre, Göttingen, 2011. Author of over 1000 scientific works.

