

**REVIEW OF ADMINISTRATIVE LIABILITY OF THE EMPLOYER
FOR VIOLATION OF RUSSIAN MIGRATION LEGISLATION**

<i>No</i>	<i>Name of violation</i>	<i>Type of violation</i>	<i>Regulatory framework</i>	<i>Period of prescription</i>	<i>Beginning moment of the period of limitation</i>	<i>Physical person (inviting party/host party)</i>	<i>Company official</i>	<i>Legal entity</i>
1	Violation of the established procedure of obtaining documents for the right to stay of foreign citizens in the Russian Federation , their residence, movement, changing the place of residence or residence in the Russian Federation and/or departure from it, if these actions do not contain any signs of a criminally punishable act	-	part 1 clause 18.9 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	-	Penalty from 40 000 rubles to 50 000 rubles	Penalty from 400 000 rubles to 500 000 rubles
2	Failure to execute duties related to migration registration , if these actions do not contain any signs of a criminally punishable act	-	part 4 clause 18.9 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	Penalty from 2 000 rubles to 4 000 rubles	Penalty from 40 000 rubles to 50 000 rubles	Penalty from 400 000 rubles to 500 000 Rubles
3	Failure to take measures for the material, medical and housing security of an invited foreign citizen or during his/her stay in the Russian Federation	Continuing	part 5 clause 18.9 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	-	Penalty from 40 000 rubles to 50 000 rubles	Penalty from 400 000 rubles to 500 000 rubles
4	Providing knowingly false information about the purpose of stay of a foreign citizen in the Russian Federation upon submitting documents for the entry of a foreign citizen into the Russian Federation	-	part 6 clause 18.9 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	-	Penalty from 40 000 rubles to 50 000 rubles	Penalty from 400 000 rubles to 500 000 rubles
5	Non providing or untimely providing established by legislation of the Russian Federation documents or information about foreign citizens, in respect of whom immigration control is handled, at the request of the federal executive body in the field of migration or its territorial body	-	part 2 clause 18.11 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	Penalty from 2 000 rubles to 4 000 rubles	Penalty from 40 000 rubles to 50 000 rubles	Penalty from 400 000 rubles to 500 000 rubles

6	<p>Hiring of a foreign citizen for the purposes of employment in the Russian Federation without either a valid work permit or a patent, Or hiring of a foreign citizen for the purposes of employment in the profession (specialty, position, type of work activity) not listed in the work permit or patent, Or hiring of a foreign citizen for the purposes of employment outside of region of the Russian Federation for which a work permit or patent are issued or temporary residence is allowed</p>	Continuing	part 1 clause 18.15 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	Penalty From 2 000 rubles to 5 000 rubles	Penalty from 25 000 rubles to 50 000 rubles	Penalty from 250 000 rubles to 800 000 rubles or administrative suspension of activities for a period from 14 to 90 days
7	<p>Hiring of a foreign citizen for the purposes of employment in the Russian Federation without obtaining permission to recruit and hire foreign employees</p>	Continuing	part 2 clause 18.15 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	Penalty from 2 000 rubles to 5 000 rubles	Penalty from 25 000 rubles to 50 000 rubles	Penalty from 250 000 rubles to 800 000 rubles or administrative suspension of activities for a period from 14 to 90 days
8	<p>Non-notification or violation of the procedure and / or form of notification of the territorial authority of the federal executive body in the field of migration, regarding conclusion or termination of an employment agreement or civil contract on performance of work (providing services) with a foreign citizen during three working days from the date of concluding or termination of the employment agreement</p>	Continuing	part 3 clause 18.15 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	Penalty from 2 000 rubles to 5 000 rubles	Penalty from 35 000 rubles to 50 000 rubles	Penalty from 400 000 Rubles to 800 000 Rubles or administrative suspension of activities for a period from 14 to 90 days

9	Violations which are established under clauses # 6-8 of the table , committed in Moscow or St. Petersburg, or in the Moscow or Leningrad region	Continuing	part 4 clause 18.15 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	Penalty from 5 000 rubles to 7 000 rubles	Penalty from 35 000 rubles to 70 000 rubles	Penalty from 400 000 rubles to 1 000 000 rubles or administrative suspension of activities for a period from 14 to 90 days
10	Failure to notify or violation of the procedure and / or forms of notification on the fulfillment of obligations on the payment of wages of HQS to the federal executive authority in the field of migration, or its territorial authority by the employer who hiring highly qualified specialist (HQS)	-	part 5 clause 18.15 (ch. 18 AOC RF)	1 year	Immediately upon commission of an offence	-	Penalty from 35 000 rubles to 70 000 rubles	Penalty from 400 000 rubles to 1 000 000 rubles or administrative suspension of activities for a period from 14 to 90 days
11	Provision of a retail place on the territory of a commercial/retail facility (including a shopping mall), industrial, warehouse or other premises to a foreign citizen illegally involved in labor activities, which is carried out at a commercial facility, or issuing permits for carrying out of activities to a foreign citizen who illegally carries out the specified activity, or admission in another form to the carrying out the specified activity	Continuing	part 1 clause 18.16 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	-	Penalty from 45 000 rubles to 50 000 rubles	1) Penalty from 450 000 rubles to 800 000 rubles or administrative suspension of activities for a period from 14 to 90 days 2) <i>for persons engaged in entrepreneurial activities without establishing legal entity</i> – a penalty from 350 000 rubles to 800 000 rubles or administrative suspension of activities for a period from 14 to 90 days

12	<p>Provision of industrial, warehouse or other premises to another legal entity or other person engaged in entrepreneurial activities without establishing a legal entity, who does not have the permission to recruit and hire foreign employees, but in fact use their labor, or attract foreigners who do not have either a valid work permit or patent</p>	Continuing	part 2 clause 18.16 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	-	Penalty from 45 000 rubles to 50 000 rubles	<p>1) Penalty from 450 000 rubles to 800 000 rubles or administrative suspension of activities for a period of 14 to 90 days</p> <p>2) <i>for persons engaged in entrepreneurial activities without the company formation</i> – a penalty from 350 000 rubles to 800 000 rubles or administrative suspension of activities for a period from 14 to 90 days</p>
13	<p>Violations which established under clauses # 11-12 of the table committed in Moscow or St. Petersburg, or in the Moscow or Leningrad region</p>	Continuing	part 3 clause 18.16 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	-	Penalty from 45 000 rubles to 70 000 rubles	<p>Penalty from 450 000 rubles to 1 000 000 rubles or administrative suspension of activities for a period from 14 to 90 days</p>
14	<p>Non-observance of restrictions imposed on foreign citizens on carrying out certain types of activities</p>	Continuing	part 1 clause 18.17 (ch. 18 AOC RF)	1 year	Immediately upon discovery of an offence	Penalty from 2 000 Rubles to 4 000 Rubles	Penalty from 45 000 rubles to 50 000 rubles	<p>Penalty from 800 000 rubles to 1 000 000 Rubles or administrative suspension of activities for a period from 14 to 90 days</p>

* The purpose of publication of this material was not an attempt to provide a comprehensive legal analysis on a given topic. LEVINE Bridge is not responsible for any inaccuracies that can be detected in the texts. In this regard, the company's specialists will be glad to provide you with legal advice on the issue that interests you, taking into account all the specifics of your activity.

LEVINE Bridge specialists have many years of experience in the field of migration and labor law and will be glad to provide you with more detailed information on the issues you are interested in by phone +7 495 980 04 36 and by e-mail: info@levinebridge.com.

We are always ready to provide you with more detailed information by phone +7 495 980 04 36.

We look forward to a productive cooperation,

Victoria FELESHTIN

Director

Business Development Department

Виктория ФЕЛЕШТИН

Директор

Департамент по развитию бизнеса

e-mail: victoria.feleshtin@levinebridge.com

Elena OGAWA

Managing Director

Елена ОГАВА

Управляющий Директор

e-mail: elena.ogawa@levinebridge.com