

RUSSIAN FEDERATION
LAW OF THE MAGADAN OBLAST
ON CHANGING THE ADMINISTRATIVE AND TERRITORIAL STRUCTURE OF THE MAGADAN OBLAST

Adopted
by the Magadan Oblast Duma
on June 23, 1999

In accordance with the Constitution of the Russian Federation, the Constitution (Fundamental Law) of the Magadan Oblast, and with account taken of the opinion of the population of the following municipal entities: Magadan city, Olsky, Khasynsky, Tenkinsky, Omsukchansky, Yagodninsky Rayons as expressed in the corresponding Resolutions of the Magadan Oblast Duma, Olsky Rayon Duma, Representative Assembly of the Khasynsky Rayon, Representative Assembly of the Tenkinsky Rayon, Representative Assembly of the Omsukchansky Rayon, Representative Assembly of the Yagodninsky Rayon, Representative Assemblies of the corresponding rural municipal entities shall introduce changes in the administrative and territorial structure of the Magadan Oblast.

Article 1.

To abolish the Olsky and Khasynsky Rayons as administrative and territorial units and municipal entities of the Magadan Oblast.

Article 2.

1. To incorporate in the territory of the city of Magadan parts of the territories of the abolished Olsky Rayon, including the territories of the Armansky, Olsky village councils, Balagansky, Gadlinsky, Klepkinsky, Talonsky, Tauysky village councils, part of the territory of the abolished Khasynsky Rayon, including the territories of the Stekolnensky, and Splavninsky village councils, and part of the territory of the Palatkninsky village council.

2. To adopt the administrative boundary of the City of Magadan as per the attachment.

3. To establish that the administrative boundary of the city of Magadan shall constitute the territorial confines of the municipal entity city of Magadan.

Article 3.

1. To incorporate in the territory of the Tenkinsky Rayon parts of the abolished Olsky Rayon, excluding the lands being incorporated in the territory of the city of Magadan and the Omsukchansky Rayon.

2. To adopt the administrative boundary of the Tenkinsky Rayon as per the attachment.

3. To establish that the administrative boundary of the Tenkinsky Rayon shall constitute the territorial confines of the municipal entity Tenkinsky Rayon.

Article 4.

1. To incorporate in the territory of the Omsukchansky Rayon parts of the abolished Olsky Rayon, including the territory of the Takhtoyamsky and Yamskoy village councils.

2. To adopt the administrative boundary of the Omsukchansky Rayon as per the attachment.

3. To establish that the administrative boundary of the Omsukchansky Rayon shall constitute the territorial confines of the municipal entity Omsukchansky Rayon.

Статья 5.

1. To incorporate in the territory of the Yagodninsky Rayon parts of the abolished Khasynsky Rayon, including the territory of the Atkinsky, Karamkensky, Myakitsky, Talsky village councils, and a part of the territory of the Palatkinsky village council.

2. To adopt the administrative boundary of the Yagodninsky Rayon as per the attachment.

3. To establish that the administrative boundary of the Yagodninsky Rayon shall constitute the territorial confines of the municipal entity Yagodninsky Rayon.

Article 6.

1. This Law shall become effective ten days after its official publication.

2. Effectiveness of this Law may not change the duration of the term of office of deputies of the representative bodies of local self-government and elected officials of village and rural municipal entities situated within the territorial limits of the corresponding village and rural councils of the abolished Olsky and Khasynsky Rayons.

3. Effectiveness of this Law may not lead to early termination of the term of office of the Mayor of the City of Magadan and deputies of the Magadan Oblast Duma, deputies of representative bodies of local self-government and elected officials of the Omsukchansky, Tenkinsky and Yagodninsky Rayon municipal entities.

4. The numerical composition of the Magadan Oblast Duma, representative bodies of local self-government of the Omsukchansky and Yagodninsky Rayons, in the newly created constituencies on the territory of the abolished Olsky and Khasynsky Rayons shall be changed in accordance with the procedure established by the legislation of the Russian Federation and the Magadan Oblast, the Constitution of the City of Magadan, and Constitutions of the Omsukchansky and Yagodninsky Rayon municipal entities.

5. The powers, rights and duties of bodies of local self-government of the abolished Olsky and Khasynsky Rayon municipal entities shall be transferred to the Magadan City Duma and Mayor's Office of the City of Magadan, save for the powers, rights and duties with regard to the territories being incorporated in the territory of the Tenkinsky and Yagodninsky Rayons.

The powers, rights and duties of bodies of local self-government of the abolished Olsky and Khasynsky Rayon municipal entities with regard to the territories being incorporated in the territory of the Omsukchansky, Tenkinsky and Yagodninsky Rayons shall be transferred to bodies of local self-government of the corresponding rayon municipal entities.

6. The legal status of elected officials of rayon municipal entities whose powers are terminated ahead of schedule in connection with the abolition of the Olsky and Khasynsky Rayon municipal entities as well as that of municipal officials in connection with the liquidation of the corresponding bodies of local self-government shall be regulated by the federal and oblast legislation, regulatory legal acts of bodies of local self-government of the abolished municipal entities as well as regulatory legal acts of bodies of local self-government of the successor municipal entity – the City of Magadan.

Regulatory legal acts issued by the Magadan City Duma and the Mayor of the City of Magadan with regard to the aforementioned officials may not worsen their condition.

7. The Mayor of the City of Magadan, heads of administration of the corresponding successor rayon municipal entities shall adopt the composition of the Commissions in charge of developing takeover acts to resolve the issues pertaining to the transfer of the rights and duties of bodies of local self-government of the abolished municipal entities to bodies of local self-government of the City of Magadan, Omsukchansky, Tenkinsky, Yagodninsky Rayons.

The Magadan City Duma shall adopt the takeover acts following the adoption of the corresponding takeover acts by the representative bodies of local self-government of the Omsukchansky, Tenkinsky and Yagodninsky Rayons. The takeover act shall include the following information on the municipal entity being abolished:

- on the composition of municipal property;
- on outstanding obligations of the municipal entity;

- on accounts of bodies of local self-government in credit organizations;
- on legal acts of bodies and officials of local self-government remaining in force after the abolition of the corresponding municipal entity;
- on the municipal archives;
- on agreements on the mutual delegation of powers and delineation of authority between Rayon, village and rural municipal entities located within the respective territory;
- on the list of existing bodies of local self-government and list (register) of municipal officials;
- on the municipal property being transferred and other municipal property;
- on the obligations being transferred;
- any other information as stipulated by the legislation and regulatory legal acts of bodies of state power of the Magadan Oblast.

8. To ensure the opportunities for formulating and adopting the local budget, as well as addressing other institutional, economic and social issues on the territories being incorporated in the City of Magadan, Omsukchansky and Yagodninsky Rayons in connection with the abolition of the Olsky and Khasynsky Rayons, a transition period of one calendar year shall be introduced on the next day after the adoption by the Magadan City Duma of the corresponding takeover acts.

9. Starting from the moment of effectiveness of this Law and pending the commencement of the transition period, draft legal acts of bodies of local self-government of the Olsky and Khasynsky Rayons pertaining to the use of municipal property, save for the municipal housing stock, or in connection with the obligations of bodies of local self-government to third persons shall be subject to clearance by the Mayor of the City of Magadan, or the head of administration of the corresponding Rayon municipal entity.

10. The Olsky and Khasynsky Rayons shall be abolished as municipal entities, and powers of bodies of local self-government and elected officials of the Olsky and Khasynsky Rayon municipal entities shall be terminated as of the date of the adoption by the Magadan City Duma of the corresponding takeover acts. The legal acts of the Olsky and Khasynsky Rayons adopted earlier shall remain in force, provided the bodies of local self-government of the City of Magadan, and bodies of local self-government of the corresponding Rayon municipal entities do not stipulate otherwise.

11. During the transition period executive bodies of local self-government of the Olsky and Khasynsky Rayon municipal entities shall discharge their activities as territorial administrations of the Mayor's Office of the City of Magadan in accordance with the procedure established by the Constitution of the City of Magadan.

In accordance with the agreements entered into between the Mayor's Office of the City of Magadan and administrations of the Omsukchansky, Tenkinsky and Yagodninsky Rayons, the territorial administrations of the City of Magadan shall have the right to exercise powers pertaining to resolution of local issues on the territory of the abolished Olsky and Khasynsky Rayon.