

By the Judgement of 4 June 2020 No. 27-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 3.4 of the Law of Samara Region “On the Procedure for Filing a Notice on Holding a Public Event and Ensuring Certain Conditions for the Realisation of the Citizens Right to Conduct Public Events in the Samara Region”

The challenged provision was the subject of consideration insofar as in the current legal regulation system it includes places located closer than 150 meters from military facilities, buildings of educational organisations, buildings and objects used for worship, religious ceremonies, buildings occupied by organisations where in-patient medical care is provided into the list of places where meetings, rallies, marches, demonstrations are prohibited.

The challenged provision was found to be inconsistent with the Constitution of the Russian Federation insofar as the prohibition to hold meetings, rallies, marches and demonstrations in designated places was established beyond the constitutional limits of the legislative powers of the constituent entities of the Russian Federation.

The Constitutional Court stressed the fact that the adoption of this Judgement does not abolish (including the territory of the Samara Region) Article 8, Section 21 of the Federal Law “On Meetings, Rallies, Demonstrations, Processions and Pickets”, according to which, after the executive authorities of the constituent entity of the Russian Federation determine specially designated (adapted) places to hold public events, as a rule, public events are held in such places.