

**FEDERAL LAW NO. 199-FZ OF DECEMBER 29, 2004 ON AMENDING
LEGISLATIVE ACTS OF THE RUSSIAN FEDERATION IN CONNECTION
WITH THE EXPANSION OF POWERS OF GOVERNMENTAL BODIES
OF THE SUBJECTS OF THE RUSSIAN FEDERATION CONCERNING
SUBJECT MATTERS UNDER THE JOINT JURISDICTION OF THE
RUSSIAN FEDERATION AND THE SUBJECTS OF THE RUSSIAN
FEDERATION AND ALSO THE EXPANSION OF THE LIST OF THE
ISSUES OF LOCAL SIGNIFICANCE RELATING TO MUNICIPAL
FORMATIONS (with the Amendments and Additions of December 31,
2005, June 3, December 4, 29, 2006, July 24, October 18, 2007)**

Adopted by the State Duma on December 24, 2004

Approved by the Federation Council on December 27, 2004

Article 1

Item 16 of Article 33 of Law of the Russian Federation No. 3266-I of July 10, 1992 on Education (in the wording of Federal Law No. 12-FZ of January 13, 1996) (Vedomosti S'ezda Narodnykh Deputatov Rossiyskoy Federatsii i Verkhovnogo Soveta Rossiyskoy Federatsii, item 1797, No. 30, 1992; Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 150, No. 3, 1996; item 5341, No. 47, 1997; item 1093, No. 12, 2002; item 163, No. 2; item 4855, No. 50, 2003; item 3607, No. 35, 2004) shall be set out as follows:

"16. The right of an educational institution to issue a document of a state-approved design for its graduates that certifies a certain level of education and to use a seal bearing an image of the State Coat of Arms of the Russian Federation shall emerge as of the state accreditation of the educational institution confirmed by a certificate of state accreditation."

Article 2

The following amendments are hereby made to Federal Law No. 5-FZ of January 12, 1995 on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000) (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 168, No. 3, 1995; item 161, No. 2; item 2023, No. 19, 2000; item 3427, No. 33, 2001; item 3033, No. 30, 2002; item 1750, No. 19, 2003; item 2480, No. 25; item 3607, No. 35, 2004):

1) Subitem 4 of Item 1 of Article 14 shall be set out as follows:

"4) provision, on the account of federal budget funds, of housing facilities to war invalids who need better housing and who registered before January 1, 2005 in accordance with the provisions of Article 23.2 of the present Federal Law. The war invalids who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;"

2) Subitem 3 of Item 1 of Article 15 shall be set out as follows:

"3) provision, on the account of federal budget funds, of housing facilities to the participants in the Great Patriotic War who need better housing and who registered before January 1, 2005, such provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. The participants in the Great Patriotic War who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;"

3) in Article 16:

Subitem 3 of Item 1 shall be set out as follows:

"3) provision, on the account of federal budget funds, of housing facilities to combat operations veterans who need better housing and who registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Combat operations veterans who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;"

Subitem 8 of Item 2 shall be set out as follows:

"8) provision, on the account of federal budget funds, of housing facilities to combat operations invalids, if evicted from service living quarters they occupy, who registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Combat operations invalids who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation.";

4) Subitem 4 of Article 17 shall be set out as follows:

"4) provision, on the account of federal budget funds, of housing facilities to servicemen who have been undergoing military service with military units, institutions, military educational institutions not deemed a part of an active army from June 22, 1941 through September 3, 1945 for at least a six-month term, the servicemen on whom orders or medals of the USSR have been bestowed for service in the said period of time, if evicted from service living quarters occupied by them, who registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Such persons who have registered after January 1, 2005 shall be provided with housing

facilities in accordance with the housing legislation of the Russian Federation;";

5) Subitem 3 of Item 1 of Article 18 shall be set out as follows:

"3) provision, on the account of federal budget funds, of housing facilities to the persons on whom the medal "To Inhabitant of the Besieged Leningrad" has been bestowed, and who need better housing and registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Such persons who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;";

6) Subitem 6 of Item 1 of Article 19 shall be set out as follows:

"6) provision, on the account of federal budget funds, of housing facilities to the said persons deemed disabled persons, if evicted from service living quarters they occupy, who registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Such persons who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;";

7) Subitem 4 of Item 1 of Article 21 shall be set out as follows:

"4) provision, on the account of federal budget funds, of housing facilities to the members of families of killed (deceased) war invalids, participants in the Great Patriotic War and combat operations veterans who need better housing and who registered before January 1, 2005, the provision being effected in accordance with the provisions of Article 23.2 of the present Federal Law. Such persons who have registered after January 1, 2005 shall be provided with housing facilities in accordance with the housing legislation of the Russian Federation;";

8) Article 23.2 of the following wording shall be added:

"Article 23.2. Implementing Measures for Social Support to Veterans in Terms of Payment for Living Quarters, Utility Services and Provision of Living Quarters to Them

1. The Russian Federation hands over to governmental bodies of subjects of the Russian Federation the powers to render social support in terms of payment for housing and utility services and of provision of living quarters to the categories of citizens in need of an improvement in their

housing conditions who registered before January 1, 2005 as established by Articles 14, 15, 16, 17, 18, 19 and 21 of the present Federal Law.

2. Allocations shall be made in the form of subventions in the Federal Compensations Fund that is maintained in the federal budget for exercising the transferred powers to render social assistance specified in Item 1 of the present Article.

3. The amount of funds allocated within the Federal Compensations Fund for the budgets of subjects of the Russian Federation shall be determined for the following:

1) payment for housing and utility services based on the number of persons entitled to receive the said social support; the federal standard maximum amount of provided housing and utility services per 1 square metre of housing total area per month and the federal standard social rate of housing area approved by the Government of the Russian Federation for being used to calculate inter-budgetary fund transfers;

2) provision of housing facilities to citizens on the basis of the number of persons entitled to the said social support; the total living quarters area of 18 square metres and the average market value of 1 square metre of living quarters total area for the subject of the Russian Federation established by the federal executive governmental body empowered by the Government of the Russian Federation.

4. Subventions shall be entered in the accounts of budgets of subjects of the Russian Federation in the procedure established for the administration of the federal budget.

5. The procedure for spending, and keeping record of, funds allocated to grant subventions shall be established by the Government of the Russian Federation.

6. The form of provision of the said social support shall be defined by regulatory legal documents of the subject of the Russian Federation.

7. Every quarter, governmental bodies of subjects of the Russian Federation shall file reports with the federal executive governmental body charged with the elaboration of a uniform state financial, credit, monetary policy on the spending of subventions granted together with an indication of the number of the persons entitled to said social support, the categories of social support beneficiaries, and it shall file with the federal executive governmental body charged with the elaboration of a uniform state policy in the field of public health, social development and consumers' rights protection lists of the persons to whom social support has been given, together with an indication of the categories of beneficiaries, the grounds on which social support has been provided, the size of living quarters occupied and the value of granted or acquired living quarters. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

8. The funds intended for exercising said powers shall be deemed target funds, and they shall not be used for purposes other than the intended ones.

9. If the funds are used for purposes other than the intended ones, the empowered federal executive governmental body shall be entitled to collect the said funds in the procedure established by the legislation of the Russian Federation.

10. Responsibility for controlling the spending of the funds is vested in the federal executive governmental body charged with the functions of control and supervision in the area of finance and budget, the federal executive governmental body charged with the functions of control and supervision in the area of public health and social development, the Chamber of Accounts of the Russian Federation.

11. The procedure for granting living quarters (under a contract of social lease or for ownership) to citizens who are in need of better housing and who registered before January 1, 2005 shall be established by the legislation of subjects of the Russian Federation."

Article 3

The following amendments are hereby made to Federal Law No. 33-FZ of March 14, 1995 on the Natural Territories under Special Protection (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 1024, No. 12, 1995; item 3607, No. 35, 2004):

1) Item 2 of Article 2 shall be supplemented by the following paragraph:

"In the federal-significance cities of Moscow and St.Petersburg the powers of the local self-government bodies of urban municipal formations to establish categories of natural territories under special protection shall be defined by the laws of the subjects federal-significance cities deemed subjects of the Russian Federation.";

2) in Article 3:

in the title the words "State administration" shall be replaced by the word "Administration", with the word "state" being deleted;

in Item 1 the words "the state bodies of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental bodies charged with environmental protection";

in Item 2 the words "the state bodies of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental bodies charged with environmental protection";

3) in Article 5 the words "shall render assistance" shall be replaced by the words "are entitled to render assistance";

4) in Article 8:

in Item 1 the words "given the consent of subjects of the Russian Federation to its territory being classified as a federal property item" and the words "governmental bodies of subjects of the Russian Federation and" shall be deleted, and the words "the state bodies of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental body charged with environmental protection";

Item 4 shall be set out as follows:

"4. The decision to set up the protection zone of a state natural reserve shall be adopted and approved by the Government of the Russian Federation.";

5) Item 6 of Article 11 shall be deemed no longer valid;

6) Item 6 of Article 12 shall be set out as follows:

"6. Regulations on a national park shall be approved by the federal executive governmental body charged with environmental protection.";

7) in Article 14

the words "given the consent of subjects of the Russian Federation to their pertinent territories being classified as federal property items" shall be deleted, and the words "the state bodies of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental body charged with environmental protection";

8) in Paragraph 2 of Item 4 of Article 15 the words "With national parks" shall be replaced by the words "With the federal executive governmental bodies charged with environmental protection";

9) Item 6 of Article 16 shall be deemed no longer valid;

10) Item 1 of Article 19 shall be set out as follows:

"1. The decision whereby national parks are set up shall be adopted by governmental bodies of subjects of the Russian Federation on the proposal of federal executive governmental bodies charged with environmental protection.";

11) Item 3 of Article 20 shall be deemed no longer valid;

12) Item 6 of Article 21 shall be set out as follows:

"6. The specific details, zoning and regime of each natural park shall be defined by the regulations on the national park approved by governmental bodies of the relevant subjects of the Russian Federation in agreement with the federal executive governmental body charged with environmental protection and the relevant local self-government bodies.

In the federal-significance cities of Moscow and St.Petersburg the powers of local self-government of urban municipal formations to take part in approving the regulations on national parks shall be defined with account taken of the details of organisation of the local self-government system in federal-significance cities envisaged by a federal law.";

13) in Article 22:

in Item 5 the words "the state bodies of the Russian Federation specifically empowered to do so" shall be replaced by the words "the federal executive governmental bodies charged with environmental protection";

Item 7 shall be deemed no longer valid;

14) in Article 23:

in Item 1 the words "executive governmental bodies of subjects of the Russian Federation and the state body of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental body charged with environmental protection";

Item 2 shall be supplemented with the following paragraph:

"In the federal-significance cities of Moscow and St.Petersburg the powers of local self-government of urban municipal formations to set up state natural sanctuaries shall be defined with account taken of the details of organisation of the local self-government system in federal significance cities envisaged by a federal law.";

15) in Item 2 of Article 24 the words "the state body of the Russian Federation charged with environmental protection specifically empowered to do so, in agreement with the executive governmental bodies of the relevant subjects of the Russian Federation" shall be replaced by the words "the federal executive governmental body charged with environmental protection";

16) in Article 26:

in Item 1 the words "governmental bodies of subjects of the Russian Federation" shall be replaced by the words "the federal executive governmental bodies charged with environmental protection";

in Item 3 the words "the state body of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental body charged with environmental protection";

in Item 5 the words "shall be implemented by a decision of executive governmental bodies of the relevant subjects of the Russian Federation in agreement with the Government of the Russian Federation" shall be replaced by the words "of federal or regional significance shall be implemented by a decision of the Government of the Russian Federation or executive governmental bodies of the relevant subjects of the Russian Federation respectively";

17) Item 3 of Article 27 shall be set out as follows:

"3. The expenses of owners, possessors and users of said land plots incurred to maintain the established regime of special protection for monuments of nature of federal or regional significance shall be compensated on the account of funds of the federal budget and budgets of subjects of the Russian Federation respectively, and also of non-budget funds.";

18) Item 3 of Article 30 shall be deemed no longer valid;

19) in Item 3 of Article 34 the words "the state bodies of the Russian Federation charged with environmental protection specifically empowered to do so" shall be replaced by the words "the federal executive governmental bodies charged with environmental protection".

Article 4

The following amendments are hereby made to Federal Law No. 52-FZ of April 24, 1995 on Fauna (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 1462, No. 17, 1995):

1) Article 6 shall be set out as follows:

"Article 6. The Powers of the Governmental Bodies of Subjects of the Russian Federation Exercised on the Account of Subventions from the Federal Budget

Below are the powers of the governmental bodies of subjects of the Russian Federation exercised on the account of subventions from the federal budget in the field of protecting and using the fauna objects classified as objects of hunting, and also in the field of organisation, regulation and protection of aquatic biological resources:

the protection of the fauna objects classified as objects of hunting, except for objects located in federal-significance natural territories under special protection;

the regulation of use of the fauna objects classified as objects of hunting, except for objects:

that are located in federal-significance natural territories under special protection;

subject to international treaties of the Russian Federation;

classified as having a special economic value, and included in a list defined by the empowered federal executive governmental body charged with the function of elaborating a state policy and carrying out normative-legal regulation in the agro-industrial complex and fishing;

the reproduction of the fauna objects classified as objects of hunting, except for objects located in federal-significance natural territories under special protection;

the keeping of record and a registry of the fauna objects classified as objects of hunting, except for objects located in federal significance natural territories under special protection, and the fauna objects specified in Paragraphs 3 - 6 of the present Article; the issuance of registered and executive licences for use of fauna objects classified as objects of hunting, except for objects located in federal significance natural territories under special protection, and the fauna objects specified in Paragraphs 3 - 6 of the present Article;

the organisation and regulation of industrial, amateur and sport fishing, except for the resources of inland sea waters, territorial sea, continental shelf and exclusive economic zone of the Russian Federation, and also the aquatic biological resources of inland waters recorded in the Red Book of the Russian Federation, anadromous and catadromous species of fish, transborder species of fish and other aquatic fauna included in lists approved by the federal executive governmental body charged with the function of elaborating a state policy and carrying out normative-legal regulation in the agro-industrial complex and fishing;

the protection of aquatic biological resources in inland bodies of water, except for federal-significance natural territories under special protection and border zones, the aquatic biological resources of inland waters recorded in the Red Book of the Russian Federation, the anadromous and catadromous species of fish, transborder species of fish and other aquatic fauna included in lists approved by the federal executive governmental body charged with the function of elaborating state policy and carrying out normative-legal regulation in the agroindustrial complex and fishing.";

2) Articles 16.1 and 16.2 of the following wording are hereby added:

"Article 16.1. Control over Exercising the Powers Handed over to Governmental Bodies of Subjects of the Russian Federation

Control over the exercising of powers by governmental bodies of a subject of the Russian Federation in the field of protection, use and reproduction of the fauna objects classified as objects of hunting shall be performed by the federal executive governmental body charged with the functions of control and supervision in the field of protection, reproduction and use of the fauna objects classified as objects of hunting, in the procedure established by the federal executive governmental body charged with the function of elaborating state policy and carrying out normative-legal regulation in the agroindustrial complex and fishing.

Every quarter, governmental bodies of the subjects of the Russian Federation shall file a report with the federal executive governmental body charged with the elaboration of a uniform state financial, credit and monetary policy on the spending of subventions given, and a report with the federal executive governmental body charged with the functions of

control and supervision in the field of protection, reproduction and use of the fauna objects classified as objects of hunting on measures implemented in the field of protection, reproduction and use of the fauna objects classified as objects of hunting. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Control over the exercising of powers by governmental bodies of a subject of the Russian Federation in the field of organisation, regulation and protection of aquatic biological resources shall be performed by the federal executive governmental body charged with the functions of control and supervision in the field of protection, reproduction and use of aquatic biological resources and their habitat, in the procedure established by the federal executive governmental body charged with the function of elaborating a state policy and carrying out normative-legal regulation in the agro-industrial complex and fishing.

Every quarter governmental bodies of the subjects of the Russian Federation shall file a report with the federal executive body charged with the elaboration of a uniform state financial, credit and monetary policy on the spending of subventions given, and a report with the federal executive governmental body charged with the functions of control and supervision in the field of protection, reproduction and use of aquatic biological resources and the habitat thereof on fish protection measures implemented. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Article 16.2. Procedure for Taking Back the Powers Handed Over to Governmental Bodies of Subjects of the Russian Federation

The powers handed over to governmental bodies of subjects of the Russian Federation by the present Federal Law may be temporarily taken back by the Government of the Russian Federation on the proposal of the federal executive governmental body charged with the functions of control and supervision in the field of protection, reproduction and use of the fauna objects classified as objects of hunting or on the proposal of the federal executive governmental body charged with the functions of control and supervision in the field of protection, reproduction and use of aquatic biological resources and the habitat thereof in the event of a default on, or improper performance of, the relevant powers by governmental bodies of the subjects of the Russian Federation.

If such taking back of powers takes place, the said powers shall be exercised by the federal executive governmental body charged with the function of elaborating a state policy and carrying out normative-legal regulation in the agro-industrial complex and fishing.";

3) Chapter VI shall be supplemented with Article 49.1 of the following wording:

"Article 49.1. Financing the Powers of Governmental Bodies of Subjects of the Russian Federation Exercised on the Account of Subventions from the Federal Budget

The basic criterion underlying the rate (methods) is the number of inspectors required to implement protection measures at bodies of water assessed on the basis of the following:

- the observance of safety rules;
- the area of water surface and the length of bank-line of lakes and water reservoirs protected;
- the length of bank-line of rivers protected;
- the number of fish users (legal entities) in the territory serviced. If the number of fish users (legal entities) exceeds 500, then a coefficient of 1.2 shall be applied to the rate of number of inspectors set in accordance with Parts 1 - 5, the present part and Part 7 of the present Article;
- population density in the territory serviced. If the population density is less than one person per square kilometre of territory serviced, then a coefficient of 0.8 shall be applied to the rate of number of inspectors set in compliance with Parts 1 - 5, the present part and Part 7 of the present Article, and if the population density exceeds 50 persons per square kilometre then a coefficient of 1.2 shall be applied;
- the number of inspectorates in the territory of the subject of the Russian Federation. If there are 25 or more inspectorates then a coefficient of 1.2 shall be applied to the rate of number of inspectors established in compliance with Parts 1 - 5, the present part and Part 7 of the present Article;
- the characteristics of the rivers serviced: width, the presence of rapids, water-falls, mashes, dams, water-gates and other features;
- the availability of access to the territory serviced;
- ecological situation in the territory of the subject of the Russian Federation.

Funds towards exercising powers in the field of organisation, regulation and protection of aquatic biological resources shall be earmarked and they shall not be used for purposes other than the intended ones.

If funds received from the Federal Compensations Fund maintained in the federal budget are used for purposes other than the intended ones, the empowered federal executive governmental body shall be entitled to collect the said funds in the procedure envisaged by the legislation of the Russian Federation.

Control over the spending of funds received from the Federal Compensations Fund maintained in the federal budget shall be carried out by the federal executive governmental body charged with the functions of control and supervision in the field of finance and budget, and the Chamber of Accounts of the Russian Federation."

Article 5

The following amendments are hereby made to Federal Law No. 181-FZ of November 24, 1995 on the Social Protection of Disabled Persons in the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 4563, No. 48, 1995; item 3803, No. 31, 1998; item 2267, No. 22, 2000; item 2410, No. 24; item 3426, No. 33; item 5024, No. 53, 2001; item 2, No. 1, 2002; item 4108, No. 43, 2003; item 3607, No. 35, 2004):

1) Article 17 shall be set out as follows:

"Article 17. Granting Living Quarters to Disabled Persons

Disabled persons and families having disabled children who need a better housing shall be placed on record and provided with living quarters in the procedure established by the legislation of the Russian Federation and the legislation of subjects of the Russian Federation.

The provision of living quarters on the account of federal budget funds to the disabled persons and families with disabled children who need better housing and who registered before January 1, 2005 shall be effected in accordance with the provisions of Article 28.2 of the present Federal Law.

The disabled persons and families having disabled children who need better housing and who have registered after January 1, 2005 shall be provided with living quarters in accordance with the housing legislation of the Russian Federation.

The definition of the procedure for granting living quarters (under a contract of social lease or for ownership) to citizens who need better housing and who registered before January 1, 2005 shall be established by the legislation of subjects of the Russian Federation.

Residential premises shall be granted to disabled persons, families having disabled children with account taken of their state of health and other circumstances of importance.

Residential premises may be granted to disabled persons under a contract of social lease with a total area exceeding the established per person rate (up to two-fold), provided they suffer grave chronic diseases envisaged in a list established by the Government of the Russian Federation.

Payment for residential premises (payment for social lease, and also for the maintenance and repair of residential premises) granted to a disabled person under a contract of social lease in excess of the established rate of provision of living quarters shall be set according to the total area of the residential premises occupied at single rate with account taken of the privileges given.

The residential premises occupied by disabled persons shall be furnished with special facilities and accessories depending on the disabled person's individual rehabilitation programme.

Disabled persons who reside in social-services boarding institutions and who wish to obtain residential premises under a contract of social lease are subject to registration for the purposes of housing condition improvement, irrespective of the size of the living quarters they occupy, and they shall be provided with residential premises on the equal basis with other disabled persons.

Disabled children who reside in social-services boarding institutions and who are orphans or children without parental care are subject, upon attaining the age of 18, to be provided with residential premises on a top-priority basis if according to the disabled person's individual rehabilitation programme the person can cater for his/her needs himself/herself, and live on his/her own.

The residential premises in houses deemed state or municipal housing occupied by a disabled person under a contract of social lease shall be retained by the disabled person for a six-month term if he/she is placed in a social-services boarding institution.

The specially-furnished residential premises in houses deemed state or municipal housing that are occupied by disabled persons under contracts of social lease when they are vacated by their inhabitants shall be first offered to other disabled persons who need housing improvement.

A discount of at least 50 per cent shall be given to disabled persons and families with disabled children on payment for residential premises (in houses deemed state or municipal housing) and payment for utility services (irrespective of housing classification), and in houses lacking a central heating system, payment for fuel purchased within the rates set for sale to the general public.

Disabled persons and families with disabled persons shall be given the right to top-priority acquisition of land plots for the purposes of individual housing construction, running an auxiliary farm as well as dacha farming and gardening.";

2) Article 28.2 of the following wording shall be added:

"Article 28.2. Rendering Social Support to Disabled Persons in Payment for Living Quarters and Utility Services and Also in the Provision of Housing Facilities to Disabled Persons and Families with Disabled Children

The Russian Federation hands over to governmental bodies of subjects of the Russian Federation the powers to render social assistance to disabled persons in payment for living quarters and utility services and the provision of housing facilities to disabled persons and families with disabled children who need housing improvement and who registered before January 1, 2005.

Funds towards exercising the transferred powers to render the said social assistance shall be allocated in the form of subventions within the Federal Compensations Fund maintained in the federal budget.

The amount of funds allocated within the Federal Compensations Funds for the budgets of subjects of the Russian Federation shall be set for:

payment for housing and utility services depending on the number of persons entitled to receive the said social assistance; the federal standard maximum amount of provided housing and utility services per 1 square metre of housing total area per month and the federal standard social rate of housing area approved by the Government of the Russian Federation as applicable to a calculation of inter-budgetary transfers;

provision of housing facilities to disabled persons and families with disabled children on the basis of the number of persons entitled to the said social assistance; the total area of living quarters of 18 square metres and an average market value of one square metre of total living quarters area for the subject of the Russian Federation established by the federal executive governmental body empowered by the Government of the Russian Federation.

Subventions shall be entered in the procedure established for administration of the federal budget in the accounts of budgets of the subjects of the Russian Federation.

The procedure and spending, and keeping record of, funds intended for the provision of subventions shall be established by the Government of the Russian Federation.

The form in which said social assistance is going to be provided shall be defined by regulatory legal documents of the subject of the Russian Federation.

Every month, governmental bodies of the subjects of the Russian Federation shall file a report with the federal executive governmental body charged with the elaboration of a uniform state financial, credit and monetary policy on the spending of subventions given, including an indication of the number of the persons entitled to receive the said social support, the categories of beneficiaries of social support, and file the following with the federal executive governmental body charged with the elaboration of a uniform state policy in the field of public health, social development, labour and consumers' rights protection: a list of the persons to whom social support was given, together with an indication of the categories of beneficiaries, the grounds for receiving social support, the size of living quarters occupied and the value of given or acquired living quarters. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Funds for exercising the said powers shall be earmarked and they shall not be used for purposes other than the intended ones.

If funds are used for purposes other than the intended ones, the federal executive governmental body shall be entitled to collect the said funds in the procedure established by the legislation of the Russian Federation.

Control over the spending of funds shall be carried out by the federal executive governmental body charged with the functions of control and supervision in the field of finance and budget, the federal executive governmental body charged with the functions of control and supervision in the field of public health and social development, and the Chamber of Accounts of the Russian Federation."

Article 6

The following amendments are hereby made to Federal Law No. 225-FZ of December 30, 1995 on Production Sharing Agreements (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 18, No. 1, 1996; item 246, No. 2, 1999; item 2579, No. 26, 2001; item 2174, No. 23, 2003; item 2711, No. 27, 2004):

1) in Paragraph 2 of Item 1 of Article 3 the words "and a executive governmental body of the subject of the Russian Federation in whose territory the sub-soil tract granted for use is located" shall be deleted, and the words "by them" shall be replaced by the words "to them";

2) in Item 2 of Article 4 the words "an executive governmental body of the relevant subject of the Russian Federation and the federal governmental body charged with administration of the state sub-soil or a territorial unit thereof" shall be replaced by the words "in the procedure established by the legislation of the Russian Federation on sub-soil";

3) in Article 6:

in Paragraph 2 of Item 1 the words "and the relevant executive governmental bodies of subjects of the Russian Federation" shall be deleted;

in Item 4:

in Paragraph 1 the words "and an executive governmental body of the relevant subject of the Russian Federation" shall be deleted;

Paragraphs 2 and 3 shall be deemed no longer valid;

in Item 6 the word "and by an executive governmental body of the relevant subject of the Russian Federation or in the cases envisaged by the present Federal Law, by the Government of the Russian Federation in agreement with an executive governmental body of the relevant subject of the Russian Federation" shall be deleted;

4) the third sentence in Item 7 of Article 7 shall be set out as follows: "The procedure for appointing representatives of the state to the governing committee, their powers, and also the procedure for these persons' preparing and adopting decisions in the name of the state shall be established by the Government of the Russian Federation";

5) in Article 10:

Item 1 shall be set out as follows:

1. The sale of the state share of products produced shall be effected in accordance with federal laws.

The distribution of the value equivalent of products produced, and also of other incomes received by the state as a result of production sharing, between the Russian Federation and the subject of the Russian Federation in whose territory the sub-soil tract granted for use is located shall be effected in the procedure established by federal laws. Incomes from the implementation of the contract received from sub-soil tracts in the inland sea waters, territorial sea, continental shelf of the Russian Federation shall be entered in the federal budget.

Items 2 and 3 shall be deemed no longer valid;

6) Paragraph 3 of Item 1 of Article 11 shall be set out as follows:

When the right of ownership to said property is transferred to the state this property shall be deemed to be under federal ownership.

The procedure for further use of said property shall be defined by the Government of the Russian Federation.

Article 7

Abrogated from January 1, 2008.

Article 8

Article 4 of Federal Law No. 143-FZ of November 15, 1997 on Acts of Civil Status (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 5340, No. 47, 1997; item 2889, No. 28, 2003; item 3607, No. 35, 2004) shall be supplemented with Items 5 - 9 of the following wording:

5. Funds towards exercising the transferred powers to effect state registration of acts of civil status shall be allocated in the form of subventions within the Federal Compensations Fund maintained in the federal budget.

Subventions shall be entered to the accounts of budgets of the subjects of the Russian Federation in the procedure established for administration of the federal budget.

The procedure for spending and keeping record funds to provide subventions shall be established by the Government of the Russian Federation.

6. Every quarter, governmental bodies of subjects of the Russian Federation shall file a report with the federal executive governmental body charged with elaborating a uniform state financial, credit and monetary policy on the spending of subventions granted.

Funds towards exercising of the powers to effect the state registration of acts of civil status shall be target funds, and they shall not be used for purposes other than the intended ones.

7. Control over the spending of subventions from the Federal Compensations Fund maintained in the federal budget shall be the responsibility of the federal executive governmental body charged with the

functions of control and supervision in the field of finance and budget, the federal executive governmental body charged with justice, and the Chamber of Accounts of the Russian Federation.

8. The federal executive governmental body charged with justice shall be entitled to revoke the powers of governmental bodies of subjects of the Russian Federation to effect state registration of acts of civil status due to the improper exercising thereof.

9. The procedure for revocation the powers of local self-government bodies to effect registration of acts of civil status due to the improper exercising of said powers or due to the formation of bodies charged with keeping record of acts of civil status shall be established by a law of a subject of the Russian Federation.

Article 9

Item 2 of Article 18 of Federal Law No. 157-FZ of September 17, 1998 on Immune Prophylaxis of Contagious Diseases (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 4736, No. 38, 1998; item 3348, No. 33, 2000; item 3607, No. 35, 2004) shall be set out as follows:

"2. Financing the disbursement of state lump-sum benefits and monthly pecuniary compensations shall be deemed an expenditure obligation of the Russian Federation.

The Russian Federation shall hand over to governmental bodies of subjects of the Russian Federation the powers to implement citizens' rights to social support in terms of disbursement of state lump-sum benefits and monthly pecuniary compensations if post-vaccination complications occur.

Funds for exercising the transferred powers to render said social support shall be allocated in the form of subventions within the Federal Compensations Fund maintained in the federal budget.

The amount of funds allocated for the budget of a subject of the Russian Federations hall be calculated on the basis of the number of persons entitled to receive the said support, and also the amount of state lump-sum benefits and monthly pecuniary compensations established by Articles 19 and 20 of the present Federal Law.

Subventions shall be entered to the accounts of budgets of the subjects of the Russian Federation in the procedure established for the administration of the federal budget.

The procedure for spending and keeping record of the funds intended for granting subventions shall be established by the Government of the Russian Federation.

Every quarter, governmental bodies of subjects of the Russian Federation shall file a report with the federal executive governmental body charged with elaborating a uniform state financial, credit and monetary policy on the spending of granted subventions, including an indication of the number of persons entitled to receive said social support, the

categories of beneficiaries, and also the total amount of expenditures incurred. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Funds for exercising the said powers shall be targeted funds, and they shall not be used for purposes other than the intended ones.

If funds are used for purposes other than the intended ones, the empowered federal executive governmental body shall be entitled to collect the funds in the procedure established by the legislation of the Russian Federation.

Control over the spending of funds shall be the responsibility of the federal executive governmental body charged with the functions of control and supervision in the field of finance and budget, the federal executive governmental body charged with the functions of control and supervision in the field of public health and social development, and the Chamber of Accounts of the Russian Federation."

Article 10

Item 3 of Article 25 of Federal Law No. 120-FZ of June 24, 1999 on the Fundamentals of the System of Prevention of Minor Neglect and Minors' Offences (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3177, No. 26, 1999; item 3607, No. 35, 2004) shall be set out as follows:

"3. Activities relating to the carriage between subjects of the Russian Federation and also within the territories of member states of the Commonwealth of Independent States of minors who on their own left their families, children's boarding houses, boarding schools, special educational and tutorial institutions as well as other children's institutions, shall be deemed an expenditure obligation of the Russian Federation.

The Russian Federation hands over to governmental bodies of subjects of the Russian Federation the powers to carry out activities relating to the carriage between subjects of the Russian Federation and also within the territories of member states of the Commonwealth of Independent States of minors who on their own left their families, children's boarding houses, boarding schools, special educational and tutorial as well as other children's institutions established by the present item.

The carriage between subjects of the Russian Federation, and also within the territories of member states of the Commonwealth of Independent States of minors who on their own left their families, children's boarding houses, boarding schools, special educational and tutorial as well as other children's institutions shall be carried by the subject of the Russian Federation in whose territory the minor is found.

Funds towards exercising the transferred powers to carry out the said activities shall be allocated in the form of subventions within the Federal Compensations Fund maintained in the federal budget.

The amount of funds allocated for the budget of a subject of the Russian Federation shall be calculated on the basis of the number of minors who have to be returned to their permanent residence and also on the basis of expenses incurred to carry them assessed in accordance with the legislation of the Russian Federation.

Subventions shall be entered to the accounts of budgets of subjects of the Russian Federation in the procedure established for the administration of the federal budget.

The procedure for spending and keeping record of funds for the granting of subventions shall be established by the Government of the Russian Federation.

Every quarter, governmental bodies of subjects of the Russian Federation shall file a report with the federal executive governmental body charged with the elaboration of a uniform state financial, credit, and monetary policy on the spending of subventions granted, including an indication of the number of minors, and the amount of expenditure incurred. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Funds towards exercising the said powers shall be targeted funds, and they shall not be used for purposes other than the intended ones.

If funds are used for purposes other than the intended ones, the empowered federal executive governmental body shall be entitled to collect the said funds in the procedure established by the legislation of the Russian Federation.

Control over the spending of funds shall be the responsibility of the federal executive governmental body charged with the functions of control and supervision in the field of finance and budget, the federal executive governmental body charged with the functions of control and supervision in the field of public health and social development, and the Chamber of Accounts of the Russian Federation."

Article 11

The following amendments shall be made to Federal Law No. 184-FZ of October 6, 1999 on the General Principles of Organisation of Governmental Legislative (Representative) Bodies of Subjects of the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 5005, No. 42, 1999; item 2709, No. 27, 2003):

1) in Item 2 of Article 26.3:

Subitem 8 shall be set out as follows:

"8) setting up and arranging for the protection of state natural sanctuaries, monuments of nature, natural parks, dendrological parks and botanical gardens of regional significance; keeping the Red Book of the subject of the Russian Federation;"

Subitem 10 shall be supplemented with the words "re-classifying agricultural-purpose lands, except for lands under federal ownership, under other land categories";

Subitem 13.1 of the following wording shall be added:

"13.1) organising the provision of public and free-of-charge primary general, basic general, secondary (full) general education under basic curricula in special (correctional) educational institutions, special educational and tutorial institutions for pupils, fosterlings having the development deviations included in a list approved by governmental bodies of the subject of the Russian Federation, and also in special restricted-access educational institutions";

Subitem 14.1 of the following wording shall be added:

"14.1) giving additional education to children in regional significance institutions";

Subitem 27 shall be supplemented with the words "defining the procedure for giving a compensation for expenses incurred by a solicitor/barrister who provide gratuitous legal assistance to citizens of the Russian Federation in the procedure established by Article 26 of Federal Law No. 63-FZ of May 31, 2002 on the Activities of Solicitors/Barristers and the Legal Profession in the Russian Federation";

Subitem 31 shall be set out as follows:

"31) organising the extinguishing of fires (except for forest fires, fires at the facilities of critical importance for national security, other fire-hazard facilities of special importance, at objects of Russia's cultural heritage of special value included in a list approved by the Government of the Russian Federation, and also in the course of federal-level events involving mass attendance of the people);";

Subitems 43 - 53 of the following wording shall be added:

"43) establishing the procedure for using sub-soil tracts that contain deposits of generally-available mineral resources, or local significance sub-soil tracts as well as local-significance sub-soil tracts used for the purposes of the construction and operation of underground installations that are not relating to mining, and disposing of such sub-soil tracts, in particular, elaborating and implementing plans of territorial development and use of minerals and raw materials basis of the Russian Federation;

44) participating in the settlement of collective labour disputes;

45) organising and implementing on inter-municipal and regional levels measures of civil defence, protection of the population and territory

of the subject of the Russian Federation, in particular, maintaining public danger-warning systems, civil defence installations in permanent readiness for operation, creating and maintaining stocks of logistical, food, medical and other supplies for civil defence purposes;

46) abrogated from January 1, 2008;

47) carrying out international cooperation in accordance with the legislation of the Russian Federation, in particular, border cooperation, participation in the implementation of state policy in respect of compatriots who stay abroad, except for issues to be resolved under the jurisdiction of the Russian Federation;

48) taking part in the organisation of alternative civil service in the organisations subordinated thereto, including measures of exercising the rights of citizens who undergo alternative civil service, and their social protection;

49) organising the implementation, on the territory of the subject of the Russian Federation, of measures of the prevention and elimination of diseases of animals, medical treatment thereof, protection of the population against diseases common for human beings and animals, except for issues resolved under the jurisdiction of the Russian Federation;

50) searching for and rescuing, people in the inland waters and territorial sea of the Russian Federation;

51) forming, maintaining and organising the activities of emergency rescue services and emergency rescue formations;

52) forming, under a decision of executive governmental bodies of the subject of the Russian Federation, mobilisation bodies depending on the scope of mobilisation assignments (orders) or tasks in terms of implementing measures of switching the economy of the subject of the Russian Federation to war-time operation and arranging conditions for personnel of the mobilisation bodies formed, coordinating and controlling the performance of mobilisation preparation measures by local self-government bodies and the organisations whose operation is relating to the operation of the said bodies or which are within their cognisance, and also providing a methodological support to these measures;

53) organising and implementing regional scientific and technological as well as innovation programmes and projects.";

2) Item 2 of Article 26.11 shall be supplemented with Subitem "u" of the following wording:

"u) the property required for the formation, development, and arranging for security of, medical treatment and health rehabilitation areas and resorts having regional significance."

Article 12

The following amendments are hereby made to Federal Law No. 7-FZ of January 10, 2002 on Environmental Protection (Sobranie

Zakonodatelstva Rossiyskoy Federatsii, item 133, No. 2, 2002; item 3607, No. 35):

1) in Article 7:

the word "Powers" shall be replaced by the words "1. Powers";

Items 2 and 3 of the following wording shall be added:

"2. In the subjects of the Russian Federation - federal significance cities of Moscow and St.Petersburg - the powers of local self-government bodies envisaged by the present Federal Law, depending on the need for maintaining the integrity of the urban utility system, may be vested by laws of relevant subjects of the Russian Federation in governmental bodies of the federal-significance cities of Moscow and St.Petersburg.

3. In the subjects of the Russian Federation - federal-significance cities of Moscow and St.Petersburg- the powers of local self-government bodies of intra-urban municipal formations in the field of environmental protection shall be defined by laws of the subjects of the Russian Federation - the federal-significance cities of Moscow and St.Petersburg.";

2) abolished from January 1, 2006.

See the text of Item 2 of Article 12

Article 13

The following amendments are hereby made to Item 1 of Article 17 of Federal Law No. 40-FZ of April 25, 2002 on the Compulsory Insurance of Civil Liability of the Owners of Vehicles (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 1720, No. 18, 2002):

1) Paragraph 2 shall be set out as follows:

"Compensation for the insurance premium under a contract of compulsory insurance shall be deemed an expenditure obligation of the Russian Federation.";

2) the following paragraphs shall be added:

"The Russian Federation hands over to governmental bodies of the subjects of the Russian Federation the powers to disburse the compensation for the benefit of disabled persons for insurance premiums under a contract of compulsory insurance established by the present Article.

Funds towards exercising the transferred powers to render the said social support shall be allocated in the form of subventions within the Federal Compensations Fund maintained in the federal budget.

The amount of funds allocated for the budget of a subject of the Russian Federation shall be calculated on the basis of the persons entitled to receive the said social support, and also the amount of insurance premiums calculated in accordance with the present Federal Law.

Subventions shall be entered to the accounts of budgets of the subjects of the Russian Federation in the procedure established for the administration of the federal budget.

The procedure for spending, and keeping account of, funds towards the provision of subventions shall be established by the Government of the Russian Federation.

Every quarter, governmental bodies of the subjects of the Russian Federation shall file a report with the federal executive governmental body charged with the elaboration of a uniform state financial, credit, monetary policy on the spending of the given subventions, including an indication of the number of persons entitled to receive the said social support, the categories of beneficiaries, and also the amount of expenditure incurred. If necessary, additional reporting data shall be provided in the procedure defined by the Government of the Russian Federation.

Funds for exercising the said powers shall be targeted funds, and they shall not be used for purposes other than the intended ones.

If funds are used for purposes other than the intended ones, the empowered federal executive governmental body shall be entitled to collect the said funds in the procedure established by the legislation of the Russian Federation.

Control over the spending of funds shall be the responsibility of the federal executive governmental body charged with control and supervision in the field of finance and budget, the federal executive governmental body charged with the functions of control and supervision in the field of public health and social development, the Audit Chamber of the Russian Federation."

Article 14

Article 2 of Federal Law No. 95-FZ of July 4, 2003 on Amending the Federal Law on the General Principles of Organisation of Legislative (Representative) and Executive Governmental Bodies of the Subjects of the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 2709, No. 27, 2003) shall be supplemented with Part 9 of the following wording:

"The powers of governmental bodies of a subject of the Russian Federation concerning matters under joint jurisdiction exercised by these bodies in 2005 on their own on the account of funds of the budget of the subject of the Russian Federation (without subventions from the federal budget) shall cover the resolution of issues concerning the performance of state ecological control over the facilities of economic and other activities, irrespective of the form of ownership located on the territories of the subjects of the Russian Federation, except for the facilities of economic and other activities that are subject to federal state ecological control.

Article 15

The following amendments are hereby made to Federal Law No. 131-FZ of October 6, 2003 on the General Principles of Organisation of Local

Self-Government in the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3822, No. 40, 2003):

1) Part 1 of Article 14 shall be supplemented by Items 23-27 of the following wording:

"23) organising and implementing measures of civil defence, protection of the population and territory of the settlement against natural and man-made emergencies;

24) setting up, maintaining, and organising the activities of emergency rescue services and/or emergency rescue formations on the territory of the settlement;

25) organising and implementing measures for mobilisation preparation of the municipal enterprises and institutions located on the territory of the settlement;

26) implementing measures of ensuring the safety of people at bodies of water, as well as protecting their life and health;

27) setting up, developing, and arranging for the security of, medical treatment and health rehabilitation areas and resorts having local significance on the territory of the settlement.";

2) Part 1 of Article 15 shall be supplemented with Items 21-24 of the following wording:

"21) organising and implementing measures of civil defence, protection of the population and territory of the municipal rayon against natural and man-made emergencies;

22) setting up, developing, and arranging for the security of medical treatment and health rehabilitation areas and resorts having local significance, on the territory of the municipal rayon;

23) organising and implementing measures for mobilisation preparation of the municipal enterprises and institutions located in inter-settlement territories;

24) implementing measures of ensuring the safety of people at bodies of water, protecting their life and health.";

3) Part 1 of Article 16 shall be supplemented with Items 28-32 of the following wording:

"28) organising and implementing measures of civil defence, protection of the population and territory of the urban okrug against natural and man-made emergencies, in particular, maintaining in permanent readiness for operation public danger-warning systems, civil defence installations, creating and maintaining for civil defence purposes stocks of logistical, food, medical and other supplies;

29) forming, maintaining, and organising the operation of, emergency rescue services and/or emergency rescue formations on the territory of the urban okrug;

30) creating, developing, and arranging for the security of, medical treatment and health rehabilitation areas and resorts having local significance, in the territory of the urban okrug;

31) organising and implementing measures for mobilisation preparation of the municipal enterprises and institutions located on the territory of the urban okrug;

32) implementing measures of ensuring the safety of people at bodies of water, protecting their life and health.";

4) in Article 50:

Part 2 shall be supplemented with Item 18 of the following wording:

"18) property intended for creating, developing, and arranging for security of medical treatment and health rehabilitation areas and resorts having local significance, on the territory of the settlement.";

Part 3 shall be supplemented with Item 16 of the following wording:

"16) property intended for creating, developing, and arranging for the security of, medical treatment and health rehabilitation areas and resorts having local significance, on the territory of the municipal rayon.".

Article 16

The following amendments are hereby made to Federal Law No. 119-FZ of August 20, 2004 on the State Protection of Victims, Witnesses and Other Parties to Criminal Court Proceedings (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3534, No. 34, 2004):

1) in the preamble the words "measures of social protection" shall be replaced by the words "measures of social support";

2) in Article 1 the words "measures of social protection" shall be replaced by the words "measures of social support" in respective cases;

3) in Article 3:

in Item 3 of Part 1 the words "measures of social protection" shall be replaced by the words "measures of social support";

Part 7 shall be set out as follows:

"7. Measures of social support shall be taken by the bodies empowered by the Government of the Russian Federation.";

4) the title of Article 15 shall be set out as follows:

"Article 15. Measures of Social Support";

5) in Article 17:

in the title the words "measures of social protection" shall be replaced by the words "measures of social support";

the words "measures of social protection" shall be replaced by the words "measures of social support";

6) in Article 19:

in the title the words "measures of social protection" shall be replaced by the words "measures of social support";

in Parts 1-3 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Part 4 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Part 5 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Part 6 the words "measures of social protection" shall be replaced by the words "measures of social support" in respective cases;

7) Part 2 of Article 22 shall be deemed no longer valid;

8) in Item 3 of Part 1 of Article 23 the words "measures of social protection" shall be replaced by the words "measures of social support";

9) in Article 24:

in Items 2, 3 and 4 of Part 1 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Part 3:

in Paragraph 1 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Items 1 and 2 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Part 4:

in Item 1 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Item 2 the words "measures of social protection" shall be replaced by the words "measures of social support";

in Item 3 the words "measures of social protection" shall be replaced by the words "measures of social support".

Article 17

The following amendments are hereby made to Federal Law No. 122-FZ of August 22, 2004 on Amending Legislative Acts of the Russian Federation and Declaring No Longer Valid Some Legislative Acts of the Russian Federation in Connection with the Adoption of the Federal Laws on Amending the Federal Law on the General Principles of Organisation of Legislative (Representative) and Executive Governmental Bodies of Subjects of the Russian Federation and on the General Principles of Organisation of Local Self-Government in the Russian Federation

(Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3607, No. 35, 2004):

1) in Article 3:

Paragraph 2 of Item 4 shall be supplemented with the following sentence: "The procedure for financing the expenditure obligations of the Russian Federation shall be established by the Government of the Russian Federation.";

in Item 8:

Paragraph 9 shall be set out as follows:

"The amount of funds allocated within the Federal Compensations Fund maintained in the federal budget for the budgets of subjects of the Russian Federation shall be calculated on the basis of the number of persons entitled to receive the said social support; the federal standard maximum amount of provided housing and utility services per 1 square metre of housing total area per month, and the federal standard social rate of housing area applied to calculate inter-budget transfers.";

in Paragraph 33 the word "persons unable to work" shall be added after the words "extends to";

in Paragraph 14 of Item 9 the words "and conditions" shall be added after the word "The procedure"; and the word "is defined" shall be replaced by the words "are defined";

Paragraph 4 of Item 10 shall be set out as follows:

"in Part 2 the words "the compensations and privileges envisaged by Article 14 of the present Law" shall be replaced by the words "the compensation for harm and the measures of social support envisaged by Articles 14 and 27.1 of the present Law";

Item 19.1 of the following wording shall be added:

"19.1) in the title of Article 26 the word "Privileges" shall be replaced by the words "Measures of Social Support";

2) Item 11 of Article 6 shall be set out as follows:

"11) Section IV shall be deemed no longer valid.";

3) in Item 1 of Article 9:

in Paragraph 2 the words ", Article 29" shall be added after the words "and seven of Article 24";

in Paragraph 7 the words "and conditions" after the word "procedure"; and the word "is defined" shall be replaced by the words "are defined";

4) in Article 16:

Paragraph 5 of Item 1 shall be set out as follows:

"in Item 4 the word "target" shall be added after the word "Federal";

Paragraph 2 of Item 4 shall be set out as follows:

"the word "pre-school" shall be added to Item 3 after the words "and free-of-charge";

in Item 12:

in Paragraph 6 the word "pre-school" shall be deleted;

Paragraph 10 shall be set out as follows:

"in Subitem 11 the words "republican, regional education financing rates" shall be replaced by the words "education financing rates for a subject of the Russian Federation";

Paragraph 7 of Item 22 shall be supplemented with the words "budget and" after the words "Within the limits of existing";

5) in Article 21:

Item 4 shall be set out as follows:

"4) in Article 19:

in Part 2 the words "to the staff of the Supreme Soviet of the Russian Federation" shall be deleted;

Part 3 shall be deemed no longer valid;";

Paragraph 4 of Item 5 shall be set out as follows:

"in Paragraph 2 the words "the staff of the Supreme Soviet of the Russian Federation and" shall be deleted;";

6) Item 1 of Article 25 shall be set out as follows:

"1) in Article 2:

in the title the words "the Law of the Russian Federation on State Pensions in the Russian Federation" shall be replaced by the words "the Federal Law on Labour Pensions in the Russian Federation";

in Part 1 the words "the Law of the Russian Federation on State Pensions in the Russian Federation" shall be replaced by the words "Federal Law No. 173-FZ of December 17, 2001 on Labour Pensions in the Russian Federation (hereinafter referred to as "the Federal Law on Labour Pensions in the Russian Federation")";

in Parts 2 and 3 the words "the Law of the Russian Federation on State Pensions in the Russian Federation" shall be replaced by the words "the Federal Law on Labour Pensions in the Russian Federation";

7) in Article 26:

in Item 11 the words "Section IV, Articles 20 - 23.1" shall be replaced by the words "Sections IV and V";

in Paragraph 3 of Item 15 the words "in the procedure defined" shall be replaced by the words "in the procedure, at the rate and on the terms defined";

8) in Article 35:

Paragraph 2 of Item 44 shall be set out as follows:

"in Part 2 the words "and other acts of legislation of the Russian Federation, republics within" shall be replaced by the words ", other federal laws and other regulatory legal acts of the Russian Federation, laws and other regulatory legal acts of subjects";

Paragraph 3 of Item 46 shall be set out as follows:

"in Part 6 the words ", republics within the Russian Federation" shall be deleted";

9) Paragraph 6 of Item 20 of Article 41 shall be set out as follows:

"the organisation of fire extinguishing (except for fires at installations of critical importance for national security, other fire hazard installations of special importance, at objects of Russia's cultural heritage of special value included in a list approved by the Government of the Russian Federation, and also in the course of federal level events involving mass attendance of the people);";

10) in Article 44:

in Item 9:

Paragraphs 7 and 8 shall be deleted;

the following paragraph shall be added:

"in Item 3 the words "Privileges" shall be replaced by the words "Measures of social support";

in Item 10:

Paragraphs 7 and 8 shall be deleted;

the following paragraph shall be added:

"in Item 2 the words "rights and privileges" shall be replaced by the words "measures of social support";

Paragraphs 7, 8, 28 and 29 of Item 11 shall be deleted;

Paragraphs 6 and 7 of Item 12 shall be deleted;

Paragraphs 7 and 8 of Item 13 shall be deleted;

in Item 14:

in Paragraph 7 the words "Subitems 6 and 7" shall be replaced by the words "Subitem 7";

Paragraph 8 shall be deleted;

in Item 16:

Paragraphs 7 and 8 shall be deleted;

Paragraphs 17 and 18 shall be set out as follows:

in Item 3 the word "Privileges" shall be replaced by the words "Measures of social support";

in Item 4 the word "privileges" shall be replaced by the words "measures of social support";";

Item 20 shall be deleted;

11) Article 47 shall be deleted;

12) abrogated from the day of the entry into force of the Water Code of the Russian Federation;

13) in Paragraph 3 of Item 4 of Article 62 the word "the first," shall be deleted;

14) in Article 63:

Item 16 shall be deleted;

in Paragraph 9 of Item 25 the words "Law of the Russian Federation No. 3060-1 of June 18, 1992" shall be replaced by the words "Law of the Russian Federation No. 3061-1";

Item 26 shall be deleted;

15) in Article 64:

in Paragraph 7 of Item 4 the words "sub-soil" shall be deleted;

in Paragraph 6 of Item 12 the word "sub-soil" shall be deleted;

in Paragraph 4 of Item 14 the word "sub-soil" shall be deleted;

16) in Item 2 of Article 70:

in Paragraph 2 the words "specifically-empowered state bodies" shall be replaced by the words "specifically-empowered state bodies charged with amelioration";

in Paragraph 4 the words "specifically-empowered federal body" shall be replaced by the words "specifically-empowered federal body charged with amelioration";

17) in Article 72:

Paragraph 7 of Item 2 shall be set out as follows:

"Paragraph 7 shall be deemed no longer valid;";

Item 3 shall be deleted;

18) in Paragraph 2 of Item 1 of Article 75 the words "during war time" shall be replaced by the words "during war time,", and the word "organisations" shall be replaced by the word "organisations,";

19) in Paragraph 5 of Item 11 of Article 78 the word "election" shall be replaced by the word "elected";

20) Article 83 shall be deleted;

21) in Paragraph 2 of Item 7 of Article 84 the words "and granting places to their children in pre-school institutions" shall be replaced with the words "and granting places to their children in children's preschool institutions";

22) in Paragraph 4 of Item 2 of Article 85 the words "the state powers of the Russian Federation" shall be replaced by the words "powers";

23) in Article 86:

Paragraph 2 of Item 9 shall be set out in the following wording:

"in Item 1 the words "the specifically-empowered bodies" shall be replaced by the words "the empowered bodies";

Item 15 shall be supplemented with the words ", with the specifically-empowered body" shall be replaced by the words "with the empowered body";

24) in Item 12 of Article 87 the words "in Article 24 the words "and bodies" shall be replaced by the words "in Article 24 the words "bodies"";

25) in Article 93:

in Paragraph 5 of Item 9 the word "justice" shall be deleted;

Paragraph 5 of Item 15 shall be set out as follows:

"in Paragraph 2 the words "registrar of rights" shall be replaced with the words "state registrar" in respective cases;;

in Paragraph 3 of Item 20 the words "of rights" shall be replaced with the word "of right";

26) in Article 101:

Paragraph 3 of Item 2 shall be set out as follows:

"in Paragraphs 20, 21 and 23 the words "enterprise" or "enterprises" shall be replaced by the word "organisation" in respective numbers and cases;

in Item 14:

in Paragraph 2 the words "and Item 9" shall be deleted;

new Paragraph 4 of the following wording shall be added:

"in Paragraph 1 the words "quality control" shall be replaced by the words "of executive power charged with state control and supervision in the field of circulation";";

Paragraphs 4-6 shall be deemed Paragraphs 5-7 respectively;

27) Paragraphs 2 and 3 of item 11 of Article 102 shall be set out as follows:

"in Item 1 the words "specifically-empowered" in the relevant cases shall be deleted;

in Item 2 the words "specifically-empowered" shall be deleted; and the words "with specifically-empowered" shall be replaced by the word "with";";

28) in Article 108:

Item 8 shall be set out as follows:

"8) in Article 30 the words "approval from specifically-empowered" shall be replaced by the words "approval from", the words "science and technologies" shall be replaced by the words "in the field of science and technologies", the words "specifically-empowered" shall be deleted;;

Item 14 shall be set out as follows:

"14) in Item 2 of Article 39 the words "specifically-empowered" shall be deleted, the words "interaction with the specifically-empowered" shall be replaced by the words "interaction with", the words "defence" shall be replaced by the words "in the field of defence", the words "environmental protection" shall be replaced by the words "in the field of environmental protection", the words "natural resources" shall be replaced by the words "in the field of natural resources", the words "specifically-empowered" shall be deleted;;

29) Paragraphs 3 and 4 of Item 10 of Article 109 shall be deleted;

30) Paragraph 3 of Item 8 of Article 110 shall be set out as follows:

"in Part 2 the words "privileges and compensations" in the relevant numbers and cases shall be replaced by the words "measures of social support" in respective numbers and cases";

31) Items 1, 3, 4 and 6 of Article 122 shall be deleted;

32) Paragraphs 2, 3 and 4 of Item 9 of Article 123 shall be deleted;

33) Paragraph 5 of Item 4 of Article 124 shall be set out as follows:

"in Part 2 the words "The federal executive governmental body responsible for the administration of activities in the field of postal communications," shall be replaced by the words "The federal executive governmental bodies charged with communications";

34) in Article 125:

Paragraph 7 of Item 9 shall be supplemented with the words "from among the persons specified in Subitems 1-4 of Item 1 of Article 3 of the Federal Law on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000);

Item 11 shall be set out as follows:

"11) in Article 8:

Part 2:

shall be supplemented with the words ", information on the receipt of state social assistance in the form of provision of social services under Chapter 2 of the present Federal Law" after the words "on the composition of the family, incomes";

shall be supplemented with the following paragraph:

"The procedure for ordering the state social assistance granted on the account of funds of the budget of a subject of the Russian Federation shall be established by governmental bodies of subjects of the Russian Federation.";

35) in Article 139:

Paragraph 15 of Item 3 shall be set out as follows:

"The amount of funds allocated with the Federal Compensations Fund maintained within the federal budget for the budgets of subjects of the Russian Federation shall be calculated on the basis of the number of persons who are entitled to receive the said social support; the federal standard maximum amount of provided housing and utility services per square metre of housing total area per month, and the federal standard social rate of housing area applied to calculate inter-budget transfers.";

Paragraph 2 of Item 9 shall be supplemented with the following sentence: "The procedure for financing the expenditure obligations of the Russian Federation shall be established by the Government of the Russian Federation.";

36) Item 11 of Article 143 shall be set out as follows:

"11) in Paragraph 3 of Item 1 of Article 58 the words ", empowered in the field of protection of cultural heritage objects in agreement with the local self-government body" shall be replaced by the words "or the local self-government body empowered in the field of protection of cultural heritage objects";";

37) Paragraph 6 of Item 2 of Article 144 shall be set out as follows:

"4. The compensation disbursements envisaged by the present Article shall be deemed expenditure obligations of the Russian Federation, and they shall be effected in the procedure and at the rates defined by the Government of the Russian Federation.";

38) in Article 154:

Part 1 shall be set out as follows:

"1. It is hereby established that for the purposes of supporting measures of the delineation of powers in the field of fire safety in accordance with Article 26.3 of Federal Law No. 184-FZ of October 6, 1999 on the General Principles of Organisation of the Legislative (Representative) and Executive Governmental Bodies of Subjects of the Russian Federation, Articles 14, 15 and 16 of Federal Law No. 131-FZ of October 6, 2003 on the General Principles of Organisation of Local Self-Government in the Russian Federation and Articles 10, 16 and 18 of Federal Law No. 69-FZ of December 21, 1994 on Fire Safety, the discharge of enlisted men and officers of the State Fire-Fighting Service who enlisted with the territorial units of the State Fire-Fighting Service set up under contracts with governmental bodies of subjects of the Russian Federation and local self-government bodies shall be effected on a step-by-step basis over the Years 2005 - 2008 upon the expiry of the term of the service contract or upon reaching the maximum age for service if a sufficient service record is present that gives a right to pension, in the procedure defined by the Government of the Russian Federation.

It is hereby established that during 2005 - 2008 the activities of the territorial units of the State Fire-Fighting Service with which enlisted men and officers of the State Fire-Fighting Service undergo their service shall be financed from the relevant budgets.

The said expenditures shall be serviced on personal accounts intended for keeping record of federal budget funds, funds of the budgets of subjects of the Russian Federation and local budget funds opened by institutions of the Ministry of the Russian Federation for Civil Defence Issues, Emergency Situations and Liquidation of the Consequences of Natural Disasters in federal treasury bodies in the established procedure.

The transfer of personnel of the State Fire-Fighting Service of the Ministry of the Russian Federation for Civil Defence Issues, Emergency

Situations and Liquidation of the Consequences of Natural Disasters from the territorial units of the State Fire-Fighting Service set up under contract with governmental bodies of subjects of the Russian Federation and local self-government bodies, and from the bodies of the directorate for civil defence issues, emergency situations and liquidation of the consequences of natural disasters for subjects of the Russian Federation to the federal fire-fighting service shall be effected exclusively in compliance with the transfer procedure.

In 2005 the exercising of the federal fire-fighting service's powers of organising the extinguishing of fires at installations of critical importance for national security, other fire-hazard installations of special importance, object of Russia's cultural heritage of special value shall be supported with the participation of the installation units of the State Fire-Fighting Service that have been earlier set up under contract with organisations and that are financed on the account of these organisations' funds.

Until the completion of the reform support to the operation of the said units and also of enlisted men and officers of the State Fire-Fighting Service shall be financed from organisations' funds, except as otherwise established by the Government of the Russian Federation.

The enlisted men and officers of the State Fire-Fighting Service who undergo service with the territorial and installation units of the State Fire-Fighting Service that are set up under contracts with governmental bodies of subjects of the Russian Federation, local self-government bodies and organisations shall be covered by the provisions governing the service of enlisted men and officers of the federal firefighting service, and also the legal and social protection guarantees established by the legislation of the Russian Federation for enlisted men and officers of the federal fire-fighting service.

It is hereby established that measures for reforming the installation units of the State Fire-Fighting Service shall be implemented starting from January 1, 2006.";

in Part 5:

in Paragraph 1 the words "(in the wording of Federal Law No. 40-FZ of January 2, 2000) on Veterans" shall be replaced by the words "on Veterans" (in the wording of Federal Law No. 40-FZ of January 2, 2000);

the following words shall be added to Paragraph 4 after the words "combat action veterans": "from among the persons specified in Subitems 1-4 of Item 1 of Article 3 of the Federal Law on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000)";

in Paragraph 5 the words "650 roubles" shall be replaced by the words "150 roubles";

the following paragraph shall be added:

"The indexing of the monthly disbursable amount in 2005 envisaged under Paragraph 22 of Item 20 of Article 3, Paragraph 18 of Item 19 of

Article 44, Paragraph 10 of Item 25 of Article 63, Paragraph 5 of Item 6 of Article 139 of the present Federal Law shall be effected at the earliest July 1, 2005 with account taken of the coefficient used to index the basic rate of labour pension for the period of time from January 1, 2005 through June 30, 2005.";

Part 14 of the following wording shall be added:

"14. It is hereby established that the federal budget funds allocated in 2005 to finance measures in the field of agricultural production, plant cultivation and cattle breeding, to subsidise interest rates on raised credits in Russian credit organisations (except for investment credits for the construction and re-construction of integrated pig breeding farms and integrated poultry farms, the construction of grain loading installations (grain terminals) in the areas of Russian ports received for a term of up to five years by agricultural commercial producers and organisations of the agroindustrial complex of all forms of ownership and by peasant (individual) farms) and compensation for a portion of expenses towards agricultural crop insurance shall be channelled to the budgets of subjects of the Russian Federation in the form of subsidies or subventions for support to pedigree cattle breeding, Russian sheep breeding, elite seed breeding, delivery of seeds to northern and mountainous areas of this country, production of flax and hemp, planting and cultivation of perennial plants, subsidising of interest rates on raised credits in Russian credit organisations, compensation for a portion of expenses towards the acquisition of chemicals and agricultural crop insurance.

The terms, criteria of assessing the size and the rules for granting subsidies or subventions shall be established in the procedure defined by the government of the Russian Federation.";

39) in Article 155:

Part 1 shall be supplemented with the words ", Article 140" after the words "Item 9 of Article 125";

Part 4 shall be supplemented with the words ", Article 140" after the words "Item 9 of Article 125";

in Paragraph 1 of Part 5 the word "second" shall be replaced by the word "third";

40) in Article 156:

Item 5.1 of the following wording shall be added:

"5.1. Decision of the Supreme Soviet of the RSFSR No. 1800-1 of October 24, 1991 on the Procedure for Putting into Force the Law of the RSFSR on Indexing Citizens' Money Incomes and Savings in the RSFSR (Vedomosti S'ezda Narodnykh Deputatov RSFSR i Verkhovnogo Soveta RSFSR, item 1489, No. 45, 1991);

in Item 7 the word "procedure" shall be replaced by the word "Procedure";

in Item 49 the words "Paragraphs 8 and 9 of Item 1, Paragraph 4 of Item 2" shall be replaced by the words "Paragraph 8 of Item 1";

in Item 83 the words "Subitems 5 and 6 of Item 11, Paragraphs 3-5 of Subitem 1, Paragraphs 3 and 4 of Subitem 2 of Item 13" shall be replaced with the words "Subitem 5 and Subitem 6 (in as much as it concerns replacement of words in Part 2 of Article 17.2) of Item 11, Paragraph 3 of Subitem 1 of Item 13";

in Item 86 the words "Article 23.1" shall be replaced by the words "Article 23.1";

in Item 105 the words "Item 4, Paragraph 3 of Item 13" shall be replaced by the words "Paragraph 12 of Item 4 and Paragraph 3 of Item 13 of Article 8";

in Item 110 the words "(in as much as it concerns replacement of words in Items 7 and 13 of Article 15)" shall be replaced by the words "(in as much as it concerns replacement of words in Item 7 and Paragraphs 3 and 4 of Item 13 of Article 15)", the words "(in as much as it concerns replacement of words in Item 4)" shall be replaced by the words "(in as much as it concerns replacement of words in Paragraph 2 of Item 4 of Article 19)";

Item 111 shall be deleted.

Article 18

It is hereby established that in 2005 the distribution of funds transferred to governmental bodies of subjects of the Russian Federation in the form of subventions from the federal budget for exercising powers of the Russian Federation in accordance with Articles 2 and 5 (in as much as provision of housing is concerned), 4, 7, 9, 10 and 13 of the present Federal law shall be carried out by the Government of the Russian Federation within one month after the entry into force of the present Federal Law with a subsequent amendment to the Federal Law on the Federal Budget for the Year 2005.

Article 19

For the purpose of exercising citizens' rights to housing in accordance with the Federal Laws on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000) and No. 181-FZ of November 24, 1995 on the Social Protection of Disabled Persons in the Russian Federation governmental bodies of subjects of the Russian Federation shall within one month after the entry into force of the present Federal Law provide the federal executive governmental body responsible for the elaboration of state policy and normative regulation in the field of public health and social development with the following information on the veterans and disabled

persons who are in need of an improvement in their housing conditions and who had registered before January 1, 2005:

- 1) the insurance number of individual personal account in the system of compulsory pension insurance;
- 2) surname, first name, patronymic and the person's surname at birth;
- 3) the date of birth;
- 4) sex;
- 5) residential address;
- 6) the series and number of passport or identification card, the date of issue of the said documents that served as ground for entering the appropriate information in the federal register of persons entitled to state social assistance, and also the name of the body that has issued the said documents;
- 7) the citizen's category in line with the categories listed in the federal laws on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000) and No. 181-FZ of November 24, 1995 on the Social Protection of Disabled Persons in the Russian Federation;
- 8) the details of the document acknowledging that the citizen has been classified under the pertinent category;
- 9) other information defined by the federal executive governmental body responsible for the elaboration of a state policy and normative legal regulation in the field of public health and social development.

Article 20

Every quarter, governmental bodies of subjects of the Russian Federation shall forward to the federal executive governmental body responsible for the elaboration of state policy and normative legal regulation in the field of public health and social development the following information on the granting of residential premises to citizens in accordance with the federal laws on Veterans (in the wording of Federal Law No. 40-FZ of January 2, 2000) and No. 181-FZ of November 24, 1995 on the Social Protection of Disabled Persons in the Russian Federation:

- 1) the insurance number of individual personal account in the system of compulsory pension insurance;
- 2) surname, name, patronymic and the person's surname at birth;
- 3) the date of birth;
- 4) sex;
- 5) residential address;
- 6) the series and number of passport of personal identity card, the date of issue of said documents that served as the grounds for entering the appropriate information in the federal register of persons entitled to receive state social assistance, and the name of the body that has issued them;
- 7) the citizen's category in line with the categories listed in the federal laws on Veterans (in the wording of Federal Law No. 40-FZ of January 2,

2000) and No. 181-FZ of November 24, 1995 on the Social Protection of Disabled Persons in the Russian Federation;

8) the details of the document acknowledging that the citizen has been classified under the pertinent category;

9) the address of the residential premises granted;

10) the total area of the residential premises granted;

11) the value of the residential premises granted including an indication of the amount of federal budget funds;

12) the other information defined by the federal executive governmental body responsible for the elaboration of a state policy and normative legal regulation in the field of public health and social development.

The heads of governmental bodies of subject of the Russian Federation who provide information on the veterans and disabled persons who are in need of an improvement in their housing conditions, and on the provision of residential premises thereto shall be accountable for the reliability of the information they provide.

Article 21

Item 9 of Article 1 of the Federal Law No. 171-FZ of December 10, 2003 on Amending the Forest Code of the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 4857, No. 50, 2003) shall be deemed no longer valid.

Article 22

1. The present Federal law shall enter into force as of January 1, 2005, except for Articles 12 and 17.

2. Article 12 of the present Federal law shall enter into force as of January 1, 2006.

3. Article 17 of the present Federal law shall enter into force as of December 31, 2004.

President of the Russian Federation

V. Putin

Moscow, the Kremlin