

**Judgment of the Constitutional Court of the Russian Federation of 24
December 2012 No. 32-II. Resume.**

By the Judgment of 24 December 2012 No. 32-II the Constitutional Court gave appraisal of constitutionality of individual provisions of Federal Laws *On General Principles of Organization of Legislative (Representative) and Executive Bodies of State Power of the Subjects of the Russian Federation and On Fundamental Guarantees of Electoral Rights and the Right to Participate in a Referendum of Citizens of the Russian Federation*

The petitioners contested legislative provisions which made the registration of a candidate for the post of a head of a constituent entity of the Russian Federation (head of the higher executive body of State power of a constituent entity of the Russian Federation), nominated by a political party or by the procedure of self-nomination, conditional on his receiving the support of the number of elected officials of local self-government in this constituent entity of the Russian Federation, established by law, as well as the legislative provision granting the President of the Russian Federation the right to conduct in the order determined by him, on his own initiative consultations with political parties nominating candidates to the said post and candidates nominated to this post in the procedure of self-nomination.

According to the decision passed by the Constitutional Court, the contested legislative provisions, envisaging receipt of support of the number of elected officials of local self-government, determined by the law of a constituent entity of the Russian Federation, within the limits set by the federal legislation (5 to 10 per cent) as a necessary condition of registration of a candidate for the post of a head of a constituent entity of the Russian Federation (head of the higher executive body of State power of a constituent entity of the Russian Federation), do not contradict the Constitution of the Russian Federation, because these legislative provisions contemplate the obligation of the legislator of a constituent entity of the Russian Federation to take into account the particular conditions of the development of party-political relations in a given constituent entity of the Russian Federation when establishing the number of elected officials of local self-government with the aim to confirm the support of a candidate for the respective post, as well as exclude the possibility of creating artificial obstacles for nomination of other candidates, collection and submission to this end of signatures of elected officials of local self-government in the number exceeding the number of signatures established by the law of a subject of the Russian Federation more than on 5 per cent.

The Constitutional Court has also recognized as not contradicting the Constitution of the Russian Federation the legislative provision, envisaging conduct of consultations with political parties and candidates for the post of a head of a constituent entity of the Russian Federation (head of the higher executive body of State power of a constituent entity of the Russian Federation), by the President of

the Russian Federation, because this procedure, which by virtue of the direct indication of the law is of strictly consultative nature, is not a compulsory element of the mechanism of nomination and registration of a candidate for the respective post, and resolution of the question of participation in the electoral process of one or another candidate is not determined by its results.

24 December 2012