

By the Judgement of 23 July 2020 No. 39-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 61, Section 1, para. 1 and Article 67, Section 5 of the Federal Law “On Education in the Russian Federation”.

The challenged provisions were the subject of consideration to the extent that, on their basis, the issue whether persons who have mastered the programme of basic general education are able to continue their studies under the programme of secondary general education in the same general educational organisation, if they have not passed the individual selection, which is a condition for the continuation of such specialised (with in-depth study of individual academic subjects) educational programme training of secondary general education (*hereinafter* - persons who have not passed individual selection for training in the specialised educational programme).

The Constitutional Court recognised the challenged provisions as not contradicting the Constitution of the Russian Federation to the extent that, in terms of their constitutional and legal meaning in the system of the current legal regulation, which is under the shared jurisdiction of the Russian Federation and constituent entities of the Russian Federation, these provisions:

- imply the obligation of public authorities of the constituent entities of the Russian Federation to provide regulatory guarantees for continuing education in general education programmes of secondary general education for persons who have not passed individual selection for training in a specialised educational programme, including in other territorially accessible general educational organisations of the corresponding constituent entity of the Russian Federation (municipality), as well as the need to inform students and their parents (legal representatives) in advance about the upcoming individual selection;
- do not allow the deprivation of persons who have not passed individual selection for training in a specialised educational programme of the opportunity to continue their studies in the same educational organisation, without the normative establishment of the specified guarantees for the continuation of studies in general education programmes of secondary general education.