

**FEDERAL LAW NO. 60-FZ OF MAY 6, 2008 ON AMENDING THE
FEDERAL LAW ON THE LEGAL STATUS OF FOREIGN CITIZENS IN
THE RUSSIAN FEDERATION AND SOME LEGISLATIVE ACTS OF THE
RUSSIAN FEDERATION**

Adopted by the State Duma on April 23, 2008

Approved by the Federation Council on April 25, 2008

Article 1

The following amendments are hereby made to Federal Law No. 115-FZ of July 25, 2002 on the Legal Status of Foreign Citizens in the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3032, No. 30, 2002; item 3607, No. 35, 2004; item 3286, No. 30; item 3420, No. 31, 2006; item 21, No. 1, 2007):

1) Article 7 shall be supplemented with Items 1.2-1.4 of the following wording:

"**1.2.** Apart from the cases envisaged by Item 1 of the present Article no permit for temporary residence shall be issued to a foreign citizen and the permit for temporary residence that has been issued earlier shall be annulled if a non grata person decision in respect of stay (residence has been taken in respect of this foreign citizen.

1.3. No permit shall be issued to a foreign citizen if this foreign citizen has been transferred by the Russian Federation to a foreign state in accordance with an international treaty of the Russian Federation on readmission."

1.4. The issuance of a permit for temporary stay may be refused to a foreign citizen and an earlier issued permit for temporary stay may be annulled if the given citizen was transferred by a foreign state to the Russian Federation in accordance with the international treaty of the Russian Federation on readmission.";

2) in Article 9:

a) in Paragraph 1 the words "The residence permit" shall be replaced with the words

"**1. The Residence Permit**";

b) In Subitem 3 The words "or deportation" shall be replaced with the words ", has been deported or transferred by the Russian Federation to a foreign state in accordance with an international treaty of the Russian Federation on readmission";

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

"**2.** Apart from the cases envisaged by Item 1 of the present article no residence permit shall be issued to a foreign citizen and the effective term of a residence permit shall not be extended or a residence permit that has been issued earlier shall be annulled if a non grata person decision in respect of stay (residence) has been taken in the established procedure in respect of this foreign citizen in the Russian Federation.

3. No residence permit may be issued to a foreign citizen and the effective term of a residence permit that has been issued earlier may not be extended or a residential permit that has been issued earlier may be annulled if this foreign citizen has been transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission.";

3) in Article 18:

a) in Subitem 3 of Item 9 the words "or deportation" shall be replaced with the words ", has been deported or transferred by the Russian Federation to a foreign state in accordance with an international treaty of the Russian Federation on readmission";

b) Items 9.1 and 9.2 of the following wording shall be added:

9.1. Apart from the cases envisaged by Item 9 of the present article no work permit shall be issued to a foreign citizen and a work permit that has been issued earlier shall be annulled if a non grata person decision in respect of stay (residence) has been taken in the established procedure in respect of this foreign citizen in the Russian Federation.

9.2. A work permit may not be issued to a foreign citizen and a work permit that has been issued earlier may be annulled if this foreign citizen has been transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission.";

4) Chapter V shall be supplemented with Article 32.1 of the following wording:

"Article 32.1. Performing International Treaties of the Russian Federation on Readmission

1. The transfer of a foreign citizen by the Russian Federation to a foreign state in accordance with an international treaty of the Russian Federation on readmission or the acceptance by the Russian Federation of a foreign citizen transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission shall be carried out by the federal executive governmental body charged with migration matters or by a territorial body thereof on the basis of a decision of the head or a deputy head of said federal body.

2. Except for the case envisaged by Item 3 of the present article, the temporary admittance of a foreign citizen who is to be transferred in accordance with an international treaty of the Russian Federation on readmission or of a foreign citizen who is accepted in accordance with an international treaty of the Russian Federation on readmission but who has no legal ground for stay (residence) in the Russian Federation shall be in a special institution of the federal executive governmental body charged with migration matters that is intended as a temporary admittance for said foreign citizens under a court's decision.

3. The temporary admittance of a foreign citizen who is to be transferred in accordance with an international treaty of the Russian Federation on readmission or of a foreign citizen who has admittance in accordance with an international treaty of the Russian Federation on readmission but who has no legal ground for stay (residence) in the Russian Federation in the institution specified in Item 2 of the present article during a term exceeding 48 hours shall take place under a decision of the head or a deputy head of the federal executive governmental body charged with migration or the head of a territorial body of said federal body.

4. The procedure and conditions for the stay of the foreign citizens who are to be transferred in accordance with international treaties of the Russian Federation on readmission and of the foreign citizens who have admittance in accordance with international treaties of the Russian Federation on readmission but have no legal ground for stay (residence) in the Russian Federation in the institutions specified in Item 2 of the present article are established by the Government of the Russian Federation.

5. For the purpose of ensuring the security of the foreign citizens who are to be transferred in accordance with international treaties of the Russian Federation on readmission and of the foreign citizens who have admittance in accordance with international treaties of the Russian Federation on readmittance but have no legal ground for stay (residence) in the Russian Federation the institutions mentioned in Item 2 of the present article shall be under security protection in the procedure defined by the Government of the Russian Federation.

6. A foreign citizen who has been transferred by a foreign state to the Russian Federation under an international treaty of the Russian Federation on readmission and who has no legal ground for stay (residence) in the Russian Federation shall be deported if between the Russian Federation and the state of the foreign citizen's citizenship or predominant residence there is no international treaty on readmission.";

5) in Article 33 after the words "illegally staying in the Russian Federation" shall be added the following words "or that shall be transferred in accordance with an international treaty of the Russian Federation on readmission or admitted in accordance with an international treaty of the Russian Federation on readmission,".

Article 2

The following amendments are hereby made to Federal Law No. 114-FZ of August 15, 1996 on the Procedure for Exit from the Russian Federation and Entry in the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 4029, No. 34, 1996; item 159, No. 2, 2003; item 3420, No. 31, 2006; item 29, No. 1; item 410 No. 3; item 6071, No. 49, 2007):

1) Part 8 of the following wording shall be added to Article 25.10:

"The entry in the Russian Federation of a foreign citizen or of a stateless person in respect of whom a non grata person decision in respect of stay (residence) has been taken is prohibited, except for cases when the foreign citizen or stateless person is transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission.";

2) Article 25.13 of the following wording shall be added:

"Article 25.13. A foreign citizen or stateless person who is transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission shall enter in the Russian Federation and exit from the Russian Federation on the basis of the travel document(s) envisaged by international treaties of the Russian Federation on readmission.";

3) Article 26 shall be supplemented with Subitem 7 of the following wording:

"7) within the term of their previous stay in the Russian Federation were in the Russian Federation due to their having been transferred by a foreign state to the Russian Federation in accordance with an international treaty of the Russian Federation on readmission: within five years after the date of transfer in accordance with said treaty.";

4) in Part 1 of Article 27:

a) Subitem 2 shall be set out as follows:

"2) within the term of his/her previous stay in the Russian Federation the foreign citizen or stateless person were subjected to an administrative expulsion from the Russian Federation, deported or transferred by the Russian Federation to a foreign state in accordance with an international treaty of the Russian Federation on readmission: within five years after the date of the administrative expulsion from the Russian Federation, deportation or transfer to the foreign state in accordance with the international treaty of the Russian Federation on readmission;"

b) Subitem 8 of the following wording shall be added:

"8) there is no confirmation in writing from the federal executive governmental body empowered to carry out the functions of control and supervision in the area of migration concerning the application of the readmission procedure to a foreign citizen or stateless person who is transferred by a foreign state of the Russian Federation in accordance with an international treaty of the Russian Federation on readmission but who have no legal ground for stay (residence) in the Russian Federation, including the date and the would-be checkpoint for crossing the State Border of the Russian Federation.".

Article 3

The following amendments are hereby made to Federal Law No. 128-FZ of July 25, 1998 on the State Fingerprint Registration in the Russian Federation (Sobranie Zakonodatelstva Rossiyskoy Federatsii, item 3806,

No. 31, 1998; item 1002, No. 11, 2001; items 3032, 3033, No. 30, 2002; item 2700, No. 27, 2003; item 1687, No 18; item 2711, No. 27, 2004; item 3420, No 31, 2006; item 2832, No. 24, 2007):

1) in Paragraph 4 of Article 5 the following words shall be added after the words "stateless persons,": "temporarily staying on the territory of the Russian Federation and stateless persons,";

2) in Part 1 of Article 9:

a) Item "j" shall be supplemented with the words "or subject to international treaties of the Russian Federation on readmission";

b) in Item "j" the words "and stateless persons" shall be added after the words "foreign citizens".

Article 4

The present Federal Law shall enter into force upon the expiry of 30 days after its official publication.

President
of the Russian Federation

V.Putin

The Kremlin, Moscow
No. 60-FZ
May 6, 2008