

By the Judgement of 14 January 2020 No.2-II the Constitutional Court of the Russian Federation appraised constitutionality of Part 30, Paras. 1 and 4 of the Model Regulation for the Provision of Social Benefits for the Housing Construction (Purchase) provided to the Russian citizens living in rural areas, including young families and young professionals under the federal target programme “Sustainable development of rural territories for 2014-2017 and for the period until 2020”, established by the Decree of the Government of the Russian Federation of 15 July 2013 No.598

The challenged provisions were subject of consideration to the extent that they, being reproduced in the regulatory acts of a constituent entity of the Russian Federation, serve as the basis for the court to decide on the recovery of a claim of the executive branch of the constituent entity of the Russian Federation from a citizen receiving social benefits for the construction (purchase) of housing in rural areas, in the amount of the social payment provided due to the fact that the right of ownership of citizens to a dwelling is not registered within the period, established by a normative act of the territorial entity of the Russian Federation.

The Constitutional Court recognised the challenged provisions on granting social benefits for the construction (purchase) of housing for citizens of the Russian Federation living in rural areas, including young families and young professionals not contradicting the Constitution of the Russian Federation, since in the current legal regulation the provisions assume that a court decision in such a claim should be taken on the basis of the establishment and investigation of all circumstances relevant to the resolution of the case, including the reasons for not meeting the deadline, reasonable and prudent actions of the recipient of social benefits, compliance with the conditions of use stipulated by the regulations and the contract for such a request.