

**FEDERAL LAW NO. 328-FZ OF DECEMBER 4, 2007 ON THE  
INTRODUCTION OF AMENDMENTS TO PARTICULAR LEGISLATIVE  
ACTS OF THE RUSSIAN FEDERATION ON THE SERVICE IN MILITARY  
UNITS BY FOREIGN NATIONALS AND PERSONS WITH DUAL  
CITIZENSHIP**

**Adopted by the State Duma on November 13, 2007**

**Ratified by the Federation Council on November 23, 2007**

**Article 1**

The second part of Article 16 of Federal Law No. 40-FZ of April 3, 1995 on the Federal Security Service (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 15, 1995, item 1269; No. 46, 2000, item 4537; No. 27, 2003, item 2700; No. 31, 2006, item 3452) after the words "the Russian Federation" shall be supplemented with the words "who has no citizenship or is not a subject of a foreign state".

**Article 2**

The first part of Article 18 of Federal Law No. 57-FZ of May 27, 1996 on the State Guarding (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 22, 1996, item 2594) shall be supplemented with the words "who have no citizenship or who are not subjects of a foreign state".

**Article 3**

The following amendments shall be introduced to Federal Law No. 53-FZ of March 28, 1998 on the Military Duty and Military Service (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 13, 1998, item 1475; No. 30, 1998, item 3613; No. 46, 2000, item 4537; No. 30, 2001, item 3061; No. 26, 2002, item 2521; No. 30, 2002, items 3029, 3033, No. 1, 2003, item 1; No. 27, 2003, item 2700; No. 46, 2003, item 4437; No. 18, 2004, item 1687; No. 25, 2004, item 2484; No. 27, 2004, item 2711; No. 35, 2004, item 3607; No. 49, 2004, item 4848; No. 10, 2005, item 763; No. 14, 2005, item 1212; No. 11, 2006, item 1148; No. 29, 2006, items 3122 and 3123):

1) in Article 2:

a) in Item 1 the words "performed by citizens" shall be replaced by the words "performed by citizens who have no citizenship of a foreign state and who is not a subject of such a state"; the words "and also by foreign nationals in the Armed Forces of the Russian Federation, in other troops, military formations and bodies" shall be replaced by the words "and citizens of a foreign state or subjects such a state, and foreign nationals - in the Armed Forces of the Russian Federation, in other troops and military formations";

b) in the third paragraph of Item 2 the words "in military formations and bodies" shall be replaced by the words "and in military formations";

2) the third paragraph of Item 3 in Article 42 shall be worded as follows:

"in the lists of military posts it is necessary to define the military offices which are replaced by open competition and the military posts which may be replaced by servicemen of the female sex, by servicemen who are foreign nationals, by the civilian personnel, and also the military posts which may not be filled by the servicemen who are nationals of a foreign state or are its subjects";

3) in Article 51:

a) Item 1 shall be supplemented with Subitems (l) and (m):

l) in connection with the termination of the citizenship of the Russian Federation by the serviceman who serves in a military organ under a contract or by the serviceman who serves in the Armed Forces of the Russian Federation, in other troops and military formations holding the post for which the staff provides for the military rank of a warrant officer or an officer, or a draftee who serves in a military unit;

m) in connection with the acquisition by the serviceman who is a citizen serving in a military organ under a contract of the citizenship of a foreign state or becomes its subject";

b) Item 2 shall be supplemented with Subitems (h) and (i):

"h) in connection with the cessation of the citizenship of the Russian Federation by the serviceman who serves under a contract in the Armed Forces of the Russian Federation, in other troops and military formations on the military office for which the staff provides a military rank up to a sergeant-major or a senior petty officer in a naval ship inclusive;

"i) in connection with the acquisition of the nationality of a foreign state by the serviceman who is a citizen serving under a contract in the Armed Forces of the Russian Federation, in other troops and military formations".

#### **Article 4**

In the fourth Part of Article 13 of Federal Law No. 62-FZ of May 31, 2002 on the Citizenship of the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 22, 2002, item 2031; No. 46, 2003, item 4447) the words "in military formations or in organs" shall be replaced by the words "or in military formations".

#### **Article 5**

In Item 2 of Article 15 of Federal Law No. 115-FZ of July 25, 2002 on the Legal Status of Foreign Nationals in the Russian Federation (Sobraniye Zakonodatelstva Rossiyskoy Federatsii No. 30, 2002, item 3032; No. 46, 2003, item 4437) the words "military formations and organs" shall be replaced by the words "and military formations".

President of the Russian Federation

Vladimir Putin

Moscow, the Kremlin  
December 4, 2007  
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