

By the Judgement of 28 May 2025 No23-II, the Constitutional Court assessed constitutionality of item 1 (paragraph 4) of the Resolution of the Council of Ministers of the RSFSR of 13 of February 1986 No. 71 «On the creation of the Pribaikalsky National Park in the Irkutsk Oblast

This provision was the subject of consideration to the extent that it determines the legal regime for the economic exploitation of agricultural lands included in the Pribaikalsky National Park (former lands of agricultural enterprises of the RSFSR State Agricultural Comitee).

The contested provision was found to be inconsistent with the Constitution since it does not ensure the legal regime for the economic exploitation of these lands, including from the point of view of differentiation, coordination and exercise of the powers of state authorities of the Russian Federation and the Irkutsk Oblast, as well as local governments.

The Constitutional Court separately noted that this Judgement could not be considered as allowing (until the legislative changes are made) the automatic extension of the general legal regime for the economic use of agricultural land to the specified lands included in the Pribaikalsky National Park.