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News Bulletin

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This information bulletin is a review of certain legislative developments. Information contained herein is not comprehensive and should not be treated as a legal advice. The readers should seek the advice of advocates and lawyers of Advocates Bureau in case any questions arise.



1. BANKING AND FINANCE

- 1.1. Direction of the Central Bank of Russia № 2196-U of 06.03.2009 on the Amendments to the Instruction of the Bank of Russia № 105-I of 25.08.2003 on the Procedure to Carry out Checks of Credit Organizations (Their Branches) by Authorised Representatives of the Central Bank of the Russian Federation. This document adjusts the procedure to carry out checks of credit organizations.
- 1.2. Direction of the Central Bank of Russia № 2202-U of 23.03.2009 on the Amendments to the Regulation of the Bank of Russia № 323-P of 16.10.2008 on the Credits without Security Granted by the Bank of Russia to Russian Credit Organizations. This document increases from six months to one year the time limits for the credits without security granted by the Bank of Russia to Russian credit organizations.

2. EQUITY MARKET

- 2.1. Federal Law № 74-FZ of 28.04.2009 on the Amendments to the Federal Law on the Securities Market and Article 5 of the Federal Law on the Protection of Rights and Legal Interests of Investors at the Securities Market

3. TAX LAW

- 3.1. Decision of the Constitutional Court of the Russian Federation № 5-P of 17.03.2009 on the Case of Constitutionality of the Provision of Paragraphs 4 and 5 of Item 10 of Article 89 of the Tax Code of the Russian Federation Previously these norms permitted to tax bodies to repeat a tax check if the results of the initial check are already assessed by the court and the court ruling is entered into force.

4. CRIMINAL PROCEDURE

- 4.1. Federal Law № 65-FZ on the Amendments to Article 215 and 217 of the Code of Criminal Procedures of the Russian Federation, this document assigns that if the accused person who is not under arrest and his defender are fighting a delaying action during the familiarization with the files of the case, the court can limit this time.



5. LEGAL PROCEDURE

- 5.1. Federal Law № 44-FZ of 05.04.2009 on the Amendment to Article 144 of the Code of Civil Procedures of the Russian Federation. This document extends the list of persons who can discard provisional remedy.
- 5.2. Federal Law № 43-FZ of 05.04.2009 on the Amendments to Articles 45 and 131 of the Code of Civil Procedures of the Russian Federation. According to this document the prosecutor is entitled to appeal to court to protect social rights of citizens (right to labor, social security, health protection, motherhood, fatherhood and childhood, medical assistance, education, favorable environment and also right to housing in state and municipal funds following an appropriate appeal of citizens.
- 5.3. Decision of the Plenum of the Supreme Court of the Russian Federation and the Plenum of the Higher Arbitration Court of the Russian Federation №5/29 of 26.03.2009 on Some Issues Pertaining to the Entry into Force of Part 4 of the Civil Code of the Russian Federation. This document explains issues pertaining to the rights for the results of intellectual activities and the means of personification.

6. INTERNATIONAL LAW

- 6.1. Federal Law № 55-FZ of 09.04.2009 on the Ratification of the Protocol to the Convention between the Government of the Russian Federation and the Government of the Czech Republic on Avoidance of Double Taxation and Prevention of Evasion of Taxes on Incomes and Capital. This document ratifies the Protocol to the Convention between the Government of the Russian Federation and the Czech Republic on avoidance of double taxation and prevention of evasion of taxes on incomes and capital.

7. NEWS OF THE ADVOCATORY BUREAU

- 7.1. In May 2009 Advocatory bureau hires Evgeny Kruglov who will render legal services to the clients regarding questions of corporate law and antitrust legislation. Previously Evgeny has been working in German and Canadian companies. He has graduated from the Moscow State Law Academy with a diploma magna cum laudae.