

**FEDERAL LAW OF THE RUSSIAN FEDERATION dd.
January 10, 2006 # 18-Φ3
On Introducing Amendments to Certain Legislative Acts
of the Russian Federation**

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Article 1.

The Law of the Russian Federation #3297-1 On Closed Administrative Territorial Formations dated July 14, 1992 (published in *Vedomosty* of the Russian Federation Congress of People's Deputies and the Supreme Council of the Russian Federation, 1992, #33, p. 1915; Corpus of legislative acts of the Russian Federation, 1996, #49, p. 5503) shall be amended as follows:

1) In Article 3:

Part 1 shall incorporate the following:

a paragraph reading "limitations on creation and activities on its territory of organizations founded by foreign nationals, stateless persons. Foreign non-profit non-government organizations, branches of foreign non-profit non-government organizations, organizations with foreign investments";

Clauses 2¹ and 2² reading as follows:

"2¹. Creation and activities of organizations with foreign investments on the territory of a closed administrative formation shall be allowed in compliance with the procedure stipulated by the Government of the Russian Federation except for the cases specified by the federal laws.

2². Creation and activities of organizations founded by foreign nationals, stateless persons, foreign entities, foreign non-profit non-government organizations, branches of foreign non-profit non-government organizations, and activities of international organizations (associations) shall not be allowed on the territory of a closed administrative formation;

2) Part 4 of Article 8 shall be deemed as null and void.

Article 2

The Federal Law #82-FZ On Public Associations (Corpus of legislative acts of the Russian Federation, 1995, #21, p. 1930; 1997, #20, p. 2231; 1998, #30, p. 3608; 2002, #11, p. 1018; #12, p. 1093; #30, p. 3029; 2003, #50, p. 4866; 2004, #27, p. 2711) shall be amended as follows:

1) Part 2 of Article 2 shall be deemed null and void;

2) In Part 2 of Article 13 the words "non-government associations" shall be replaced with "non-government organizations";

3) Article 19 shall read as follows:

“Article 19. Requirements to founders and members of, and participants in public associations

Founders and members of and participants in public associations may include physical persons over the age of 18 and public associations, which are legal entities, unless stipulated otherwise by this Federal Law and the laws on specific types of public associations.

Foreign nationals and stateless persons legally domiciling in the Russian Federation may become founders and members of and participants in public associations unless provisioned otherwise by the international agreements ratified by the Russian Federation or by the federal legislation. Foreign nationals and stateless persons may be elected honorary members of (honorary participants in) a public association without obtaining rights and duties in the said association.

The following subjects may not become founders and members of or participants in a public association:

- 1) a foreign national or stateless person, whose stay (domicile) in the Russian Federation has been established as undesirable in compliance with the relevant procedure stipulated by the legislation of the Russian Federation;
- 2) a person, whose name is listed in accordance with Clause 2 of Article 6 of the Federal Law # 115-FZ On Combating Legalization (Laundering) of Criminally Gained Income and Financing of Terrorism dated August 7, 2001;
- 3) a public association, whose activities were suspended in conformity with Article 10 of the Federal Law #114-FZ On Countering Extremist Activities dated July 25, 2002 (hereinafter – Federal Law On Countering Extremist Activities);
- 4) a person, whose actions have been defined by a valid decision of the court of law as bearing signs of extremist activities;
- 5) a person, convicted and incarcerated by the decision of a court of law.

Persons over 14 years of age may become members of and participants in youth public associations. Persons over 8 years of age may become members of and participants in children’s public associations. Any requirement of stating a membership of or participation in any public association shall not be allowed. No affiliation or non-affiliation of individuals with public associations may serve as grounds for restricting their rights and freedoms or a prerequisite for granting any government benefits or privileges unless specified otherwise by the legislation of the Russian Federation. Bodies of state power and local governance may not become founders and members of or participants in public associations.

When public associations are created in the form of public organizations, the founders of the said associations shall automatically become their members, thus obtaining respective rights and duties.

When public associations are created in other organizational and legal forms, rights and duties of the associations’ founders shall be specified in the said associations’ charters”.

1) Article 21 shall read as follows:

“Article 21. State registration of a public association

In order to obtain the rights of a legal entity, a public association shall undergo state registration in conformity with the Federal Law #129-FZ On State Registration of Legal Entities and Private Entrepreneurs of August 8, 2001 (hereinafter – Federal Law on State Registration of Legal Entities and Private Entrepreneurs) and in compliance with the procedure for state registration of public associations established by this Federal Law. A decision on state registration (denial of state registration) of a public association shall be rendered by a federal body of executive power, an authorized body of state registration of public associations (hereinafter – federal body of state registration) or by a regional agency thereof. An entry in the Unified State Register of Legal Entities containing information pertaining to the establishment, reorganization and dissolution of a public association, as well as any other data required by federal laws, shall be made by a federal body of executive power, authorized in compliance with Article 2 of the Federal Law On State Registration of Legal Entities and Private Entrepreneurs (hereinafter referred to as the authorized registering body) pursuant to the decision of the appropriate state registration rendered by a federal body of state registration or by a regional agency thereof.

A decision on state registration of an international or an All-Russia public association shall be rendered by the federal body of state registration.

A decision on state registration of an interregional public association shall be rendered by a regional agency of the federal body of state registration at the location of the standing governing body of the said association.

A decision on state registration of a regional or local public association shall be rendered by a regional agency of the federal body of state registration of the respective subject of the Russian Federation.

In order to obtain state registration, a public association shall submit the following documents to the federal body of state registration or a regional agency thereof:

- 1) an application, signed by an authorized representative (hereinafter referred to as applicant), complete with his family name, first name, patronymic, place of residence and telephone numbers;
- 2) three copies of the public association's charter;
- 3) an abstract from the minutes of the constituent congress (conference) or the general meeting containing information regarding setting up the public association, the approval of its charter and the formation of its governing, control and auditing bodies;
- 4) information regarding the founders;
- 5) a document confirming payment of the state registration fee;
- 6) information regarding the address (location) of the public association's standing governing body, which can serve as a mailing address for this public association;
- 7) the minutes of the constituent congresses (conferences) or of the general meetings of structural subdivisions for international, all-Russia and interregional public associations;
- 8) documents confirming the legitimacy of the use by a public association of an individual's personal name or symbols protected by the laws of the Russian Federation on protection of intellectual property and copyrights.

The documentation, specified in Section 6 of this Article shall be submitted within three months as of the date of holding the constituent congress (conference) or the general meeting.

State registration of youth and children's public associations shall be deemed feasible in case of the election of fully capable individuals to the governing bodies of the said associations.

Amendments to public associations' charters shall be subject to state registration following the same procedure and done within the same time frame as the state registration of public associations, and shall be inured as of the moment of such registration.

A decision on the state registration of a branch of public association shall be taken by a regional agency of a federal body of state registration servicing the relevant jurisdiction of the Russian Federation on the basis of the documents submitted by the branch of the public association in compliance with Section Six of this Article, certified by the governing body of the public association and accompanied by a copy of the certificate of state registration of the public association. State registration of a branch of public association shall follow the procedure established for state registration of public associations. In case when a branch of a public association chooses not to adopt its own charter but to operate on the basis of the charter of the public association this branch is affiliated with, the central governing body of the parent association shall notify the regional agency of the federal body of state registration of the relevant jurisdiction of the Russian Federation about the existence of the said branch, its location and its governing bodies. Consequently, the said branch of the public association shall be inured as a legal entity as of the time of its state registration.

Within thirty days upon the filing of an application for state registration of a public association, a federal body of state registration or a regional agency thereof shall render a decision regarding state registration of the public association or deny the said registration of the public association and provide the applicant with a substantiated denial in writing. Upon making a decision regarding the registration of a public association, a federal body of state registration or a regional agency thereof shall transfer all of the relevant information and documentation required for maintaining the Unified State Register of Legal Entities to an authorized registering body.

On the basis of the said decision, the information and documentation, provided by the federal body of state registration or a regional agency thereof, an authorized registering body shall make an appropriate entry to the Unified State Register of Legal Entities within the period of five business days upon the receipt of the said information and documentation, of which fact it shall inform the body, which has rendered the decision on the state registration of the public association no later than within one business day following the date of making the appropriate entry.

No later than three days upon the receipt of information from the authorized registering body regarding the entry made to the Unified State Register of Legal Entities pertaining to the public association, the federal body of state registration or its regional agency shall provide the applicant with a certificate of state registration.

A state registration of a public association or amendments to its charter shall entail payment of the state registration fee payable in compliance with the procedure and in the amount established by the legislation of the Russian Federation on taxes and duties”;

- 1) Article 22 shall be deemed as null and void;
- 2) Article 23 shall read as follows:

“Article 23. Denial of State Registration of a Public Association and the Procedure for Appeals.

State registration of a public association may be denied for the following reasons:

- 1) the charter of a public association runs counter to the Constitution and the legislation of the Russian Federation;
- 2) the documentation required for state registration in conformity with this Federal Law, has not been submitted in full, or the said documents have not been executed in a procedurally valid manner, or have been submitted to a wrong body of power;
- 3) the party, acting as a founder of the public association, may not serve as a founder in compliance with Section 3 of Article 19 of this Federal Law;
- 4) there exists a registered public association bearing the same name and maintaining activities within the same territory;
- 5) it has been discovered that the constituent documents, submitted for registration, contain unreliable information;
- 6) the name of a public association insults public morality, ethnic and religious feelings.

A denial of state registration of a public association on the grounds of its prudence shall not be permissible.

In case of a denial of state registration of a public association, the applicant shall be notified in writing with the indication of specific legislative provisions of the Constitution and the legislation of the Russian Federation, which have entailed the said denial.

A denial of state registration of a public association, as well as evasion of granting the said registration may be appealed against in a higher body of power or in a court of law.

A denial of state registration of a public organization shall not be deemed as an impediment for a repeated application of documents for state registration, provided the shortcomings that caused the denial have been removed. A repeated application for state registration of a public association and rendering of a relevant decision in regard to the said application shall follow the procedure established by this Federal Law.”;

- 7) in Article 29:

the following paragraph shall be added to Section 1:

“inform the federal body of state registration about the volume of financing and other property obtained by a public association from international and foreign organizations, foreign nationals and stateless persons, and about the purposes of the said resources’ allocation or usage following the procedure and within the time frame established by the Government of the Russian Federation.”;

in Section 3, the word “demand” shall be replaced with the word “request”;

add Sections 4 and 5, which shall read as follows:

“Repeated failure on the part of a public association to provide the information, required in conformity with this Article, within the established time frame shall serve as grounds for the body, which rendered the decision on state registration of the public association, to lodge a claim with a court of law requesting that the said public association be deemed as one that has terminated its activities as a legal entity, which shall entail its exclusion from the Unified State Register of Legal Entities.

A failure on the part of a public association to provide information, required in conformity with Paragraph 8, Section 1 of this Article, within the established period of time shall serve as grounds for the body, which rendered the decision on state registration of the public association, to lodge a claim with a court of law requesting that the said public association be deemed as one that has terminated its activities as a legal entity, which shall entail its exclusion from the Unified State Register of Legal Entities.”;

8) Article 38 shall read as follows:

Article 38. Supervision and Control over the Activities of Public Associations

Supervision over the observance of laws by public associations shall be exercised by the Procurator’s Office of the Russian Federation.

A body rendering decisions on the state registration of public associations shall exercise control over the compliance of their activities with their statutory goals. The said body shall have the right to exercise the following:

- 1) summon documents containing resolutions by a public association’s governing bodies;
- 2) send over its representatives to participate in events held by public associations;
- 3) in compliance with the procedure established by the federal justice authorities, review not more frequently than once a year the compliance of the activities of public associations, including their financial expenditures and property management, with their statutory goals;
- 4) summon and obtain information regarding public organizations’ financial and economic activities from the state statistical agencies, the body of federal executive power in charge of control and supervision in the field of internal revenues services and other bodies of government control and supervision, as well as from investment and other financial institutions;

5) in event of finding cases of violation of the Constitution and the legislation of the Russian Federation by public associations, or the incompatibility of their activities with their statutory goals, the state body rendering decision on the state registration of public associations may warn the management of the said associations in writing specifying concrete grounds for the said warning and a time period, not less than a month, within which the identified violations should be remedied. The warning issued by the body rendering decisions on the state registration of public associations may be appealed against in a court of law. Federal government financial control bodies, federal internal revenue services and the federal agency of the executive power in charge of combating legalization (laundering) of criminally gained income and financing of terrorism shall review the compliance of public associations' expenditures and property usage with their statutory goals and forward their findings to the body that rendered decisions on the state registration of the public associations in question.”;

9) in Article 42: the words “Constitutions (Statutes) of various jurisdictions of the Russian Federation” shall be taken out;

10) in Article 44: the following paragraph shall be added to Part 1: “a failure to remedy violations, which served as grounds for suspension of a public association’s activities, within the time frame established by the federal body of state registration or its regional office”; Part 2 and 3 shall read as follows: “Structural subdivisions – organizations and branches of a public association shall be liquidated in case of liquidation of the said public association”.

A court claim seeking liquidation of an international or all-Russia public association may be filed by the Prosecutor-General of the Russian Federation or the federal body of government registration. A court claim seeking liquidation of an interregional, regional or local public association may be filed by a prosecutor of the respective jurisdiction of the Russian Federation following the procedure stipulated by the Federal Law On the prosecutor’s Office of the Russian Federation (as amended by the federal law #168-FZ of November 17, 1995), or by a respective regional office of the federal body of state registration.”;

11) In Part I of Article 46: the words “non-government associations” shall be replaced with “non-government organizations”;

12) Part 4 of Article 47 shall read as follows: “Restrictions in regard to founders and members of and participants in public associations, established by Part II of Article 19 of this Federal Law, shall not be applicable to structural units of international public associations set up and carrying out their activities abroad.”

Article 3

The Federal Law #7-FZ On Non-Profit Organizations dated January 12, 1996 (Corpus of legislative acts of the Russian Federation, 1996, #3, p. 145; 1998, #48, p.5849, #12, p. 1093; #52, p. 5141) shall be amended as follows:

1) Article 1 shall incorporate the following Sections:

“2¹. This Federal Law shall establish the procedure for setting up and operating foreign non-profit non-government organizations’ structural subdivisions on the territory of the Russian Federation.

2². Provisions of this Federal Law defining the procedure for setting up and operating foreign non-profit non-government organizations’ structural subdivisions on the territory of the Russian Federation shall be applicable to structural units of international organizations (associations) provided they do not run counter to the international agreements concluded by the Russian Federation.”;

Section 5, which shall read as follows:

“5. Provisions of this Federal Law may not be applicable to the bodies of state power and other government agencies, bodies of local governance, other government and municipal institutions unless established otherwise by the federal legislation.”;

1) Article 2 shall incorporate Sections 4 and 5, which shall read as follows:

“4. Under this Federal Law, a foreign non-profit non-government organization shall be deemed as an organization set up in compliance with the legislation of a foreign state beyond the territory of the Russian Federation, whose founders (participants) do not include any government agencies, and whose activities are not carried out for the purpose of obtaining profits and distributing the said profits among the participants.

5. A foreign non-profit non-government organization may carry out its activities on the territory of the Russian Federation through its structural subdivisions – branches, subsidiaries and representative offices.

A structural subdivision - a branch of a foreign non-profit on-government organization – shall be recognized as a form of non-profit organization and shall be subject to the state registration under the procedure stipulated by Article 13¹ of this Federal Law.

Structural subdivisions – branches and representative offices of foreign non-profit non-government organizations – shall acquire legal capacity on the territory of the Russian Federation as of the date the information about the said structural subdivision is entered into the Register of branches and representative offices of foreign organizations and foreign non-profit non-government organizations in compliance with the procedure envisaged by Article 13² of this Federal Law.”;

1) add Article 13¹ reading the following:

“Article 13¹. **State registration of non-profit organizations**

1. A non-profit organization shall be subject to state registration in compliance with the Federal Law #129-FZ On State Registration of Legal Entities and Private Entrepreneurs dated August 8, 2001 (hereinafter referred to as the Federal Law on State Registration of Legal Entities and Private Entrepreneurs) and in conformity with the procedure for the state registration of non-profit organizations set up by this Federal Law.

2. A decision on the state registration (denial of the state registration) of a non-profit organization shall be rendered by the authorized federal body of executive power in charge of registering non-commercial organizations (hereinafter referred to as the authorized body) or by a regional agency thereof.

3. An entry in the Unified State Register of Legal Entities containing information on the establishment, restructuring and dissolution of a non-profit organization, as well as any other data required by relevant federal laws, shall be made by the authorized federal body of executive power (hereinafter referred to as “registering body”) in compliance with Article 2 of the Federal Law on State Registration of Legal Entities and Private Entrepreneurs pursuant to the decision on the state registration rendered by the authorized body or by a regional agency thereof. The formats of documentation required for relevant state registration shall be specified by the Government of the Russian Federation.

4. The documentation required for the state registration of a non-profit organization shall be submitted to the authorized body or its regional agency not later than three months after the date of the resolution to set up the said organization.

5. In order to obtain state registration, a non-profit organization shall submit the following documentation to the authorized body or a regional agency thereof:

- 1) an application, signed by an authorized person (hereinafter – applicant), complete with the applicant’s family name, first name, patronymic, place of residence and telephone numbers;
- 2) three copies of the non-profit organization’s constituent documents;
- 3) two copies of the resolution on setting up a non-profit organization and of the approval of its constituent documents with the indication of the composition of elected (nominated) governing bodies;
- 4) two copies of the data reports regarding the founders;
- 5) a document confirming payment of the registration fee;
- 6) information regarding the address (location) of the non-profit organization’s standing governing body, which shall be used for communications with the non-profit organization;
- 7) in case of the use of individual names or symbols, protected by the Russian Federation’s legislation on intellectual property and copyright protection, as well as in the case of incorporating a full name of other legal entity in the name of a non-profit organization, documents certifying the legitimacy of the said usage;
- 8) excerpt from the register of foreign legal entities from a respective country of origin and equivalent legal document certifying the legal status of the founder – a foreign organization.

6. A decision on the state registration of a branch of foreign non-profit non-government organization shall be made by the authorized body. The said decision shall be rendered on the basis of the documents submitted in compliance with Section 5 of this Article, which shall be certified by an authorized body of a foreign non-profit non-government

organization and accompanied by copies of constituent documents, certificates of registration and other governing documentation of a foreign non-profit non-government organization.

7. Documentation of foreign organizations shall be submitted in the state (official) language of the respective foreign country, translated into Russian and duly certified.

8. In case of absence of grounds for denying the state registration of a non-profit organization in compliance specified by Article 23¹ of this Federal Law, the authorized body or its regional agency not later than within fourteen business days as of receipt of the documentation, shall render a decision on the state registration of a non-profit organization and shall transfer to the registering body the data and the documents required by the said registration agency in order to maintain the Unified Register of Legal Entities.

On the basis of the said decision and, having received the required data and documentation from the authorized body or a regional agency thereof, the authorized registering body shall make an appropriate entry into the Unified State Register of Legal Entities within the period of five business days upon the receipt of the said documents, of which fact it shall inform the body, which has rendered the decision on the state registration of the non-profit organization no later than within one business day following the date of making the respective entry. No later than three days upon the receipt of information from the authorized registering body regarding the entry made to the Unified State Register of Legal Entities pertaining to the non-profit organization, the body that rendered the decision on the state registration of the non-profit organization shall provide the applicant with a certificate of state registration.

9. State registration of a non-profit organization shall entail payment of state registration fee payable under the procedure and in the amount established by the legislation of the Russian Federation on taxes and duties”.

4) Add Article 13² reading as follows: **Notification of setting up a branch or a representative office of a foreign non-profit non-government organization**

1. A foreign non-profit non-government organization shall notify the authorized body of its decision to set up a branch or a representative office on the territory of the Russian Federation within three months after making the said decision.

2. A notification of setting up a branch or a representative office of a foreign non-profit non-government organization on the territory of the Russian Federation (hereinafter – notification) shall be certified by an authorized body of the foreign non-profit non-government organization and shall contain information pertaining to the founders and the address (location) of the standing governing body. The format of the said notification shall be established by the federal government body of justice in charge of normative and legal regulation.

3. The following documentation shall be attached to the notification:

1) constituent documents of a foreign non-profit non-government organization;

- 2) resolution of a foreign non-profit non-government organization's governing body regarding setting up the said organization's branch or representative office;
 - 3) statute of a branch or a representative office of a foreign non-profit non-government organization;
 - 4) decision on appointing Director of a branch or representative office of a foreign non-profit non-government organization;
 - 5) a document specifying goals and objectives of a foreign non-profit organization's branch or representative office.
4. A notification and attached documents shall be submitted in the state (official) language of respective country, translated into Russian and duly certified.
5. The data contained in the notification and accompanying documents shall be entered into the register of branches and representative offices of international organizations and foreign non-profit non-government organizations (hereinafter – register) maintained by the authorized body.
6. Not later than thirty days upon the receipt of the notification, the authorized body shall provide the Director of the respective foreign non-profit non-government organization's branch or representative office with an excerpt from the register executed in the format established by the federal government body of justice in charge of normative and legal regulation.
7. A foreign non-profit non-government organization may be denied entering data regarding its branch or representative office into the register on the following grounds:
- 1) in case the information and the documents, required by this Article, have not been submitted in full, or the said documentation has not been adequately executed;
 - 2) in case it has been established that the constituent documents submitted by a foreign non-profit non-government organization contain unreliable information;
 - 3) in case the goals and objectives of a foreign non-profit non-government organization's branch or representative office run counter to the Constitution and the legislation of the Russian Federation;
 - 4) in case the goals and objectives of a foreign non-profit non-government organization's branch or representative office may create a threat to the sovereignty, political independence, territorial integrity, national unity, unique character, cultural heritage and national interests of the Russian Federation;
 - 5) in case a foreign non-profit non-government organization's branch or representative office, formerly included in the register, was excluded from the register in connection with gross violations of the Constitution and the legislation of the Russian Federation.
8. In case of a denial of registering a branch or a representative office of a foreign non-profit non-government organization on the grounds stipulated by subparagraphs 1-3, 5 of

Section 7 of this Article, the applicant shall be notified in writing and the appropriate references shall be made to the specific provisions of the Constitution and the legislation of the Russian Federation, the infringement of which entailed the said denial; in case the registration of the aforementioned branch or representative office was denied on the grounds specified by subparagraph 4 of Section 7 of this Article, the applicant shall be informed about the reason for the said denial.

9. A denial to register a foreign non-profit non-government organization's branch or representative office may be appealed against in a higher body of power or in a court of law.

10. A denial to enter information regarding a foreign non-profit non-government organization's branch or representative office into the register shall not be deemed as an impediment for repeated submission of the notification, provided the inadequacies resulting in the denial have been remedied.

11. Legal capacity of a branch or a representative office of a foreign non-profit non-government organization on the territory of the Russian Federation shall be inured as of the day the information regarding the said structural subdivision of a foreign non-profit non-government organization is entered into the register.

12. No later than twenty days after an entry regarding the respective structural subdivision of a foreign non-profit non-government organization was made into the register, the Director of the respective structural subdivision shall provide the authorized body with the address (location) of the branch or the representative office and the contact telephone numbers.

13. Information in regard to amending the data contained in the original notification regarding setting up a foreign non-profit non-government organization's branch or representative office on the territory of the Russian Federation and the attached documents, as well as the amendments specified in Section 12 of this Article, shall be submitted following the procedure stipulated by this Article.”;

5) In Article 15:

Section 1: words “fully capable” shall be added before the words “individuals and/or legal entities”;

Sections¹ and ¹ shall be added:

“¹. Foreign nationals and stateless persons legally domiciled in the Russian Federation may become founders (participants, members) of non-profit organizations unless it runs counter to the international treaties signed by the Russian Federation or the federal legislation.

¹ The following subjects may not become founders (participants, members) of a non-profit organization:

- 1) a foreign national or a stateless person whose stay (domicile) in the Russian federation has been decided as undesirable in compliance with the current legislation of the Russian Federation;

- 2) a person, placed on a special list in compliance with Section 2 of Article 6 of the Federal Law #115-FZ On Combating Legalization (Laundering) of Criminally Gained Proceeds and Financing of Terrorism of August 7, 2001;
 - 3) a public association or a religious organization whose activities have been terminated in compliance with Article 10 of the Federal Law #114-FZ On Countering Extremist Activities dated July 25, 2002;
 - 4) a person whose actions were recognized as bearing signs of extremist activities by the decision of a court of law, which has come into effect.”;
- 10) in Article 17: in Section 1, the words “public organization (association) or” shall be taken out;
- in Section 3, the words “in a public organization (association) or” shall be taken out;
- 7) Article 18: Section 1¹ shall be added reading as follows:

“1¹. A court claim requesting liquidation of a non-profit organization may be lodged by a prosecutor of a relevant jurisdiction of the Russian Federation in accordance with the procedure established by the Federal Law On the Prosecutor’s Office of the Russian Federation (the Federal Law #168-FZ dated November 17, 1995) by the authorized body or by its regional office.”

Section 2¹ shall be added reading the following:

“2¹. A branch of a foreign non-profit non-government organization on the territory of the Russian Federation may also be liquidated:

- 1) in case of the liquidation of the foreign non-profit non-government organization;
- 2) in case of a failure to provide information specified in Section 4 of Article 32 of this Federal Law;
- 3) in case of its activities being found inconsistent with the statutory goals and the information submitted in compliance with Section 4 of Article 32 of this Federal Law.”;

8) In Article 23:

Section 1 shall read as follows:

“1. State registration of amendments to constituent documents of a non-profit non-government organization shall be exercised following the same procedure and within the same time frame as the state registration of a non-profit organization.”;

in Section 2, the words “ as of the time” shall be replaced by the words “as of the date”;

Sections 3 and 4 shall be added reading the following:

“3. State registration of amendments to the constituent documents of a non-profit organization shall entail payment of a state registration fee, payable under the procedure and in the amount established by the legislation of the Russian Federation on taxes and duties.

4. Amendments to the data specified in Section 1 of Article 5 of the Federal Law on State Registration of Legal Entities and Private Entrepreneurs shall come in effect as of the date of their entry into the Unified State Register of Legal Entities.”;

9) Chapter III shall incorporate Article 23¹ reading as follows:

“Article 23¹ . **Denial of the state registration of a non-profit organization**

1. State registration of a non-profit organization may be denied for the following reasons:

- 1) the constituent documents of a non-profit organization run counter to the Constitution and the legislation of the Russian Federation;
- 2) another non-profit organization bearing the same name has already been registered;
- 3) the name of a non-profit organization insults public morality, ethnic and religious feelings of citizens;
- 4) the documentation, required for the state registration in conformity with this Federal Law, has not been submitted in full, or the said documents have not been executed in a procedurally valid manner, or have been submitted to a wrong body of power;
- 5) a person acting as a founder of a non-profit organization may not serve as a founder in compliance with Section 12 of Article 15 of this Federal Law;

2. State registration of a branch of foreign non-profit non-government organization may be denied on the following grounds:

- 1) the goals of setting up a branch of a foreign non-profit non-government organization run counter to the Constitution and the legislation of the Russian Federation;
- 2) the goals of setting up a branch of a foreign non-profit non-government organization may create a threat to the sovereignty, political independence, territorial integrity, national unity, unique character, cultural heritage and national interests of the Russian Federation;
- 3) in case a branch of a foreign non-profit non-government organization, formerly registered on the territory of the Russian Federation, was liquidated in connection with gross violation of the Constitution and the legislation of the Russian Federation.

3. In case of a denial of the state registration of a non-profit organization, the applicant shall be notified in writing not later than a month as of the day of receipt of the submitted documentation; specific references shall be made to the provisions of the Constitution and the legislation of the Russian Federation, the infringement of which entailed the denial of the state registration of a non-profit non-government organization, unless stipulated otherwise by Section 4 of this Article.

4. In case of a denial of the state registration of a branch of a foreign non-profit non-government organization on the grounds specified by subparagraph 2 of Section 2 of this Article, the applicant shall be informed about the reason for the said denial.

5. A denial of the state registration of a non-profit organization may be appealed against in a higher body of power or in a court of law.

6. A denial of the state registration of a non-profit organization shall not be deemed as an impediment for repeated submission of documentation for the state registration, provided the inadequacies resulting in the denial have been remedied. A repeated submission of the application for the state registration of non-profit organization and rendering a decision in regard to this application shall follow the procedure stipulated by this Federal Law.”;

10) Article 32 shall incorporate Sections 3-15 reading as follows:

“3. A non-profit organization shall provide the authorized body with the body of documents containing an account of its activities, composition of its governing bodies, documentation accounting for the financial expenditures and the use of other resources including those obtained from international and foreign organizations, foreign nationals and stateless persons. The formats of reporting and the time frame for submitting the said documentation shall be established by the Government of the Russian Federation.

4. Structural subdivisions of a foreign non-profit non-government organization shall inform the authorized body about the volume of financial and other resources obtained by the said structural unit, their would-be allocation, the purposes of their spending or utilization, the actual expenditures and usage of properties, the programs, which the said subdivision plans to implement on the territory of the Russian Federation, and also about the expenditure of money resources and usage of other properties allocated to physical persons and legal entities in the format and within the time frame established by the Government of the Russian federation.

In regard to a non-profit organization, the authorized body shall be entitled to the following:

- 1) summon documents containing resolutions by a non-profit organization’s governing bodies;
- 2) summon and obtain information regarding non-profit organizations’ financial and economic activities from the state statistical agencies, the body of federal executive power in charge of control and supervision in the field of internal revenues and other agencies of government control and supervision, as well as from investment and other financial institutions;
- 3) send over its representatives to participate in events held by non-profit organizations;
- 4) not more frequently than once a year, review the compliance of a non-profit organization’s activities, including its financial expenditures and property management, with its statutory goals, which shall be exercised following the

- procedure established by the federal government body of justice in charge of normative and legal regulation;
- 5) in event of identifying a case of violation of the Constitution and the legislation of the Russian Federation by a non-profit organization, or the incompatibility of its activities with its statutory goals, the said organization shall be warned in writing with specific references made to the committed violation and a time period, not less than a month, within which the identified violation should be remedied. The warning notice issued to a non-profit organization may be appealed against in a higher body of power or in a court of law.
 - 6) in event of identifying a case of violation of the legislation of the Russian Federation by a branch of a foreign non-profit non-government organization, or the incompatibility of its actions with its statutory goals, the authorized body may issue a written warning to the Director of the said foreign non-profit non-government organization's structural unit with specific references made to the committed violation and a time period, not less than a month, within which the identified violation should be remedied. The warning notice issued to the Director of a foreign non-profit non-government organization's structural unit may be appealed against in a higher body of power or in a court of law.
 - 7) Non-profit organizations shall inform the authorized body about changes in regard to the data specified in Section 1 of Article 5 of the Federal Law On State Registration of Legal Entities and Private Entrepreneurs, with the exception of the data regarding obtained licenses, within three days after the effectuation of the said changes, and shall submit relevant documents requesting that they be transferred to the registering body. A decision about transferring respective documents to the registering body shall be rendered following the same procedure and within the same time frame as the decision of the state registration. The list of documents and their format, required for introducing the said changes, shall be established by the Government of the Russian Federation.
 - 8) In case of a failure on the part of a foreign non-profit non-government organization's branch or representative office to submit in a timely manner all of the information stipulated by Section 4 of this Article, the said structural unit of a foreign non-profit non-government organization may be excluded from the register of branches and representative offices of international organizations and foreign non-profit non-government organizations by the decision of the authorized body.
 - 9) In case of a foreign non-profit non-government organization's branch or representative office carrying out activities inconsistent with the goals declared in the submitted notification and the information submitted in compliance with Section 4 of this Article, the said structural unit may be excluded from the register of branches and representative offices of international organizations and foreign non-profit non-government organizations by the decision of the authorized body.
 - 10) A repeated failure on the part of a non-profit organization to submit information stipulated by this article within an established time period may serve as grounds

- for a court claim lodged by the authorized body or its regional office requesting liquidation of the said non-profit organization.
- 11) The authorized body shall make a decision regarding the exclusion of the foreign non-profit non-government organization's branch or representative office from the register in connection with the liquidation of the respective foreign non-profit non-government organization.
 - 12) The authorized body shall send to the structural unit of the foreign non-profit non-government organization a written decision substantiating the ban on implementing a pending program , or part thereof, on the territory of the Russian Federation. Upon the receipt of the said decision, a foreign non-profit non-government organization's structural unit shall terminate its activities in connection with the implementation of the said program within the time period specified in the decision. Non-compliance with the said decision may entail an exclusion of the said foreign non-profit non-government organization's branch or representative office from the register and liquidation of the said structural unit of the foreign non-profit non-government organization.
 - 13) For the purposes of protecting the basis of the Constitutional system, morality, health, rights and lawful interests of other persons, and with the aim of defending the country and the state security, the authorized body shall be entitled to issue a substantiated written decision banning a transfer by a foreign non-profit non-commercial organization's structural unit of monetary and other resources to certain recipients of the said resources and other properties.
 - 14) Federal bodies of state financial control, the federal government body in charge of control in the field of internal revenue and duties and the federal body of executive power in charge of combating legalization (laundering) of criminally derived proceeds and financing of terrorism shall review the compliance of the financial expenditures and usage of other property by non-profit organizations with their statutory goals declared in the organizations' constituent documents, and, in case of foreign non-profit non-government organizations' branches and representative offices – consistency of the said expenses with the declared goals and objectives – and shall make the outcome of the said review process known to the body, which rendered the decision on registration of the said non-profit organizations and the entry of the foreign non-profit non-government organizations' branches or representative offices into the register.
 - 15) A foreign non-profit non-government organization shall have the right to appeal against the government bodies' action (inaction) in a court of law in the jurisdiction corresponding to the location of the government body whose action (inaction) is appealed against.”

Article 4

Paragraph 3, Section 2 of Article 61 of Part I of the Civil Code of the Russian Federation (Corpus of legislative acts of the Russian Federation, 1994, #32, p. 3301; 2002, #12, p. 1093) shall read as follows:

“by the decision of court in case of gross violations of law, if the said violations are deemed as unremediable, or in case the activities being carried out without a proper permit (license), or if the said activities are banned by law or are being held in violation of the Constitution of the Russian Federation, in case of repeated or gross violations of the law or other legal acts, or in case of a non-profit organization, including public or religious organization (association), charitable or other foundation, carrying out activities inconsistent with its statutory goals, and in other cases envisaged by this Code.”

Article 5

As of the day of enactment of this Federal Law the following shall be deemed as null and void:

- 1) Paragraph 6, Section 9 of Article 1 of the Federal Law #144-FZ On Introduction of Amendments and Addenda to the Law of the Russian Federation On Closed Administrative Territorial Formation dated November 28, 1996 (Corpus of legislative acts of the Russian federation, 1996, #49, p. 5503);
- 2) Paragraphs 26-30, Section 11 of Article 2 of the Federal Law #31-FZ On Bringing Legislative Acts in Compliance with the Federal Law on Registration of Legal Entities dated March 21, 2002 (Corpus of legislative acts of the Russian Federation, 2002, #12, p. 1093);
- 3) Section 2 of Article 28 of the Federal Law of 29.06 2004 № 58-FZ On Amending and Declaring Null and Void Some Legislative Acts of the Russian Federation due to the Implementation of Measures on Improvement of State Administration (Corpus of legislative acts of the Russian federation, 2004, #27, p. 2711).

Article 6

1. This Federal Law will come into effect upon expiration of ninety days after its official publication.
2. As of the effective date of this Federal Law, control over activities of non-profit organizations, which were registered prior to the enactment of this Federal Law, the state registration of amendments to their constituent documentation and reorganization and liquidation of the said non-profit organizations shall be exercised in compliance with the Federal Law #7-FZ On Non-Profit Organizations of January 12, 1996 (amended in compliance with this Federal Law).
3. The federal registration body, authorized in compliance with Article 2 of the Federal Law #129-FZ On State Registration of Legal Entities and Private Entrepreneurs of August 8, 2001, shall transfer information on non-profit

- organizations, which were registered prior to the enactment of this Federal Law, to regional agencies of the federal body of executive power in charge of the state registration following the procedure and within the time period established by the Government of the Russian Federation.
4. The enactment of this Federal Law shall not entail a need for new registration of the already registered non-profit organizations and public associations.
 5. Within six months upon the enactment of this Federal Law, foreign non-profit non-government organizations' structural subdivisions – branches and representative offices – shall notify about setting up a foreign non-profit non-government organization's branches or representative offices on the territory of the Russian Federation following the procedure established by the Federal Law #7-FZ On Non-Profit Organizations of January 12, 1996 (amended in compliance with this Federal Law). Activities of foreign non-profit non-government organizations' structural units – branches and representative offices, which failed to comply with the said requirements, shall be terminated upon expiration of six months as of the date of the enactment of this Federal Law.
 6. Foreign non-profit non-government organizations' structural units – branches and representative offices – shall bring their charters in compliance with the requirements of the Federal Law #7-FZ On Non-Profit Organizations of January 12, 1996 (amended in compliance with this Federal Law). A structural subdivision – a branch of a foreign non-profit non-commercial organization, which failed to comply with the said requirements, shall be liquidated following the procedure stipulated by the legislation of the Russian Federation.

President of the Russian Federation

V. Putin