

**By the Judgement of 14 April 2020 No. 17-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 2.1, Section 2; Article 2.2, Section 1; Article 11.15.1, Section 3 of the Administrative Offences Code of the Russian Federation**

The challenged provisions were the subject of consideration to the extent that, on their basis, in the system of existing legal regulation, the issue of the administrative liability of a legal person for an intentionally committed failure to fulfil transport safety requirements is resolved.

The challenged provisions were recognised as not contradicting the Constitution of the Russian Federation, since they imply that:

a legal person is only subjected to administrative liability for failure to fulfil these requirements committed intentionally, when the intentional nature of the actions (inaction) of executives (employees) of the legal person responsible for fulfilling the requirements for ensuring transport safety is established, and this conclusion is duly motivated in the decision in the administrative offense case;

in other cases, when the intentional nature of the actions (inaction) of such executives (employees) of a legal person is not discernible from the circumstances of the case and at the same time it was possible to comply with the relevant requirements, but the legal entity did not take all measures depending thereon to comply with them, the administrative liability of a legal entity can only occur for non-compliance with the requirements for ensuring transport safety, committed by negligence.