

By the Judgement of 30 March 2018 No. 14-II/2018 the Constitutional Court appraised constitutionality of Section 3 of Article 43 of the Federal Law “On Hunting and on Preservation of Hunting Resources and on Making Amendments to Individual Legislative Acts of the Russian Federation”.

The contested provision was the subject-matter of consideration insofar as on its basis is determined the subject obliged to acquire medicines of veterinary destination in order to carry out anti-epizootic measures, aimed at the protection of hunting resources against diseases in hunting areas assigned to juridical persons and individual entrepreneurs.

The Constitutional Court has recognised the contested provision as not conforming to the Constitution of the Russian Federation to the extent to which uncertainty of its normative content engenders the possibility of poly-semantic resolution of this question and thereby allows arbitrary imposition of the obligation to acquire the aforementioned medicines on various subjects acting in the field of hunting economy and preservation of hunting resources.

Until insertion of the necessary legislative changes, acquisition of medicines of veterinary destination for holding of anti-epizootic measures, aimed at the protection of hunting resources against diseases in assigned hunting areas, must be carried out by bodies of State power in accordance with Articles 3 and 5 of the Law of the Russian Federation “On Veterinary Medicine” at the expense of budgetary means.