

By the Judgment of 11th November, 2014 No. 29-II/2014 the Constitutional Court gave appraisal of constitutionality of Item 7 of Section 3 of Article 82 of the Federal Law “On Service in Bodies of Internal Affairs of the Russian Federation and Amendments to Individual Legislative Acts of the Russian Federation”.

The contested normative provision was the subject-matter of consideration to the extent to which on its basis the question is resolved of dissolution of contract on doing service in bodies of internal affairs and dismissal from service of a staff-member of a body of internal affairs, in respect of whom criminal persecution on a case of public accusation has been discontinued in connection with reconciliation of parties or active repentance prior to entrance of the said Law into force, in cases when action incriminated to him was decriminalized by the moment of dismissal from service.

The Constitutional Court recognized the contested norm as not conforming to the Constitution of the Russian Federation to the extent to which it admits dismissal from service in bodies of internal affairs of staff-members, in respect of whom prior to entrance of the said Law into force criminal persecution on cases of public accusation has been discontinued in connection with reconciliation of parties or active repentance, if actions committed by them by the moment of resolution of the question of dissolution of contract on doing service with them and dismissal from service are not recognized as crimes.