

**By the Judgement of 13 April 2023 No.17-II the Constitutional Court assessed constitutionality of Article 17.15 (part 2) of the Code of Administrative Offenses of the Russian Federation**

This legal provision was subject of consideration in so far as within the current legal regulation it served as basis to decide upon the issue of the right of a bailiff, after issuing a ruling on holding a debtor administratively liable, to set a new deadline for the debtor to fulfil a non-property (*in rem*) demand contained in the writ of execution, so the failure to fulfil this writ of execution by the debtor within the established deadline may entail administrative liability for him in accordance with the contested legal provision.

The contested legal provision was recognised as not contradicting the Constitution of the Russian Federation in so far as in the system of current legal regulation, primarily in conjunction with provisions of Article 3 (part 2), Article 6 (part 1) and Article 105 of the Federal Law "On Enforcement Proceedings", it assumes that the bailiff, after issuing a ruling on bringing the debtor to administrative responsibility on the basis of Article 17.15 (part 1 and part 2) of the Code of Administrative Offenses of the Russian Federation has the right to establish a new deadline for the execution of the said demand without waiting for the entry into force of the said resolution, failure to execute which within this deadline shall be the grounds – subject to the entry into force of the said resolution on bringing to administrative responsibility at the time of initiation of a new case on an administrative offense – for a new application of administrative responsibility under of Article 17.15 (part 2) of the Code of Administrative Offenses of the Russian Federation.