

**By the Judgment of 10<sup>th</sup> March, 2016 No. 7-II/2016 the Constitutional Court gave appraisal of constitutionality of Section 1 of Article 21, Section 2 of Article 22 and Section 4 of Article 46 of the Federal Law “On Executive Proceedings”**

The contested provisions were the subject-matter of consideration insofar as they served as a ground for calculation of the term of presentation of an executive document for execution, interrupted by such presentation, after return of the executive document to the exactor based on his application.

The contested provisions have been recognized as not conforming to the Constitution of the Russian Federation to the extent to which they allow – with repeated interruption of this term – to calculate it every time anew from the moment of return of the executive document to the exactor on this ground and thereby prolong it for an indefinitely long time.

Until the necessary legislative amendments are made, officials of the bailiffs’ service as well as courts, resolving the question of the presence of grounds for institution or refusal to institute executive proceedings, in particular on observance of the term of presentation of an executive document for execution in the event if the submitted executive document has earlier been presented for execution, but then executive proceedings on it was terminated in connection with the exactor’s application, must subtract from the general duration of the term of presentation of executive documents for execution established by law periods during which executive proceedings was carried out, beginning with its institution and ending with its termination in connection with return of the executive document to the exactor on his application.