
RUSSIAN FEDERATION

FEDERAL LAW

ON AMENDING

**CERTAIN LEGISLATIVE ACTS OF THE RUSSIAN FEDERATION
IN CONNECTION WITH THE RATIFICATION OF THE UNITED NATIONS
CONVENTION AGAINST CORRUPTION OF OCTOBER 31, 2003 AND THE
CRIMINAL LAW CONVENTION ON CORRUPTION OF 27 JANUARY 1999
AND THE ADOPTION OF THE FEDERAL LAW "ON COUNTERACTING
CORRUPTION"**

Enacted by
the State Duma
on December 19, 2008

Approved by
the Federation Council
on December 22, 2008

(As amended by the Federal [Law](#) of 07.02.2011 No. 3-FZ)

Article 1. is repealed since March 1, 2011 – the Federal [Law](#) of 07.02.2011 No. 3-FZ.

Article 2

[Article 40.2](#) of the Federal Law "On Procuracy of the Russian Federation" (as revised by the Federal Law of November 17, 1995 No. 168-FZ) (Bulletin of Congress of People's Deputies of the Russian Federation and the Supreme Soviet of the Russian Federation, 1992, No. 8, Art. 366; Legislation Bulletin of the Russian Federation, 1995, No. 47, Art. 4472; 1999, No. 7, Art. 878, 2007, No. 24, Art. 2830) read as follows:

"Article 40.2 Restrictions, prohibitions and obligations associated with service in procuracy bodies and institutions

Persons holding positions listed in the second paragraph of clause 1 of Article 40 of this Federal Law are subject to restrictions, prohibitions and obligations established by the Federal [Law](#) "On Counteracting corruption" and [Articles 17, 18](#) and [20](#) of the Federal Law of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation" (hereinafter – the Federal Law "On State Civil Service of the Russian Federation") for public servants".

Article 3

[Regulation](#) on service in law enforcement agencies of the Russian Federation, approved by the Resolution of the Supreme Soviet of the Russian Federation of December 23, 1992 N 4202-1 "On Approval of the Regulation on service in internal affairs agencies of the Russian Federation and the text of the Oath of officers of law enforcement agencies of the Russian Federation" (Bulletin of the Congress People's Deputies of the Russian Federation and the Supreme Soviet of the Russian Federation, 1993, No. 2, Art. 70, Legislation Bulletin of the Russian Federation,

2004, No. 35, Art. 3607; 2005, No. 1, Art. 25; No. 14, Art. 1212; 2007, No. 10, Art. 1151; No. 49, Art. 6072) shall be amended by Article 9.1 and read as follows:

"Article 9.1 Restrictions, prohibitions and duties related to service in bodies of internal affairs

Law enforcement officers are subject to restrictions, prohibitions and obligations established by the Federal Law "On counteracting corruption" and Articles 17, 18 and 20 of the Federal Law of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation", except for restrictions, prohibitions and obligations that prevent law enforcement officer to comply with duties for implementation of operational and search activities. Establishment of such exemptions and definition of law enforcement officers, who are subject to such exclusions is made in each case in the manner prescribed by normative legal acts of the Russian Federation".

Article 4

To amend the Federal Law of April 3, 1995 N 40-FZ "On the Federal Security Service" (Legislation Bulletin of the Russian Federation, 1995, No.15, Art. 1269; 2000, No. 1, Art. 9; No. 46, Art. 4537; 2002, No.19, art. 1794; 2003, No. 2, Art. 156; No. 27, Art. 2700; 2004, No. 35, Art. 3607; 2005, No. 10, art. 763, 2006, No. 17, Art. 1779; No. 31, art. 3452; 2007, No. 28, Art. 3348; No. 31, art. 4008; No. 50, Art. 6241) as follows:

1) Article 7 shall be read as follows:

"Article 7. Protection of data on the Federal Security Service

Citizens of the Russian Federation employed to the military service, federal state civil service and started working in federal security service bodies shall complete the process of registration for access permit to information, constituting a state secret, and verification which associated with ensuring of safety of federal security service bodies and the procedure of which is determined by the head of the federal executive body in charge of security, unless otherwise provided by the Russian Federation legislation.

Individuals shall have access to information about agencies of the federal security service, constituting state and other legally protected secrets, in accordance with the legislation of the Russian Federation on state and other legally protected secrets unless otherwise provided by the Russian Federation legislation.

Individuals can be denied in access to information about agencies of the federal security service, constituting state and other legally protected secrets, on the grounds provided by legislation of the Russian Federation on state and other legally protected secrets or in order to ensure security of agencies of the federal security service.

Individuals are allowed to participate in counterintelligence, combating with terrorism and crime, intelligence, border control activities and activities on ensuring information security carried out by federal security service bodies (hereinafter – operational and service activities), and (or) to materials received as result of such activities, in the manner determined by the head of the federal executive body in the field of security ensuring.

Documents and materials containing information about military servants, federal state civil servants, officers of the federal security service, persons having assisted or assisting them on a confidential basis as well as about the organization, tactics, methods and means of implementing of operational and service activities by federal security service bodies shall be kept in agencies of the federal security service.

Archives' materials of the federal security service of historical, scientific value and declassified in accordance with legislation of the Russian Federation shall be deposited in

archives of the federal executive body in the field of archives in the manner established by the Russian Federation legislation";

2) [part 1 of Article 13](#):

a) shall be [amended](#) by clause "t.1" as follows:

"t.1) to exercise selection (including on a competitive basis) of candidates for joining the contract military service to federal security service bodies independently among citizens of the Russian Federation in the manner determined by the head of the federal executive body in the field of security ensuring";

b) [clause "f.1"](#) after words "State Borders of the Russian Federation" shall be amended with words "owned by them";

3) [Article 16](#) shall be read as follows:

"Article 16. Officers of federal security service bodies

Federal security service bodies are completed (including on a competitive basis) by military servants, federal state civil servants and employees (hereinafter – military and civilian personnel). Military servants of federal security service bodies, serving under the contract, as well as federal state civil servants of the federal security service bodies and employees of federal security service bodies assigned to the post of military servants are officers of the federal security service bodies.

Officer of federal security service bodies can be a citizen of the Russian Federation who does not have citizenship (nationality) of a foreign state, capable to fulfill his responsibilities according to his personal and professional qualities, age, education and health. Qualification requirements to professional knowledge and skills necessary for performance of official duties of the officer of federal security service bodies are established by the head of the federal executive authority in the field of security ensuring.

If a person failure to comply with one of these requirements set in part two of this article, relating to his personal and professional qualities, age, education, health or other requirements established by this Federal Law shall be grounds for denial of acceptance or transfer him to contracted military service, federal state civil service or to work for federal security service bodies, as well as for the termination of contract or employment contract with him.

Information on grounds for refusal to serve or work in federal security service bodies is submitted to citizen under the Russian Federation legislation on state and other legally protected secret.

Citizens of the Russian Federation entering the contracted military service, federal state civil service or federal security service bodies are tested to determine their fitness for service or work in federal security service bodies, including through psycho-physiological studies in manner established by the head of the federal executive authority in the field of security ensuring.

The first contract for military service can be signed with citizens of the Russian Federation, which are highly qualified individuals and who have reached the age of 40, a new contract for military service is signed with those who have reached the age limit for military service in the manner determined by the head of the federal executive authority in field of security ensuring.";

4) [to amend](#) with article 16.1 as follows:

"Article 16.1 Service in federal security service bodies

Officers of federal security service bodies during performance of their activities are guided by federal laws and may not be bound by decisions of political parties, public associations and other organizations.

Military servants of federal security service bodies have military service in accordance with legislation of the Russian Federation on military service taking into account features due to specifics of their duties established by this Federal Law. During implementation of operational and service activities officers of federal security service bodies are subject only to the direct commanding officer. Upon receipt of an order or instruction that are contrary to federal law the officer of federal security service bodies shall be guided by the federal law.

The number of military servants and civilian personnel of federal security service bodies is established by the President of the Russian Federation.

Powers of officials of federal security service bodies on approval of official rules, use of incentives and disciplinary measures in respect of subordinate military servants, as well as on assignment of military ranks, appointment and dismissal of military servants (except military servants replacing the post of senior officers) are established by head of the federal executive body in the field of security ensuring.

Military servants of federal security service bodies which are highly qualified and have reached the age limit for military service may be contracted for military service for a period until they reach the age of 65 in the manner determined by the head of the federal executive authority in the field of security ensuring.

Military and civilian personnel of federal security service bodies is prohibited either directly or through agents to participate in management of organizations (except for participation in a general meeting of members of nonprofit organizations), to be engaged in entrepreneurial activities and assist individuals and legal entities in conducting such activities. Officers of the federal security service bodies are prohibited to combine military service in federal security service bodies (federal state civil service or work in federal security service bodies) with any other paid activity except scientific, teaching and creative activities, except as provided by legislation of the Russian Federation and (or) it is necessary to meet challenges of the operational activity.

Military and civilian personnel of federal security service bodies may receive awards, honorary and other titles of political parties, public associations and other organizations in the manner determined by the head of the federal executive authority in the field of security ensuring."

Article 5

The Federal Law of August 12, 1995 No. 144-FZ "On Operational-Investigative Activities" (Legislation Bulletin of the Russian Federation, 1995, No. 33, Art. 3349; 1999, No. 2, Art. 233; 2001, No. 13, Art. 1140; 2005, No. 49, Art. 5128; 2007, No. 31, Art. 4008, 4011, 2008, No. 18, Art. 1941) shall be changed as follows:

1) Article 2 shall be amended by the following paragraph:

"establishment of property subject to forfeiture.";

2) part two of the Article 7 shall be amended by clause 7 as follows:

"7. On credibility of information under federal law provided by state or municipal officer or citizen who claims to be a judge if there is request submitted in the manner determined by the President of the Russian Federation.";

3) in part nine of the Article 8 words "according to clauses 1 - 4 and 6 of part two of the Article 7" shall be substitutes as follows " according to clauses 1 - 4, 6 and 7 of Article 7";

4) part one of the Article 11 shall be amended with words ", property subject to forfeiture, to make decisions on credibility of information under federal law provided by state or municipal officer or citizen who claims to be a judge".

Article 6

To amend [part two](#) of the Civil Code of the Russian Federation (Legislation Bulletin of the Russian Federation, 1996, No. 5, Art. 410; 2008, No. 17, Art. 1756) as follows:

1) in [paragraph two of the clause 2 of the Article 574](#) words "five statutory minimum wage" shall be substituted with words "three thousand rubles";

2) in [Article 575](#):

a) in [paragraph one](#) words "Not permitted" shall be substituted with words "1. Not permitted", the words "five statutory minimum wage" shall be substituted with words "three thousand rubles";

b) [paragraph 3](#) shall be read as follows:

"3) persons holding civil service posts of the Russian Federation, the state office of the Russian Federation subjects, municipal offices, State servants, municipal officers, officers of the Bank of Russia in connection with their official capacity or in connection with performance of their official duties;"

c) [amend](#) with clause 2 as follows:

"2. Prohibition on gift giving to persons who hold public office of the Russian Federation, the state office of the Russian Federation, municipal offices, State servants, municipal officers, officers of the Bank of Russia established by clause 1 of this Article shall not apply in cases of gift giving in connection with protocol events, official business trips and other official events. Gifts received by persons holding civil service posts of the Russian Federation, the state office of the Russian Federation, municipal offices, State servants, municipal officers, officers of the Bank of Russia and the cost of which exceeds three thousand rubles are recognized as federal property, the property of the Russian Federation subject or municipal property and are transferred to officers under the act to the body in which the mentioned person fill the position."

Article 7

Amend the Criminal Code of the Russian Federation (Legislation Bulletin of the Russian Federation, 1996, No. 25, Art. 2954; 2003, No. 50, Art. 4848; 2006, No. 31, Art. 3452; 2007, No. 49, Art. 6079) as follows:

1) in [part one of the Article 104.1](#):

a) [paragraph one](#) shall be read as follows:

"1. Seizure of property is involuntary and uncompensated forfeiture of the following property and its transformation into state property on the basis of judgment of conviction:"

b) in [clause "a"](#) words "by part two of Article 111" shall be substituted with words "by part two – fourth of the Article 111", figures "146, 147, 164" shall be substituted with words "by part two of the Article 141, Article 141.1, part two of the Article 142, Articles 146, 147, 183", figures "188," shall be deleted, figure "290, 355" shall be substituted with figures "290, 295, 307 – 309, 355", words "of this Code" shall be substituted with words "of this Code or that are subject of unlawful movement across the customs border of the Russian Federation, responsibility for which is established by Article 188 of this Code.";

c) in [clause "b"](#) words "as a result of crime commission" shall be substituted with words "as a result of commission of at least one of crimes stipulated in Articles referred to in clause "a" of this part";

2) in [Article 104.3](#):

a) in [part one](#) the word "damage" shall be substituted with the word "harm";

b) in [part two](#) the word "damage" shall be substituted with the word "harm";

3) in [Article 201](#):

a) in [paragraph two of part one](#) words "for the period of up to three years" shall be substituted with words "for the period of up to four years";

b) [paragraph two of part two](#) shall be read as follows:

"shall be punishable by a fine of up to one million rubles or the salary or other income for a period of five years or without it, or imprisonment for up to ten years with disqualification to hold certain positions or practice certain activities for up to five years.";

a) [clause 1](#) of notes shall be read as follows:

"Notes 1. The person executing functions of single executive body, a member of board of directors or other collegial executive body and the person exercising permanently, temporarily or under special authority management or administrative functions within these organizations shall be deemed in articles of this chapter, as well as in articles 199.2 and 304 of this Code those person who performs management functions in a commercial or other organization, as well as in non-profit organization that is not a government body, body of local self-government, state or municipal agency.";

4) in [Article 204](#):

a) in [paragraph two of part one](#) words "imprisonment for a period not exceeding two years" shall be substituted with words "imprisonment for a period not exceeding three years";

b) [paragraph two of part three](#) shall be read as follows:

"shall be punishable by a fine from one hundred thousand to five hundred thousand rubles or in the amount of salary or other income of the convicted for the period from one year to three years or imprisonment for up to seven years with disqualification to hold certain position or practice certain activities for up to three years.";

c) [part four](#) read as follows:

"4. Actions envisaged in part three of this Article, if they are:

a) committed by a group of persons by prior conspiracy or by organized group;

b) associated with extortion of bribery subject -

shall be punishable by imprisonment for a term from seven to twelve years with a fine of up to one million rubles or in the amount of salary or other income of the convicted for a period of five years with or without disqualification to hold certain posts or practice certain activities for up to three years.";

5) [notes](#) to Article 285 shall be substituted with clause 5 as follows:

"5. Foreign officials and officials of public international organization who have committed a crime under articles of this chapter shall be criminally liable under articles of this chapter in cases stipulated by international treaties of the Russian Federation";

6) in [Article 331](#):

a) in [part one](#) words "in the Military Forces of the Russian Federation, other forces and military formations of the Russian Federation" shall be deleted;

b) [part two shall be deemed](#) repealed.

Article 8

Federal [Law](#) of July 21, 1997 N 114-FZ "On service in customs bodies of the Russian Federation" (Legislation bulletin of the Russian Federation, 1997, No. 30, Art. 3586; 2002, No. 30, Art. 3029; 2004, No. 27, Art. 2711; 2007, No. 10, Art. 1151; 2008, No. 26, Art. 3022) shall be amended with Article 7.1 as follows:

"Article 7.1 Restrictions, prohibitions and obligations associated with service in customs bodies

Customs officer is subject to restrictions, prohibitions and obligations established by the Federal [Law](#) "On counteracting corruption" and [Articles 17, 18 and 20](#) of the Federal Law of July 27, 2004 No. 79-FZ "On State Civil Service of the Russian Federation", except for restrictions, prohibitions and obligations that prevent customs officer to comply with duties for implementation of operational and search activities. Establishment of such exemptions and

definition of customs officers, who are subject to such exclusions, is made in each case in the manner prescribed by regulations of the Russian Federation".

Article 9

[Article 3](#) of the Federal Law of July 21, 1997 N 118-FZ "On Bailiffs" (Legislation Bulletin of the Russian Federation, 1997, N 30, Art. 3590) shall be amended with clause 4 as follows:

"4. Bailiffs are subject to restrictions, prohibitions and obligations established by the Federal [Law](#) "On Anti-Corruption" and [Articles 17, 18](#) and [20](#) of the Federal Law of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation".

Article 10

To amend the Federal Law of March 28, 1998, N 53-FZ "On Military Duty and Military Service" (Legislation Bulletin of the Russian Federation, 1998, No. 13, Art. 1475; No. 30, Art. 3613; 2001, No. 7, Art. 620; No. 30, Art. 3061; 2002, No. 26, Art. 2521; No. 30, Art. 3029, 3033, 2003, No. 1, Art. 1; No. 27, Art. 2700; No. 46, Art. 4437; 2004, No. 18, Art. 1687; No. 25, Art. 2484; No.35, Art. 3607; No. 49, Art. 4848; 2005, No. 14, Art. 1212; 2006, No. 11, Art. 1148; No. 29 , Art. 3122, 3123, 2007, No. 50, Art. 6241) as follows:

1) [clause 3 of the Article 34](#) shall be amended with words ", unless otherwise provided by federal laws";

2) [clause 2 of the Article 51](#) shall be amended with subparagraph "e.1" as follows:

"e.1) in connection with violation of prohibitions related to military service as provided by [clause 7 of the Article 10](#) and [Article 27.1](#) of the Federal Law of May 27, 1998, N 76-FZ "On Status of Military Servants",

Article 11

Amend the Federal [Law](#) of May 27, 1998, N 76-FZ "On the Status of Military Servants" (Legislation bulletin of the Russian Federation, 1998, No. 22, Art. 2331; 2002, No. 1, Art. 2; No. 26, Art. 2521; 2003, No. 46, Art. 4437; 2006, No. 50, Art. 5281; 2007, No. 45, Art. 5431; 2008, No. 30, Art. 3616) with Article 27.1 as follow:

"Article 27.1 Restrictions, prohibitions and obligations associated with military service

Military servant, unless otherwise provided by federal laws, Decrees of the President of the Russian Federation and regulations of the Government of the Russian Federation, is subject to restrictions, prohibitions and obligations established by the Federal [Law](#) "On counteracting corruption" and [Articles 17, 18](#) and [20](#) of the Federal Law of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation", except for restrictions, prohibitions and obligations that prevent military servant to comply with duties for implementation of operational and search activities or ensuring of security of the Russian Federation. Establishment of such exemptions and definition of military servants, who are subject to such exclusions, is made in each case in the manner prescribed by regulations of the Russian Federation".

Article 12

To amend the Federal [Law](#) of July 25, 1998 N 128-FZ "On the state fingerprint registration in the Russian Federation" (Legislation Bulletin of the Russian Federation, 1998, No. 31, Art. 3806; 2001, No. 11, Art. 1002 2002, No. 30, Art. 3032, 3033, 2003, No. 27, Art. 2700; 2004, No. 18, Art. 1687; No. 27, Art. 2711; 2006, No. 31, Art. 3420; 2007, No. 24, Art. 2832; 2008, No. 19, Art. 2094) as follows:

1) in [part one of the Article 9](#):

a) [paragraph three of the clause "c"](#) shall be deemed repealed;

b) [amend](#) with clause "c.2" as follows:

"c.2) federal state civil servants and employees of federal security service bodies, as well as citizens entering contracted military service, federal state civil service or federal security service bodies;"

2) in [paragraph three of part one of the Article 11](#) words "in paragraphs three, five, six, ten and fourteen of the clause "c" and in clause "c.1" shall be substituted with words "in paragraphs five, six, ten and fourteen of the clause "c" and in clauses "c.1" and "c.2";

3) in [part three of the Article 13](#) words "in paragraphs three, five, six and ten of the clause "c" and in clause "c.1" shall be substituted with words "in paragraphs five, six and ten of the clause "c" and in clauses "c.1" and "c.2".

Article 13

To amend [Article 448](#) of the Criminal Procedure Code of the Russian Federation (Legislation Bulletin of the Russian Federation, 2001, No. 52, Art. 4921; 2002, No. 22, Art. 2027; No. 30, Art. 3015; 2003, No. 27, Art. 2706, 2708, 2007, No. 18, Art. 2118; No. 24, Art. 2830, 2833, 2008, No. 49, Art. 5724) as follows:

1) in [part one](#):

a) in [clause 1](#) words "based on decision of panel consisting of three judges of the Supreme Court of the Russian Federation, on presence of evidence of a crime in actions of a member of the Federation Council or deputy of the State Duma" shall be deleted;

b) in [clause 3](#) words "based on decision of panel consisting of three judges of the Supreme Court of the Russian Federation, on presence of evidence of a crime in actions of a judge" shall be deleted;

c) in [clause 4](#) words "based on decision of panel consisting of three judges of the Supreme Court of the Russian Federation, on presence of evidence of a crime in actions of a judge" shall be deleted;

g) in [clause 5](#) words "based on decision of panel consisting of three judges of the supreme court of the republic, territory or region court, court of the federal city, court of autonomous oblast and autonomous region, military court of appropriate level on presence of evidence of a crime in actions of a judge and" shall be deleted;

e) in [clause 9](#) words "based on decision of panel consisting of three judges of the supreme court of the republic, territory or region court, court of the federal city, court of autonomous oblast and autonomous region" shall be deleted;

e) in [clause 10](#) words "based on decision of district court judge or garrison military court at the place of committing the act that contains elements of crime" shall be deleted;

2) read [part two](#) as follows:

"2. Production by the President of the Russian Federation on presence of evidence of a crime in actions of the Prosecutor General of the Russian Federation or the Chairman of the Investigative Committee under the Prosecutor of the Russian Federation is considered at a closed court session within ten days after receipt of such production by court with participation of the Prosecutor General of the Russian Federation or the Chairman of the Investigative Committee under the Prosecutor of the Russian Federation and (or) their lawyers on the basis of materials submitted to the court.";

3) in [part three](#) words "head of the investigative body" shall be substituted with words "President of the Russian Federation";

4) in [part five](#) words "and decision of judicial panel on presence of evidence of a crime in actions of a judge" shall be deleted;

5) [part six shall be deemed repealed](#).

Article 14

To amend the [Code](#) of the Russian Federation on Administrative Violations (Legislation bulletin of the Russian Federation, 2002, No. 1, Art. 1; No. 30, Art. 3029; No. 44, Art. 4295; 2003, No. 27, Art. 2700, 2708, 2717; No. 46, Art. 4434; No. 50, Art. 4847; 2004, No. 31, Art. 3229; No. 34, Art. 3529, 3533; No. 44, Art. 4266; 2005, No. 1, Art. 13, 40, 45; No. 13, Art. 1075, 1077; No. 19, Art. 1752; No. 27, Art. 2719, 2721; No. 30, Art. 3104, 3131; No. 50, Art. 5247; No. 52, Art. 5574; 2006, No. 1, Art. 4, 10; No. 2, Art. 172; No. 6, Art. 636; No. 17, Art. 1776; No. 18, Art. 1907; No. 19, Art. 2066; No. 31, Art. 3420, 3438; No. 45, Art. 4634, 4641; No. 50, Art. 5281; No. 52, Art. 5498; 2007, No. 1, Art. 25; No. 7, Art. 840; No. 16, Art. 1825; No. 26, Art. 3089; No. 30, Art. 3755; No. 31, Art. 4007, 4008, 4015; No. 41, Art. 4845; No. 46, Art. 5553; 2008, No. 20, Art. 2251, 2259; No. 30, Art. 3604; No. 49, Art. 5745) as follows:

1) in the [Article 3.5](#):

a) [clause 2 of part 1](#) after words "or amount that is not returned to the Russian Federation within the specified period," shall be amended with words "or amount of money, value of securities or other property or value of property-related services, illegally transferred or provided on behalf of the legal entity";

b) [part 3](#) after words "or amount that is not returned to the Russian Federation within the specified period," shall be amended with words "or amount of money, value of securities or other property or value of property-related services, illegally transferred or provided on behalf of the legal entity";

2) [part 1 of the Article 4.5](#) after words "(including foreign employees)," shall be amended with word "legislation", after words "provision of services for state and municipal needs," shall be amended with words "on anti-corruption";

3) [section 19](#) shall be amended with Articles 19.28 and 19.29 to read as follows:

"Article 19.28 Illegal gratification on behalf of the legal entity

Illegal transfer of money, securities or other assets on behalf of or for the benefit of a legal entity to official person performing management functions in business or other organization, as well as illegal provision of property-related services for commission of action (inaction) associated with position for the benefit of the legal entity or official person performing management functions in a commercial or other organization -

shall be punishable by administrative fines for legal entities up to three times the amount of transferred money, three times the value of securities, other assets and provided property-related services, but not less than one million rubles with seizure of transferred money, securities or other assets.

Notes:

1. Official in this article means persons referred to in [notes 1 - 3, 5 to the Article 285](#) of the Criminal Code of the Russian Federation.

2. Person who performs management functions in a commercial or other organization in this article means a person specified in [Note 1 to the Article 201](#) of the Criminal Code of the Russian Federation.

Article 19.29. Illegal engaging of the public servant (a former public servant) to working practice

Engaging of state or municipal servant (former state or municipal servant) having substituted (substituting) position which is included in the list established by normative legal acts of the Russian Federation in violation of the Federal [Law](#) "On counteracting corruption" to working practice, -

shall be punishable by an administrative fine for officials from twenty thousand to fifty thousand rubles; for persons engaged in entrepreneurial activities without forming a legal entity – from twenty thousand to fifty thousand rubles; for legal entities – from one hundred thousand to five hundred thousand rubles.";

4) [part 1 of the Article 23.1](#) after figures "19.26," shall be amended with figures "19.28, 19.29,";

5) [part 1 of the Article 28.4](#) after figures "19.9", shall be amended with figures "19.28, 19.29,".

Article 15

Amend the Labor [Code](#) of the Russian Federation (Legislation bulletin of the Russian Federation, 2002, No. 1, Art. 3, 2006, No. 27, Art. 2878; 2007, No. 30, Art. 3808; No. 49, Art. 6070; 2008, No. 30 , Art. 3616) as follows:

1) to [amend](#) with Article 64.1 and read as follows:

"Article 64.1 Terms of conclusion of employment contract with former state and municipal servants

On the question concerning application of paragraph three and four of clause 1 of the Article 15 see the [letter](#) of the Ministry of Health and Social Development of the Russian Federation of 24.04.2009 No. 3854-17.

Citizens who occupied positions list of which is established by regulations of the Russian Federation after dismissal from state or municipal service are required to report the employer information about the last place of service within two years when entering into contracts of employment.

Employer when concluding employment contract with citizens who held positions of state or municipal service list of which is established by the regulations of the Russian Federation, within two years after their dismissal from state or municipal service within ten days should report on conclusion of such agreement to representative of the employer of state or municipal officer for the last place of service in the manner prescribed by the regulations of the Russian Federation.";

2) [paragraph five of part one of the Article 84](#) shall be amended with words ", or conclusion of employment contract in violation of restrictions, prohibitions and requirements set by federal law relating to engaging of persons dismissed from state or municipal service to working practice."

Article 16

To amend the Federal [Law](#) of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation" (Legislation bulletin of the Russian Federation, 2004, No. 31, Art. 3215; 2007, No. 10, Art. 1151; 2008, No. 13, Art. 1186; No. 30, Art. 3616) as follows:

1) [part 1 of the Article 16](#) shall be amended with clause 10 as follows:

"10) failure to comply with restrictions, violation of prohibitions and dereliction of duty set by the Federal [Law](#) "On counteracting corruption".";

2) in [Article 17](#):

a) in [paragraph 6 of part 1](#) words "by the Civil Code of Russian Federation;" shall be substituted with words "by the Civil [Code](#) of the Russian Federation. A civil servant who has gave gift received by him in connection with protocol event, official business trip or other

official events, can redeem in the manner established by the regulations of the Russian Federation";

b) [clause 1 of part 3](#) shall be read as follows:

"1) in the case of substitution of civil service's positions, list of which is established by the regulations of the Russian Federation for two years to replace the position and perform work on the basis of civil contract in commercial and noncommercial organizations, if individual functions of state management of these organizations were included into duties of a civil servant without consent of relevant commission on compliance with requirements for official behavior of civil servants and settlement of conflicts of interest, which is given in the manner prescribed by the regulations of the Russian Federation";

3) [Article 20](#) shall be read as follows:

"Article 20. Presentation of information on income, property and property-related obligations

1. A citizen applying for a vacancy of the civil service's position, included in the list established by the regulations of the Russian Federation, as well as a civil servant occupying civil service post, included in the list established by regulations of the Russian Federation, annually, not later than 30 April of the year following the reporting year submit information about his/her income, assets and property-related obligations, as well as on income, assets and property-related obligations of members of his/her family to the representative of the employer.

2. Regulation on submission of information about income, assets and property-related obligations of civil servant and his/her family included in the list established by the regulations of the Russian Federation, is approved by act of the President of the Russian Federation or by regulation of the Russian Federation subject of taking into account requirements of this article.

3. Information on income, assets and property-related obligations submitted by civil servant in accordance with this article are of a confidential nature, unless they are assigned to the information constituting a state secret under the federal law.

4. It is not allowed to use information about income, assets and property-related obligations of civil servants and members of their family for establishing or determining capacity to pay of the civil servant and members of his/her family, for direct or indirect collection of contributions (donations) to funds of public or religious associations, other organizations as well as to the benefit of individuals.

5. Persons guilty of disclosing information about income, assets and property-related obligations of civil servants and members of their family or of using such information for purposes not stipulated by federal law are responsible in accordance with this Federal Law and other federal laws.

6. Checking the accuracy and completeness of information about income, assets and property-related obligations of civil servant replacing civil service's position included in the list established by regulations of the Russian Federation, and members of his/her family is carried out in accordance with the Federal [Law](#) "On counteracting corruption" and other regulations of the Russian Federation.

7. Family members of a civil servant in this article mean spouse and minor children.";

4) [Article 60](#) shall be amended with part 3 to read as follows:

"3. The list of civil service's posits for which rotation of civil servants is created and procedure of rotation of civil servants is approved by the President of the Russian Federation.";

5) in [Article 71](#):

a) in [part 1](#) words "part 2 of Article 17 and" shall be deleted;

6) [part 2](#) shall be deemed repealed.

Article 17

[Article 14](#) of the Federal Law of March 2, 2007 N 25-FZ "On municipal service in the Russian Federation" (Legislation Bulletin of the Russian Federation, 2007, No. 10, Art. 1152) shall be amended by part 2.1 as follows:

"2.1. If municipal officer replacing the position of head of the local administration under the contract has income-generating securities, stocks (shares in the authorized capital of organizations) and they can lead to a conflict of interest, he shall transfer said securities, stocks (shares in the authorized capital of organizations) in trust management in accordance with the legislation of the Russian Federation."

Article 18 is repealed since March 1, 2011. – Federal [Law](#) of 07.02.2011 N 3-FZ.

Article 19

1. This Federal Law shall enter into force ten days after its official publication.

2. Information on income, provision of which is provided by [Article 20.1](#) of the Law of the Russian Federation of April 18, 1991 N 1026-1 "On Police," [Article 40.2](#) of the Federal Law "On the Procuracy of the Russian Federation", [Article 9.1](#) of the Regulation on Service in Law Enforcement Bodies of the Russian Federation, approved by Decision of the Supreme Soviet of the Russian Federation of December 23, 1992 N 4202-1 "Regulation on Service in Law Enforcement Bodies of the Russian Federation and the text of the Oath of the officer of law enforcement bodies of the Russian Federation, [Article 7.1](#) of the Federal Law of 21 July 1997 N 114-FZ "On Service in Customs Bodies of the Russian Federation", [paragraph 4 of Article 3](#) of the Federal Law of July 21, 1997 N 118-FZ "On Bailiffs", [Article 27.1](#) of the Federal Law of May 27, 1998, N 76-FZ "On the Status of Military Servants", [clause 1 of part 3 of Article 17](#) and [part 3 of Article 60](#) of the Federal Law of July 27, 2004 No. 79-FZ "On State Civil Service of the Russian Federation" (as revised by this Federal Law) shall be submitted for the first time in the first quarter of 2010.

3. In 2009 state civil servants shall submit information on their income, assets and property-related obligations for 2008 in the manner provided in [Article 20](#) of the Federal Law of July 27, 2004 N 79-FZ "On State Civil Service of the Russian Federation" as in force until this Federal Law entries into force.

President
of the Russian Federation
D.MEDVEDEV

Moscow, the Kremlin
December 25, 2008
N 280-FZ
