ADMINISTRATIVE PROSECUTION OF IPR CASES

Controlled purchase (militia field officers – OBEP FSENP of the RF Ministry of Interior) or **проверка заявлений** of natural persons and legal entities (OBPSPR and IAZ of the Ministry of Interior)⇒seizure

The total period of administrative charges cannot exceed 2 months from the day the offence was committed (up to 1 year for offences in the sphere of customs or antimonopoly laws and regulations)

Ruling on the initiation of proceedings for an administrative offence and holding an administrative investigation (a prosecutor passes a decree) – immediately upon identifying the fact of offence

Issuing a protocol (a ruling) on an administrative offence and sending it to court – within 1 day from the moment of issuance

Consideration of an administrative case in the court– up to 15 days from the moment of receiving (may be extended up to 1 month)

Dismissal of the matter

Applying administrative penalty

To a higher instance court of general jurisdiction – within 10 days from the moment of handing a copy of the decree (which is handed within 3 days from passing)

Consideration of the appeal – within 10 days from the moment the appeal reaches the court

To the arbitration appellate court– within 1 month from the moment of passing the decree

Consideration of the appeal – within 1 month from the moment the appeal reaches the court

Entry of the decree into legal force

Penalty combined with the seizure of goods or without the latter

Destruction of goods

Consideration in the court of supervisory instance – within 10 days from the moment of receiving the complaint

Appeal

In accordance with the cassational procedure – within 2 months from the day the decree enters into

Consideration in the court of cassation– up to 1 month from the moment of receiving the appeal

Consideration in the court of supervisory instance – up to 1 month from the moment of receiving the appeal