

**FEDERAL LAW NO. 266-FZ OF DECEMBER 30, 2006 ON THE
INTRODUCTION OF AMENDMENTS TO PARTICULAR LEGISLATIVE
ACTS OF THE RUSSIAN FEDERATION IN CONNECTION WITH THE
IMPROVEMENT OF STATE CONTROL IN CROSSING POINTS ACROSS
THE STATE BORDER OF THE RUSSIAN FEDERATION**

Adopted by the State Duma on December 22, 2006

Ratified by the Federation Council on December 27, 2006

Article 1

The following amendments shall be introduced to the Federal Law on Immigrants (in the wording of Federal Law No. 95-FZ of June 28, 1997) (Vedomosti Syezda Narodnykh Deputatov Rossiyskoy Federatsii i Verkhovnogo Soveta Rossiyskoy Federatsii No. 12, 1993, item 425; Sobraniye Zakonodatelstva Rossiyskoy Federatsii, No. 12, 193, item 425; Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 26, 1997, item 2956; No. 30, 1998, item 3613; No. 27, 2003, item 2700; No. 27, 2004, item 2711; No. 35, 2004, item 3607; No. 31, 2006, item 3420):

1) in the first paragraph of Subitem 4 of Item 1 in Article 1 the words "in a populated locality" shall be replaced by the words "near a populated locality";

2) in Article 4:

a) in the first paragraph of Subitem 2 of Item 1 the words "the post of immigration control of the federal executive body authorised to discharge the functions of control and supervision the sphere of migration, but in its absence" shall be excluded;

b) in Item 3 the words "the post of immigration control of the federal executive body authorised to discharge the functions of control and supervision in the sphere of migration (hereinafter referred to as the post of immigration control)" shall be superseded by the words "the territorial body of the federal executive authority authorised to discharge the functions of control and supervision in the sphere of migration";

c) in Item 4, Subitem 2 of Item 5, in the first paragraph of Item 6, in the first paragraph of Item 7, and in Item 8 the words "the post of immigration control or" shall be excluded;

3) in Article 5:

a) in the second paragraph of Item 2 the words "the post of immigration control or" shall be omitted;

b) in Item 3 the words "to the post immigration control, but in its absence" shall be excluded; the words "the post of immigration control" shall be replaced by the words "the territorial body of the federal executive authority authorised to discharge the functions of control and supervision in the sphere of migration";

c) in Item 4 the words "the post of immigration control and" shall be omitted;

4) in Item 11 of Article 7 the words "to the post of immigration control, but in its absence" shall be excluded;

5) in Article 17:

a) in Subitem 1 of Item 4 the words "to the post of immigration control or" shall be excluded;

b) in Item 5:

in Subitem 3 the words "the post of immigration control" shall be superseded by the words "the territorial body of the federal executive authority authorised to discharge the functions of control and supervision in the sphere of migration";

in Subitems 4 and 5 the words "to the post of immigration control or" shall be excluded.

Article 2

The following amendments shall be introduced to Law of the Russian Federation No. 4730-I of April 1, 1993 on the State Border of the Russian Federation (Vedomosti Syezda Narodnykh Deputatov Rossiyskoy Federatsii i Verkhovnogo Soveta Rossiyskoy Federatsii No. 17, 1993, item 594; Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 16, 1994, item 1861; No. 50, 1996, item 5610; No. 31, 1998, item 3805; No. 23, 1999, item 2808; No. 46, 2000, item 4537; No. 27, 2003, item 2700; No. 27, 2004, item 2711; No. 35, 2004, item 3607; No. 10, 2005, item 763; No. 27, 2006, item 2877):

1) in Article 9:

a) the second part of this Article shall be worded as follows:

"The crossing point across the State Border shall be understood to mean the territory or a water area within the limits of a railway or a bus station, a seaport, a fish or specialised port), a river (lake) port, an airport or a military aerodrome opened for international communication (international flights), and also a different land section in the locality specially allotted in the direct proximity to the State Border, where in accordance with the legislation of the Russian Federation persons, transport vehicles, cargoes, commodities and animals are let through the State Border. The limits of passage across the State Border and the list of the crossing points across the State Border, specialised according to the types of shifted goods, cargoes and animals, shall be determined in the order prescribed by the Government of the Russian Federation";

b) in the 13th part of this Article the word "(river)" shall be replaced by the words "river or lake";

2) in Article 11:

a) the first part of this Article after the words "produced in established" shall be supplemented with the words "and opened in keeping with Article 12 of the present Law";

b) in the fifth part of this Article the words "and in case of necessity also of customs, immigration, sanitary and quarantine, veterinary,

phytosanitary, transport and other types of control" shall be replaced by the words "and customs control, and in cases fixed by the international agreements of the Russian Federation and federal laws, and other types of control"; the text shall be supplemented with the following sentence: "The list of other types of control exercised in crossing points across the State Border shall be established by the Government of the Russian Federation";

c) in the sixth part of this Article the words "the order of their application" shall be replaced by the words "the order of its implementation in crossing points across the State Border";

3) in Article 12:

a) its name shall be worded as follows:

"Article 12. The Establishment and the Opening of Crossing Points Across the State Border":

b) the first part of this Article after the word "established" shall be supplemented with the words "by the international agreements of the Russian Federation or";

c) the second part of this Article after the words "implemented after construction" shall be supplemented with the word "(reconstruction)";

d) the Article shall be supplemented with the fourth part that reads as follows:

"The procedure for the establishment, opening, functioning (operating), reconstructing and closing of crossing points across the State Border, and also general requirement for the construction, reconstruction, equipment and the fitting out of buildings, premises and structures necessary for the organisation of frontier, customs and other control exercised in crossing points across the State Border, shall be determined by the Government of the Russian Federation";

4) in Article 22:

a) in the first part of this Article the words "the border, customs and other control" shall be replaced by the words "the border and customs control, and in cases established by the international agreements of the Russian Federation and federal laws, and other control";

b) the second part of this Article shall be worded as follows:

"A regime in crossing points across the State Border shall be established in the order defined by the Government of the Russian Federation in accordance with the present Law and the international agreements of the Russian Federation";

c) the third and the fourth parts of this Article shall be declared as null and void;

5) Article 23 after the word "river" shall be supplemented with the word "(lake)";

6) the first part of Article 24 after the word "river" shall be supplemented with the word "(lake)";

7) to add Article 25.1 that reads as follows:

"Article 25.1. The Economic and Other Activity Carried out in Crossing Points Across the State Border

"The list of the types of the economic and other activity, which may be carried out within the limits of crossing points across the State Border shall be established by the Government of the Russian Federation";

8) Article 26 shall be worded as follows:

"Article 26. Additional Regime Rules in Crossing Points Across the State Border

"In crossing points across the State Border it is necessary to determine the territories and the premises where border and customs control is directly exercised and in cases established by the international agreements of the Russian Federation and by federal laws other types of control is exercised. In places where border and customs control is exercised it is necessary to introduce additional regime limitations established in keeping with the rules and in the order stipulated by Articles 22, 23 and 24 of the present Law";

9) in Article 28:

a) in Item 4:

in the first paragraph the words "the immigration, sanitary and quarantine, veterinary, phytosanitary, transport and other types of control" shall be replaced by the words "control, and in cases established by the international agreements of the Russian Federation and federal laws - by other types of control";

the fifth paragraph shall be worded as follows:

"set up control bodies (points) and organise their work";

b) to add Item 4.1 that reads as follows:

"4.1. Apart from the powers indicated in Item 4 of the present Article, the customs shall:

"require the submission of the documents necessary for control of other types in the order and in cases defined by the Government of the Russian Federation;

"enter the data on the cargoes goods, and animals shifted across the State Border to the interdepartmental information system. The Regulations for the Interdepartmental Information System shall be approved by the Government of the Russian Federation";

10) in Article 30:

a) the first part of the Article shall be supplemented with the following paragraph:

"they shall exercise control over foreign nationals and stateless persons arriving at the territory of the Russian Federation (including persons who seek asylum), and also foreign nationals and stateless persons who follow in transit through the territory of the Russian Federation, carry out their identification (checking identity papers with the

person who produces them) and keep accounting of these persons in crossing points across the State Border. The procedure for such accounting and the procedure for the interaction of frontier control bodies and immigration control bodies in the registration of foreign nationals and stateless persons arriving at the territory of the Russian Federation (including persons seeking asylum), and also of foreign nationals and stateless persons following in transit through the territory of the Russian Federation, shall be determined by the Government of the Russian Federation";

b) the second paragraph of the fourth part of this Article after the word "river" shall be supplemented with the word "(lake)".

Article 3

The third and the fourth parts of Article 14 of Law of the Russian Federation No. 4979-I of May 14, 1993 on the Veterinary Medicine (Vedomosti Syezda Narodnykh Deputatov Rossiyskoy Federatsii i Verkhovnogo Soveta Rossiyskoy Federatsii No. 24, 1993, item 857; Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 35, 2004, item 3607) shall be worded as follows:

"The importation of animals, livestock products and feeding stuffs into the territory of the Russian Federation shall be carried out in specially equipped crossing points, intended for these purposes, across the State Border of the Russian Federation. The list of such crossing points shall be determined in the order prescribed by the Government of the Russian Federation.

To carry on measures preventing the carriage of infectious diseases of animals from foreign states in specially equipped crossing points, intended for the movement of animals, livestock products and feeding stuffs across the State Border of the Russian Federation, the Federal executive body in the sphere of veterinary supervision and the federal executive body in the sphere of defence shall organise border veterinary control points".

Article 4

The following amendments shall be introduced to the Air Code of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 12, 1997, item 1383; No. 13, 2005, item 1078; No. 30, 2006, item 3290):

1) in Item 4 of Article 40 the words "the customs, border, sanitary and quarantine and other control" shall be superseded by the words "the border and customs control, and in cases established by the international agreements of the Russian Federation and federal laws, and other types of control";

2) in the third paragraph of Item 2 in Article 85 the words "the customs, sanitary and quarantine, immigration, veterinary, phytosanitary and other control" shall be superseded by the words "and the customs

control, and in cases provided for by the international agreements of the Russian Federation and federal laws, and other types of control".

Article 5

The following amendments shall be introduced to Federal Law No. 127-FZ of July 24, 1998 on State Control over International Motor Transport Carriage and on the Liability for Breaking the Order of Their Fulfilment (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 31, 1998, item 3805):

1) in Article 11:

a) the first paragraph of Item 1 shall be worded as follows:

"1. State control over the observance of the order of international motor transport carriage shall be carried out by the federal executive body discharging the functions of control and supervision in the sphere of transport and by its territorial bodies (hereinafter referred to as bodies of transport control and supervision). In crossing points across the State Order of the Russian Federation particular actions of transport control shall be carried out by customs in the order established by the Government of the Russian Federation";

b) in Item 2:

in the first paragraph the words "the transport inspectorate" shall be replaced by the words "transport control and supervision";

in the second paragraph the words "the bodies of the transport inspectorate" shall be replaced by the words "the bodies of transport control and supervision"; the words "the officials of the transport inspectorate" shall be replaced by the words "the officials of the bodies of transport control and supervision";

in the third paragraph the words "the transport inspectorate" shall be replaced by the words "the bodies of transport control and supervision";

c) in Items 3, 5 and 6 the words "the transport inspectorate" shall be replaced by the words "transport control and supervision";

2) in Article 12 the words "the transport inspectorate" shall be replaced by the words "transport control and supervision";

3) in Article 13 the words "the transport inspectorate" shall be replaced by the words "transport control and supervision".

Article 6

Item 1 in Article 30 of Federal Law No. 52-FZ of March 30, 1999 on the Sanitary and Epidemiological Welfare of the Population (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 14, 1999, item 1650) shall be supplemented with the following sentences: "The importation to the territory of the Russian Federation of dangerous cargoes and goods shall be carried out in the specially equipped crossing points intended for these purposes across the State Border of the Russian Federation. The list of such points

shall be determined in the order prescribed by the Government of the Russian Federation".

Article 7

Item 1 in Article 13 of Federal Law No. 29-FZ of January 2, 2000 on the Quality and Safety of Foodstuffs (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 2, 2006, item 150; No. 27, 2003, item 2700; No. 35, 2004, item 3607; No. 14, 2006, item 1458) shall be supplemented with the following paragraph:

"State supervision and control over foodstuffs, materials and articles brought into the territory of the Russian Federation shall be carried out in the specially equipped crossing points intended for these purposes across the State Border of the Russian Federation. The list of such crossing points shall be determined in the order prescribed by the Government of the Russian Federation".

Article 8

The third part of Article 9 of Federal Law No. 99-FZ of July 15, 2000 on the Quarantine of Plants (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 29, 2000, item 3008; No. 35, 2005, item 3607) shall be worded as follows:

"The importation of subquarantine products (subquarantine material and subquarantine cargo) to the territory of the Russian Federation shall be permitted only in the specially equipped crossing points intended for these purposes across the State Border of the Russian Federation, in which border plant quarantine points are organised in keeping with the rules and norms of the quarantine of plants. The list of such crossing points shall be determined in the order prescribed by the Government of the Russian Federation".

Article 9

The following amendments shall be introduced to the Code of the Russian Federation on Administrative Offences (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 1, 2002, item 1; No. 44, 2002, item 4295; No. 27, 2003, items 2700, 2708, 2717; No. 46, 2003, item 4434; No. 50, 2003, items 4847 and 4855; No. 31, 2004, item 3229; No. 34, 2004, items 3529, 3533; No. 1, 2005, items 9 and 13; No. 10, 2005, item 763; No. 13, 2005, item 1077; No. 19, 2005, item 1752; No. 27, 2005, items 2719 and 2721; No. 30, 2005, items 3104 and 3131; No. 1, 2006, item 10, No. 10, 2006, item 1067; No. 12, 2006, item 1234; No. 17, 2006, item 1776; No. 18, 2006, item 1907; No. 19, 2006, item 2066; No. 23, 2006, item 2380; No. 31, 2006, items 3120, 3438, 3452; No. 45, 2006, item 4641; Rossiyskaya gazeta, December 8, 2006):

1) in the first paragraph of the first part of Article 18.11 the words "in the post of immigration control" shall be excluded;

2) in Article 23.36:

a) the title shall be worded as follows:

"Article 23.36. The Bodies of Transport Control and Supervision";

b) in the first part of the Article the words "The bodies of the Russian transport inspectorate" shall be replaced by the words "The bodies of transport control and supervision";

c) in Items 2 and 3 of the second part the words "the bodies of the Russian transport inspectorate" shall be replaced by the words "the bodies of transport control and supervision";

3) in the second part of Article 28.3:

a) in Item 12 the words "Article 7.12 by Article" shall be replaced by the words "Article 7.12, Articles 11.14 and 11.15"; after the figure "19.7" the text shall be supplemented with the figure "19.19";

b) in Item 44 the words "the bodies of the Russian transport inspectorate" shall be replaced by the words "the bodies of transport control and supervision".

Article 10

The following amendments shall be introduced to Article 32 of Federal Law No. 40-FZ of April 25, 2002 on the Compulsory Insurance of the Civil Liability of the Owners of Transport Vehicles (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 18, 2002, item 1720):

1) Item 1 shall be supplemented with the following paragraph:

"The procedure for the exercise control over the observance by the owners of transport vehicles of the duly, established by the present Federal Law, to insure his civil liability upon the entry of transport vehicles to the Russian Federation shall be determined by the Government of the Russian Federation";

2) Item 2 shall be invalidated.

Article 11

The following amendments shall be introduced to Article 362 of the Customs Code of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 22, 2003, item 2066; No. 27, 2004, item 2711):

1) the second paragraph of Item 3 shall be worded as follows:

"Zones of customs control in the crossing points across the State Border of the Russian Federation shall be set up in the order prescribed by the Government of the Russian Federation";

2) the second paragraph of Item 4 shall be invalidated;

3) Item 5 shall be supplemented with the words "and in crossing points across the State Border of the Russian Federation".

Article 12

The following paragraphs and items shall be declared as null and void:

1) the second, fourth and fifth paragraphs of Item 17 in Article 1 of Federal Law No. 23-FZ of August 10, 1994 on the Introduction of Amendments and Addenda to the Law of the Russian Federation on the State Border of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 16, 1994, item 184) in respect of the addition of the words and the replacement of the words on the third and fourth parts of Article 22 of the Law of the Russian Federation on the State Border of the Russian Federation";

2) Subitem 5 of Article 26 of Federal Law No. 114-FZ of August 15, 1996 on the Procedure for the Departure from the Russian Federation and the Entry into the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 34, 1996, item 4029);

3) Item 1 of Article 1 of Federal Law No. 148-FZ of November 29, 1996 on the Introduction of Amendments and Addenda to the Law of the Russian Federation on the State Border of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 50, 1996, item 5610) in respect of the replacement of the words in the third and fourth parts of Article 22 of the Law of the Russian Federation on the State Border of the Russian Federation;

4) the tenth paragraph of Item 3 in Article 1 of Federal Law No. 134-FZ of August 8, 2001 on the Protection of the Rights of Juridical Persons and Individual Businessman During State Control and Supervision (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 33, 2001, item 3436);

5) the seventh paragraph of Item 10 in Article 1 of Federal Law No. 7-FZ of January 10, 2003 on the Introduction of Amendments and Addenda to the Federal Law on the Procedure for the Departure from the Russian Federation and for the Entry to the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 2, 2003, item 159);

6) the third and the fourth paragraphs of Item 8 in Article 3 of Federal Law No. 86-FZ of June 30, 2003 on the Introduction of Amendments and Addenda to Some Legislative Acts of the Russian Federation, on the Invalidation of Particular Legislative Acts of the Russian Federation, the Granting of Some Guarantees to the Staff Workers of the Bodies of Internal Affairs, Bodies for the Control over the Traffic of Narcotics and Psychotronic Substances, and the Abolished Federal Bodies of the Tax Police in Connection with the Implementation of the Measures to Improve the State Administrations (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 27, 2003, item 2700) in respect of the replacement of the words in the third and the fourth parts of Article 22 of the Law of the Russian Federation on the State Border of the Russian Federation";

7) Subitem (b) of Item 2 in Article 15 of Federal Law No. 58-FZ of June 29, 2004 on the Introduction of Amendments to Some Legislative Acts of the Russian Federation and on the Invalidation of Some Legislation Acts of the Russian Federation in Connection with the Implementation of the

Measures of Improving the State Administration (Sobraniye Zakonodatelstva Rossiyskoy Federation No. 27, 2004, item 2711).

Article 13.

1. The present Federal Law shall come into force since January 1, 2007, with the exception of Article 11 of the present Federal Law.

2. Article 11 of the present Federal Law shall come into force not earlier than the expiration of one month since the day of its official publication.

President of the Russian Federation

Vladimir Putin