

**FEDERAL LAW NO. 332-FZ OF DECEMBER 4, 2007 ON THE
INTRODUCTION OF AMENDMENTS TO PARTICULAR LEGISLATIVE
ACTS OF THE RUSSIAN FEDERATION FOR THE PURPOSE OF
IMPROVING OF THE USE OF AIR SPACE**

Adopted by the State Duma on November 13, 2007

Ratified by the Federation Council on November 23, 2007

Article 1

The following amendments shall be introduced to the Air Code of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 12, 1997, item 1383; No. 35, 2004, item 3607; No. 30, 2006, item 3290):

1) Item 2 in Article 12 shall be worded as follows:

"2. The state regulation of the use of the air space shall be carried out by the authorised body in the sphere of the air space";

2) the first paragraph in Item 2 of Article 14 after the words "carried out" shall be supplemented with the words "by the authorised body in the sphere of the air space";

3) Item 1 in Article 18 after the words "carried out" shall be supplemented by the words "by the authorised body in the sphere of the air space";

4) Item 2 in Article 47 shall be worded as follows:

"2. The location of communication lines and electric power transmission lines and structures of different purpose in the zone of the operation of the system of landing near the radar and radio-navigation facilities intended for the flights of aircraft and the location of radio-frequency radiation facilities shall be agreed upon with the authorised body in the sphere of the air space, by bodies of the unified system of the organisation of the air traffic, and also with the federal executive bodies in accordance with the departmental attachment of juridical persons which exercise the rights of the possession or use of the systems of landing, the radar and radio-navigation facilities";

5) Item 2 in Article 53 after the words "the civil aviation" shall be supplemented with the words "by the authorised body in the sphere of the air space";

6) Article 69 shall be worded as follows:

"Article 69. The Maintenance of the Flights of Aircraft

1. The air navigation service of the flights of aircraft (the organisation and the service of the air traffic, the support of the aviation electric communication, the provision of air navigation and meteorological information, search and salvage), provided at all the stages of the flights of aircraft, and also the radio and illumination engineering, aviation-engineering, airdrome, salvage-and-rescue and other support for the flights of aircraft shall be provided on the uniform conditions with the collection of

payment, unless otherwise provided by the legislation of the Russian Federation.

2. The rules and the conditions for the air navigation service, and also the support for the flights of aircraft shall be established by federal aviation rules.

3. The procedure for the compensation of expenses on the air navigation service of the flights of aircraft of the users of the air space, exempted from the payment for the air navigation service in keeping with the legislation of the Russian Federation, shall be introduced by the Government of the Russian Federation";

7) Article 77 after the words "the civil aviation" shall be supplemented with the words "by the authorised body in the sphere of the air space";

8) in Article 88:

a) Item 1 shall be worded as follows:

"1. The search and rescue of aircraft in distress, their passengers and crews shall be organised and carried out by the authorised body in the sphere of the air space in cooperation with the federal executive bodies, which are charged in the established order with the duties of forming and maintaining the services of search and rescue";

b) this item shall be supplemented by Item 1.1:

"1.1. The organisation of a single system of air outer space search and rescue shall be effected by the authorised body in the sphere of the air space. Regulations for the single system of air and outer space search and rescue shall be endorsed by the Government of the Russian Federation";

c) Items 2 and 3 shall be worded as follows:

"2. Search and salvage-and rescue services and facilities of the aviation enterprises and organisations of the state and experimental aviation may be attracted to the performance of search and salvage-and rescue works.

"3. The aviation enterprises and organisations of the state and experimental aviation, the search and salvage-and-rescue forces and facilities of which are attracted to the performance of search and salvage-and-rescue works shall be obliged to maintain such forces and facilities in constant readiness. The expenses of the aviation enterprises and organisations of the state and experimental aviation on the support of the readiness of search and salvage-and-rescue forces and facilities, the performance of search and salvage-rescue works and the participation in their provision shall be compensated from the federal budget resources and extra-budgetary sources established by the Government of the Russian Federation";

d) Item 5 shall be worded as follows:

"5. The procedure for attracting search and salvage-and-rescue forces and facilities of the aviation enterprises and organisations of the state and experimental aviation to the performance of search and salvage-

and-rescue works shall be introduced by the Government of the Russian Federation";

9) Item 3 in Article 89 after the words "the aviation enterprises" shall be supplemented with the words "and the organisations of the state and experimental aviation";

10) in Article 93:

a) Item 1 after the word "or" shall be supplemented with the words "the authorised body in the sphere of the air space";

b) Item 2 shall be supplemented with the words "and the authorised body in the sphere of the air space";

11) Item 2 in Article 94 shall be worded as follows:

"2. A decision on the termination of the search of the foreign state's aircraft in distress shall be taken by the body in the sphere of the air space".

Article 2

In Subitem (b) of the ninth part of Article 9 of Law of the Russian Federation No. 4730-I of April 1, 1993 on the State Border of the Russian Federation (Vedomosti Syezda Narodnykh Deputatov Rossiyskoy Federatsii i Verkhovnogo Soveta Rossiyskoy Federatsii No. 17, 1993, item 594; Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 16, 1994, item 1861; No. 50, 1996, item 5610; No. 23, 1999, item 2808; No. 27, 2003, item 2700; No. 27, 2004, item 2711; No. 10, 2005, item 763; No. 27, 2006, item 2877; No. 1, 2007, item 29) the words "the Federal Agency of the Air Transport or the Ministry of Defence of the Russian Federation" shall be replaced by the words "the Federal Aeronavigation Service"; the words "the Federal Customs Service and the Federal Service for Supervision in the Sphere of Protecting the Rights of Customers and the Welfare of Man" shall be replaced by the words "the Federal Customs Service, the Federal Service for Supervision in the Sphere of Protecting the Rights of Customers and the Welfare of Man and accordingly the Ministry of Defence of the Russian Federation and the Federal Agency of the Air Transport".

Article 3

The 15th paragraph of Subitem 14 of Item 1 in Article 251 in the second part of the Tax Code of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 32, 2000, item 3340; No. 33, 2001, item 3413; No. 22, 2002, item 2026; No. 1, 2003, item 2; No. 28, 2003, item 2886; No. 52, item 5030; No. 27, 2004, item 2711; No. 34, 2004, item 3520; No. 1, 2005, item 30; No. 24, 2005, item 2312; No. 52, 2005, item 5581; No. 31, 2006, item 3443; No. 45, 2006, item 4627; No. 1, 2007, item 39; No. 22, 2007, item 2563; No. 31, 2007, items 3991 and 4013) shall be worded as follows:

"in the form of fees for the air navigation service of the flights of aircraft in the air space of the Russian Federation, collected in the order established by the authorised body in the sphere of using the air space";

Article 4

Item 8 in the first part of Article 4 of Federal Law No. 115-FZ of July 21, 2005 on Concession Agreements (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 30, 2005, item 3126).

Article 5

1. The present Federal Law shall come into force since the day of its official publication, except for Article 3 of the present Federal Law.

2. Article 3 of the present Federal Law shall take effect upon the expiry of one month since the day of its official publication, but not earlier than the first of the next tax period with regard to the tax profit and shall extend to the legal relations arising since January 1, 2008.

President of the Russian Federation

Vladimir Putin

Moscow, the Kremlin
December 4, 2007
No. 332-FZ