

By the Judgement of 25 February 2020 No.9-II the Constitutional Court of the Russian Federation appraised constitutionality of Article 350, Section 1, Para. 1 of the Code of Administrative Proceedings of the Russian Federation

The challenged provision was subject to consideration to the extent that it, acting in a system with other provisions of the Code of Administrative Proceedings of the Russian Federation (in particular its Article 350, Section 1, Para. 6) and having received a law-enforcement interpretation in the applicant's case, determined the decision of the general jurisdiction court to review the administrative case in connection with such a new circumstance as the recognition of the normative legal act (on which basis the decision was adopted) as invalid from the moment a decision thereon made by the court on the administrative claim of the person who participated in the administrative case - entered in force.

The Constitutional Court recognised the challenged provision as not contradicting the Constitution of the Russian Federation, since it does not prevent review of a judicial act of a general jurisdiction court upon the application of a person, in connection with an administrative claim on which the normative legal act is based on, a legal act is recognised as invalid by the court, regardless of the moment from which this legal act is recognised invalid.