

A REVIEW OF CHANGES IN RUSSIA'S REGULATORY FRAMEWORK IN AUGUST 2014¹

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The following key amendments to the Russian regulatory framework were made in August 2014. Owners of living quarters will be legally bound to notify the Federal Migration Service of Russia of other individuals residing in the living quarters in legally established cases; under the Federal Law Concerning Special Evaluation of Working Conditions, the Government of Russia will streamline its regulatory framework; educational institutions will submit their students to social-physiological testing for drug abuse.

I. Regulations issued by the Russian Federation Government

1. CONCERNING THE INTRODUCTION OF AMENDMENTS TO THE REGULATION OF THE GOVERNMENT OF JULY 17, 1995 No. 713 of 15.08.2014 No. 809

Pursuant to the amendments, owners (tenants) of living quarters will be obliged to forward a respective notification if the individual him/herself has failed to provide the required documents to a registration agency for registration at the place of stay or residence within the prescribed time limits. The notification must be forwarded to a territorial body of the Federal Migration Service of Russia (FMS of Russia) within three working days after the expiry of the period within which the documents are to be submitted by the individual him/herself.

Self-government bodies may not provide registration at the place of stay and place of residence. The respective powers have been delegated entirely to the territorial bodies of the FMS of Russia.

The Regulation obliges the managers of hotels, health resorts, vacation hotels, medical organizations and a series of other institutions to provide within 24 hours the FMS of Russia with a free-of-charge information on registration of individuals at the place of stay.

A list of the persons responsible for the receipt and submission to FMS agencies of the documents for registration of individuals at the place of stay and place of residence has been approved. The list includes, in particular, federal and local government officials in charge of housing relations, as well as owners who manage by themselves their living quarters. The notification format has been approved.

2. CONCERNING THE AMENDMENT TO CERTAIN LEGAL ACTS OF THE GOVERNMENT OF THE RUSSIAN FEDERATION AND CONCERNING THE ANNULMENT OF

THE ENACTMENT OF THE RUSSIAN FEDERATION OF NOVEMBER 20, 2008 No. 870 of 30.07.2014 No. 726

The phrase "workplace labor conditions compliance certification" has been replaced with the phrase "special evaluation of working conditions" in certain laws and regulations .

It has been established that Rostrud (The Federal Labor and Employment Service) shall be in charge of additional activities:

- creating and maintaining a registry of declarations of conformity regarding compliance of working conditions with the national statutory labor protection requirements;
- decision-making on the cancellation of a declaration of conformity regarding compliance of working conditions with the national statutory labor protection requirements;
- consideration of disagreements on undertaking an evaluation of working conditions, worker's disagreement with the results of special evaluation of working conditions at the workplace, as well as employers' complaints of actions (omissions) of an organization undertaking a special evaluation of working conditions.

The Ministry of Labor of Russia has been given more powers. For instance, it has been established that the Ministry may create the following by-laws:

a method of downgrading the class (underclass) of working conditions if workers exposed to harmful working conditions in the workplace use an efficient personal protective equipment approved by the mandatory certification as set forth by the respective technical regulations subject to agreement with Rospotrebnadzor (The Federal Service for Surveillance on Consumer Rights Protection and Human Wellbeing);

- a procedure for creating, keeping and using the information stored in the Federal State Information System of record-keeping of the results of special evaluation of working conditions;

¹ The Review has been prepared using the *KonsultantPlus* law assistance system.

- guidelines on how to set a payment for checking the quality of special evaluation of working conditions;
- a standard provision on the labor safety management system.

II. Instructions, letters, orders

1. The Order of the Ministry of Education and Science of Russia of 16.06.2014 No. 658 CONCERNING THE PROCEDURE FOR UNDERTAKING SOCIAL-PSYCHOLOGICAL TESTING OF STUDENTS IN GENERAL EDUCATIONAL INSTITUTIONS AND VOCATIONAL EDUCATIONAL INSTITUTIONS, AS WELL AS HIGHER EDUCATIONAL INSTITUTIONS

An educational institution will submit its students to social-psychological testing for drug abuse pursuant to the executive order of the manager of.

To undertake such testing, the manager of an educational institution, in particular:

- ensure that the students or their parents or any other legal representative give their informed consent to such testing;
- approves a list of students' names of;
- establishes a commission for the provision of organizational and technical support of the testing, and approves the composition of the commission among those who employed in the education institution;
- approves a schedule of testing by class (group) and room (classroom).

The manager of the educational institution ensures that the testing results certificate is submitted to the executive body of a respective constituent territory of the Russian Federation which is in charge of state administration in education on the territory where the educational institution is situated. ●