

**Judgment of the Constitutional Court of the Russian Federation of 8  
November 2012 No. 25-II. Resume.**

**By the Judgment of 8 November 2012 No. 25-II the Constitutional Court gave appraisal of constitutionality of the provision of Section 1 of Article 79 of the Federal Constitutional Law *On the Constitutional Court of the Russian Federation*.**

The petitioner contested legislative provision, according to which the decision of the Constitutional Court is final and may not be appealed; the decision of the Constitutional Court passed on the outcome of the consideration of a case assigned for hearing in the session of the Constitutional Court comes into force immediately upon pronouncement; the judgment of the Constitutional Court adopted under the procedure stipulated by Article 47.1 of the Federal Constitutional Law in question comes into force from the day of its publication; other decisions of the Constitutional Court come into force from the day of their adoption.

According to the adopted decision, the contested normative provision on legal force of a judgment of the Constitutional Court, by which a normative legal act or individual provisions thereof found to be not conforming to the Constitution of the Russian Federation or in which the constitutional law meaning of a normative legal act or of individual provisions thereof is revealed, has been recognized as conforming to the Constitution of the Russian Federation as not admitting application or realization by any other way of a normative legal act or individual provisions thereof, recognized as not conforming to the Constitution of the Russian Federation, from the moment of entering into force of such judgment of the Constitutional Court, as well as their application or realization by any other way in the interpretation disagreeing with their constitutional law meaning revealed by the Constitutional Court in this judgment.

The legislative provision under consideration does not allow courts of general jurisdiction, courts of arbitration, when considering cases after entering into force of corresponding judgment of the Constitutional Court (including proceedings instituted before its entering into force) to be guided by the normative legal act or individual provisions thereof, recognized as not conforming to the Constitution of the Russian Federation by this judgment of the Constitutional Court or to apply them in the interpretation (including the one attributed to them by the higher judicial instances) disagreeing with their constitutional law meaning revealed by the Constitutional Court in this judgment.

*08 November 2012*