

REVIEW OF RUSSIA'S ECONOMIC LEGISLATION IN NOVEMBER 2013

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In November, the following amendments were introduced into the legislation: the federal law determining the legal status, authorities and functions of the Russian Research Fund was signed; the procedure for licensing of educational activities in the Russian Federation was updated.

I. Federal Laws of the Russian Federation

Federal Law No.291-FZ of November 2, 2013 on THE RUSSIAN RESEARCH FUND AND AMENDMENT OF INDIVIDUAL STATUTORY ACTS OF THE RUSSIAN FEDERATION

The purpose of the fund is financial and organizational support of fundamental scientific research and exploratory research, training of scientific personnel and development of research teams which occupy leading positions in a specific field of science.

To achieve the goal, the Fund carries out the following main functions:

- competitive selection of scientific and research programs and projects which envisage: fundamental scientific research and exploratory research; development of research institutions and higher educational establishments for the purpose of development of research personnel; establishment at research institutions and higher education institutions of laboratories and departments which meet the international standards and development of the international scientific and R&D cooperation;
- funding of programs and projects selected on a competitive basis;
- participation in formation and replenishment of the specific capital of research institutions and higher educational establishments;
- participation in development of proposals as regards formation of the state policy in R&D and development of the higher education.

The Russian Federation may use for state needs the outputs of intellectual activities created in realization of programs and projects financed by the Fund on the basis of the unpaid simple (non-exclusive) license provided by the possessor of the right to the state customer with payment by the latter of a reward to the author/authors of the outputs of intellectual activities.

The federal law determines governing bodies of the Fund – the Fund's Board of Trustees, the Board of the Fund and the General Director of the Fund – as well as their authorities.

Also, authorities exercising control over the Fund's financial and economic activities – the auditing commission – are established.

For the purpose of export support of the Fund's activities, establishment of consultative bodies – the Fund's Expert Council – is envisaged.

II. The Federal Law in question becomes effective from the day of its official publication.

Resolutions of the Government of the Russian Federation.

Resolution No.966 of October 28, 2013 on LICENSING OF EDUCATIONAL ACTIVITIES

At present, the procedure for licensing of educational establishments, including educational establishments of national security, defense and law-enforcement agencies, national research universities, the Lomonosov Moscow State University and St. Petersburg State University will be regulated by a single document. Earlier, an individual procedure for licensing was provided for each of the above categories of educational establishments. However, it is established that educational activities in the territory of the Skolkovo innovation center are carried out by private entities which carry out educational activities without a license in accordance with the Federal Law on the Skolkovo Innovation Center.

Licensing of educational activities is carried out by the following entities:

- Rosobrnadzor in respect of Russian and foreign entities which carry out educational activities in accordance with higher education training programs, as well as federal state vocational training entities which carry out educational programs of the secondary vocational education in the spheres of defense, internal affairs, security, nuclear energy, transport and communications and knowledge-intensive production by lines the list of which is approved by the Government of the Russian Federation;
- regional executive authorities which carry out the assigned powers of the Russian Federation in the sphere of education in respect of entities

which carry out educational activities in the territory of a respective constituent entity of the Russian Federation.

To secure a license, the license applicant has to submit to the licensing authority an application executed in accordance with the requirements of the Federal Law on Licensing of Individual Types of Activities with documents enclosed as per the approved list.

The documents (copies of documents) submitted to the licensing authority should not include the date which constitutes a state secret.

Resolution No. 174 of March 16, 2011 of the Government of the Russian Federation by which the former statute on licensing of educational activities, as well as a number of Resolutions of the Government of the Russian Federation which regulated licensing of educational activities for educational establishments of national security, defense and law-enforcement agencies and those with the status of national research universities, as well as the Moscow State University and St. Petersburg State University were approved becomes null and void. ●