

By the Judgment of 5 December, 2017 No. 36-II/2017 the Constitutional Court appraised constitutionality of Item 1 of Section 2 of Article 10 of the Federal Law “On Insurance Pensions”.

The contested provision was the subject-matter of consideration in its part in which it connects the right of children of a deceased family provider, who study in foreign educational organizations located outside the territory of the Russian Federation, to receive pension due to loss of family provider with the direction of such persons to training in accordance with international treaties of the Russian Federation.

The Constitutional Court has recognised the disputable norm as not conforming to the Constitution of the Russian Federation to the extent it serves as a ground for refusal to fix insurance pension due to loss of family provider to his children, who have independently (without direction to training in accordance with an international treaty of the Russian Federation) entered foreign educational organizations and are studying there in the internal form according to educational programmes which may be ascribed to the category of basic, for a period till their termination of such education, but no longer than till they attain twenty-three years of age.