

By the Judgement of 11 March 2025 No.11-II, the Constitutional Court assessed constitutionality of Article 322 (item 1) of the Civil Code of the Russian Federation

This legal provision has been considered insofar as it serves as a basis for resolving the issue of joint collection by a court of arrears in payment for electricity consumed by residents (owners, room tenants, etc.) of a communal flat who are not family members, in a case where there is shared electricity meter in the flat and no separate meters in the residents' rooms and these residents have not concluded an agreement on joint payment for electricity.

The contested legal provision was found not to be incompatible with the Constitution, since it does not require, in its constitutional and legal meaning, the joint recovery of arrears for the electricity consumed in the case in question.

At the same time, electricity supply contracts cannot provide for the possibility of joint collection of debts for payment of the electricity consumed by these persons.