

**By the Judgement of 13 March 2026 No. 14-II, the Constitutional Court assessed constitutionality of Article 32.2 (part 1<sup>3-3</sup>) of the Code of Administrative Offences of the Russian Federation and Article 40<sup>1</sup> (item 1) of the Budget Code of the Russian Federation**

The specified legal provisions in their interrelation were the subject of consideration to the extent that, they serve as a basis for resolving the issue of the existence of the right of a person held administratively liable to a refund of a portion of the administrative fine amount, which was paid by them in full before the expiration of the period within which they had the right to pay the said fine at a preferential (half) rate.

The contested legal provisions in their interrelation were recognised as not contradicting the Constitution to the extent that, within the system of current legal regulation, they do not prevent the refund of excessively paid funds to a person held administratively liable who has the right to pay an administrative fine in the amount of half the imposed fine, if such person paid it in full within the twenty-day period for its payment at the preferential rate, but timely discovered the error and demanded the return of the overpaid amount before the expiration of the said period.

However, when bringing a person to administrative liability, contrary to Article 29.10 (part 1<sup>1</sup>) of the Code of Administrative Offences they were provided with incomplete or contradictory information about the procedure for paying the fine, which may misleading them regarding the possibility of paying the fine at the preferential rate, the current legal regulation does not prevent the refund of the amount of the administrative fine overpaid by such person within the three-year period provided in Article 40<sup>1</sup> (item 2) of the Budget Code of the Russian Federation.