

By the Judgment of 1st July, 2014 No. 20-II/2014 the Constitutional Court gave appraisal of constitutionality of Paragraph 1 of Item 2 of the Resolution of the Supreme Soviet of the Russian Federation “On Extension of Effect of the Law of the RSFSR “On Social Security of Citizens Having Been Exposed to Influence of Radiation in Consequence of Chernobyl’ Atomic Power Plant Disaster” to Citizens from Subdivisions of Particular Risk”.

The petitioner who participated in actions of subdivisions of particular risk in the period of doing military service in 1995 and was recognized as disabled person in consequence of it contested legislative provision, which in the wording of the Federal Law of 22nd August, 2004 No. 122-Φ3 envisages no extension of the effect of the norm on monthly indemnity to compensate damage to health (Item 15 of Section 1 of Article 14 of the Law of the Russian Federation “On Social Security of Citizens Having Been Exposed to Influence of Radiation in Consequence of Chernobyl’ Atomic Power Plant Disaster”) to citizens from subdivisions of particular risk having become disabled in consequence of influence of radiation.

The Constitutional Court recognized the contested normative provision as not conforming to the Constitution of the Russian Federation to the extent to which it contemplates no granting citizens from subdivisions of particular risk having become disabled monthly monetary indemnity to compensate damage caused to health in connection with radiation influence.

Until appropriate legislative amendments are made, monthly monetary indemnity to compensate damage caused to health in connection with radiation influence must be established for the indicated category of citizens in accordance with Item 15 of Section 1 of Article 14 of the Law of the Russian Federation “On Social Security of Citizens Having Been Exposed to Influence of Radiation in Consequence of Chernobyl’ Atomic Power Plant Disaster”.