

By the Judgement of 3 July 2019 No.26-II the Constitutional Court of the Russian Federation appraised constitutionality of Articles 15, 16 and 1069 of the Civil Code of the Russian Federation and Article 85, Section 10 of the Federal Law “On the general principles of the organisation of local self-government in the Russian Federation”.

The challenged provisions were subject to consideration in so far as on their basis the issue of entrusting the municipality with the obligation to compensate a citizen at the expense of the local budget the damage caused by demolition of buildings erected on a land plot provided by local authorities of the RSFSR state power for the purpose of gardening, when such plots are located in the security zone of a hazardous production facility.

The Constitutional Court recognised the challenged provisions incompatible with the Constitution of the Russian Federation to the extent that they impose the said obligation exclusively on the municipality.