

By the Judgement of 23 January 2020 No.4-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 63, Section 1 of the Federal Law “On Service in the Internal Affairs Bodies of the Russian Federation and Amending Certain Legislative Acts of the Russian Federation”

The challenged provision was subject to consideration to the extent that it resolves the issue of granting leave for personal reasons lasting 30 calendar days while maintaining monetary allowance to the employee of the internal affairs bodies who was dismissed from the service on the grounds provided for in Article 82, Section 3, para. 1 of this Federal law (in connection with the disease - on the basis of the conclusion of the military medical commission on unfitness for service in the internal affairs bodies).

The Constitutional Court recognised the challenged provision on the granting leave of service in the year of dismissal due to a state of health inconsistent with the Constitution of the Russian Federation to the extent that in the current legal regulation, due to its uncertainty, the provision does not make it possible to unambiguously determine whether those officers of the Department of Internal Affairs, who are dismissed from the service acquire under the indicated grounds the right to leave for personal reasons for a duration of 30 calendar days with the preservation of monetary allowance.