

**By the Judgement of 14 July 2020 No. 35-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 392 of the Labour Code of the Russian Federation.**

The challenged provision was the subject of consideration to the extent that it serves as the basis for calculating the time period for applying to the court for compensation for moral damage caused by violation of labour (service) rights, in cases where such a claim was filed after the entry into force of the court decision on a labour (service) dispute, which restored the labour (service) rights of the plaintiff.

The Constitutional Court recognised the challenged provision inconsistent with the Constitution of the Russian Federation to the extent that it does not contain an indication of the timing of such an appeal.

Pending the introduction of appropriate legislative changes, a claim for compensation for moral damage caused by a violation of labour (service) rights may be filed simultaneously with a demand for the restoration of violated labour rights in compliance with the time limits provided for in Article 392, Section 1 of the Labour Code of the Russian Federation, or within a three-month period from the moment of entry into force of the court decision, by which these rights were restored in whole or in part.