

---

# Laws of criminal behaviour triple determination

© N.N. Gubanov<sup>1</sup>, N.I. Gubanov<sup>2</sup> E.S. Shorikova<sup>2</sup>

<sup>1</sup> Bauman Moscow State Technical University, Moscow, 105005, Russia

<sup>2</sup> Tyumen State Medical University, Tyumen, 625023, Russia

*The article reveals the insufficiency of explaining the criminal behavior by only biological and (or) social factors. This explanation represents a person as a passive result of genotype or social conditions and relieves the person from responsibility for his or her behavior. The article outlines the contour of criminal behavior triple determination concept: heredity, social environment and personal principle - the person free will, his or her reason and self-determination, which can dominate heredity and unfavorable social conditions.*

**Keywords:** inclinations, abilities, criminal abilities, biosocial selection, aggressiveness, free will

## REFERENCES

- [1] Binsung H. *Essentials of the Missions of Criminal Law (Theory) in the Age of Globalization*. Beijing, 2015, 59 p.
- [2] Gubanov N.I., Gubanov N.N. *Sotsium i vlast — Society and Power*, 2016, no. 2, pp. 41–46.
- [3] Lombroso Ch. *L'Uomo delinquente. Vol. 3*. Torino, Fratelli Bocca editori, 1896, 286 p.
- [4] Garofalo R. *Riparazione alle vittime del delitto*. Torino, Fratelli Bocca editori, 1891, 326 p.
- [5] Ferri E. *Sociologia Criminale*. Torino, Fratelli Bocca editori, 1883, 416 p.
- [6] Dril D.A. *Prestupnost i prestupniki. Uchenie o prestupnosti* [Crime and criminals. The doctrine of crime]. Saint Petersburg, Shipovnik Publ., 1912, 712 p.
- [7] Kudryavtsev V.N., Eminov V.E., ed. *Kriminologiya* [Criminology]. Moscow, Norma-Infra Publ., 2010, 800 p.
- [8] Gubanov N.I., Nikolskaya N.N. *Filosofskie nauki — Russian Journal of Philosophical Sciences*, 2002, no. 2, pp. 98–105.
- [9] Gubanov N.N. *Formirovanie, razvitiye i funktsionirovanie mentaliteta v obshchestve* [Formation, development and functioning of the mentality in society]. Moscow, Etnosocium Publ., 2014, 214 p.
- [10] Tsaregorodtsev G.I., Shingarov G.H., Gubanov N.I. Biologicheskaya i sotsialnaya determinatsiya intellekta [Biological and social determination of intelligence]. V knige: *Filosofiya* [In: Philosophy]. Moscow, MUH Publ., 2012, pp. 397–402.
- [11] Tsaregorodtsev G.I., Shingarov G.H., Gubanov N.I. Filosofskiy analiz problemy prirodnoy i sotsialnoy obuslovленности kriminalnogo povedeniya [Philosophical analysis of the problem of natural and social conditioning of criminal behavior]. V knige: *Istoriya i filosofiya nauki* [In: History and Philosophy of Science]. Moscow, MUH Publ., 2014, pp. 394–409.
- [12] Druzhinin V.N., ed. *Psikhologiya* [Psychology]. St. Petersburg, Piter Publ., 2006, 656 p.
- [13] Danilova M.I., Sukhoverkhov A.V. *Voprosy filosofii — Russian studies in philosophy*, 2015, no. 12, pp. 77–87.

- 
- [14] Belyaev D. *Kommunist* — *Communist*, 1987, no. 7, pp. 90–98.
  - [15] Petrovsky A.V. *Vvedenie v psihologiyu* [Introduction to psychology]. Moscow, Akademiya Publ., 1995, 496 p.
  - [16] Platonov K.K. *Sistema psikhologii i teoriya otrazheniya* [The system of psychology and the theory of reflection]. Moscow, Nauka Publ., 1982, 310 p.
  - [17] Butovskaya M.L. *Obshchestvennye nauki i sovremennost* — *Social Sciences and Modernity*, 1998, no. 6, pp. 149–160.
  - [18] Zenkin A. *Rossiyskaya filosofskaya gazeta* — *Russian Philosophical Journal*, 2014, no. 1–3, p. 5.
  - [19] Efroimson V.P. *Genetika etiki i estetiki* [Genetics of ethics and aesthetics]. St. Petersburg, Talisman Publ., 1995, 288 p.
  - [20] Leytes N.S. *Vozrastnaya odarennost i individualnye razlichiya* [Age talent and individual differences]. V knige: *Izbrannye trudy* [In: Selected works]. Moscow, Voronezh, MODEK Publ., 1997, 448 p.
  - [21] Dubrovskiy D.I. *Obman. Filosofsko-psikhologicheskiy analiz* [Cheating. Philosophical and psychological analysis]. Moscow, RAY Publ., 1994, 120 p.
  - [22] Efroimson V.P. *Chelovek — Human*, 1997, no. 3, pp. 5–18.
  - [23] Alfimova M.V., Trubnikov V.P. *Voprosy Psichologii* — *Journal Voprosy Psychologii*, 2000, no. 6, pp. 112–123.
  - [24] Gegel G.V.F. *Raboty raznykh let* [Works of different years]. Vol. 2. Moscow, Mysl, 1971, 630 p.
  - [25] Botkin J.R., McMahon W.M. Fransis L.P. *Genetics and criminality*. Washington, 1999, Am. Psychol. Assoc., 484 p.
  - [26] Gubanov N.N. *Vestnik Tyumenskogo gosudarstvennogo universiteta* — *Herald of Tyumen State University*, 2011, no. 10, pp. 46–50.
  - [27] Bushueva V.V., Gubanov N.N., Gubanov N.I. *Gumanitarny Vestnik* — *Humanities Bulletin*, 2016, no. 5, p. 4.  
Available at: <http://dx.doi.org/10.18698/2306-8477-2016-5-362>

**Gubanov N.N.**, Dr. Sc. (Philos.), Assoc. Professor of the Department of Philosophy, Bauman Moscow State Technical University. e-mail: gubanovnn@mail.ru

**Gubanov N.I.**, Dr. Sc. (Philos.), Professor, Head of the Department of Philosophy and History, Tyumen State Medical University. e-mail: gubanov48@mail.ru

**Shorikova E.S.**, Senior Lecturer, Department of Philosophy and History, Tyumen State Medical University. e-mail: e\_shorikova@mail.ru