

By the Judgement of 29 March 2019 No. 16-II/2019 the Constitutional Court appraised constitutionality of Article 21, Section 6 of the Federal Law “On Combating Terrorism” and Article 3, Section 15 of the Federal Law “On the Monetary Allowance to Military Personnel and the Establishment of Particular Payments”.

The contested provisions were a subject-matter of consideration to the extent to which they are used as a normative ground for granting the lump-sum allowance, provided by Article 3, Section 12, Para 1 of the Federal Law “On Monetary Allowance to Military Personnel and the Establishment of Particular Payments”, to the citizens who had been passing military service and participated in measures to combat terrorism (including counter-terrorism operations), who received the lump-sum allowance, established by Article 21, Section 3 of the Federal Law “On Combating Terrorism”.

The Constitutional Court recognised the contested provisions as not conforming to the Constitution to the extent to which they exclude the possibility of granting to one and the same person among the military personal, who was injured being participating in the measures to combat terrorism, who is a person with disability and is recognised unfit for military service, the lump-sum allowances, the mentioned legal norms provide for.