

By the Judgement of 10 July 2018 No. 30-II/2018 the Constitutional Court appraised constitutionality of Section 1 of Article 157 of the Housing Code of the Russian Federation and Paragraphs 3 and 4 of Item 42¹ of the Rules of provision of public utilities to owners and users of premises in apartment houses and of dwelling houses.

The contested provisions were a subject-matter of consideration insofar as they serve as grounds for the estimate of the amount of pay for the public utility of heating for owners and users of premises in an apartment house, which during putting into operation, including after major repairs, was equipped with a collective (common of the house) device for accounting of thermal energy and in which inhabitable and uninhabitable premises were equipped with individual devices for accounting of thermal energy, but their safety in individual premises was not secured.

The Constitutional Court has recognised the contested provisions as not conforming to the Constitution of the Russian Federation to the extent to which they envisage no possibility of accounting of the reading of individual devices for accounting of thermal energy in estimate of the amount of pay for the public utility of heating in the said apartment house.