

**By the Judgement of 25 April 2023 No.20-II, the Constitutional Court of the Russian Federation assessed constitutionality of Article 32, parts 1, 8, 10, Article 57, part 2, item 1 of the Housing Code of the Russian Federation.**

Above mentioned legal provisions become subject of examination insofar as they serve as a basis for to determine the conditions and procedure for the providing of housing to citizens who are registered as needy, who are registered as in need of housing and who own the only dwelling declared unfit for habitation (including residential premises that are part of an apartment building that has been declared dangerous and is subject to demolition or reconstruction), if such provision is not carried out under the regional targeted program for the removal of citizens from the dangerous housing stock.

The Constitutional Court found that the challenged legal provisions were inconsistent with the Constitution of the Russian Federation insofar as they did not provide a systematic solution to the issue of the conditions and procedure for meeting the housing needs of the said category of citizens in the specified circumstances, including in relation to other regulatory provisions.

Until appropriate legislative changes are made, the application of the contested provisions should be based on the assumption that citizens belonging to the above category should be provided, as a matter of priority, with habitable housing under a social rental contract, equivalent in total area to that previously occupied, subject to seizure for State or municipal needs without payment of compensation, or, if it has been established by the competent authorities that the occupancy of a dwelling duly declared uninhabitable is impossible or poses an immediate threat to life or health and the provision of housing under a social rental contract cannot be provided, immediate provision of housing from the Emergency Accommodation Fund for the entire period until the question of how their housing needs are to be met is resolved.