**The Supreme Court decision**

**DECISION**

**IN THE NAME OF THE REPUBLIC OF BELARUS**

April 15th, 2005 Judge of the Supreme Court of the Republic of Belarus Filimonihina L.Y.

And Secretary J.M. Grinko,

With the participation of the prosecutor Mazovka E. I.,

Having considered at a public hearing in the Supreme Court of the Republic of Belarus civil case at the suit of the Ministry of Justice of Belarus to the republican public association "Independent Institute of Socio-Economic and Political Studies" on the Elimination

HAS INSTALLED:

Ministry of Justice of the Republic of Belarus in a statement to the court indicated that in 1996 was established and registered republican public association "Independent Institute of Socio-Economic and Political Studies", then the NGO "IISEPS." On September 8th, 1999 the union was re-registered and received a certificate № 00503.

During its activity the union has repeatedly violated the existing laws governing the activities of national associations, for which it has repeatedly issue a written warning.

On September 5th, 2003 the Ministry of Justice has sent a written warning to the NGO "IISEPS" № 06-04 / 7396 due to violations of the union of the Law of the Republic of Belarus "On Public Associations" and provisions of the Charter. That was reflected in the fact that since March 2003 the governing body Unions has not placed a specified address in the Charter and the relevant legal amendments to the Charter is not listed. It has been proposed to correct these deficiencies and to submit to the Ministry of Justice of the Republic of Belarus documents necessary to make appropriate amendments to the Charter.

However, the NGO "IISEPS" has not provided claimed documents to the Ministry of Justice of the Republic of Belarus within the statutory period of one month, and only applied to the Ministry of Justice of the Republic of Belarus on January 13th 2004 amending the Charter, to which a lease agreement with JSC "Fanipol mechanical-repair factory" was provided.

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At the hearing arguments were confirmed by a plaintiff on the use of the NGO "IISEPS" its name without specifying the legal form of association that violates the requirements contained in paragraph 1 of article 50 of the Civil Code of the Republic of Belarus. The Court considers that the actual substitution of respondent information about their organizational and legal form hampered his individualization as a participant of civil relations. These violations were admitted by the defendant in the publication of a newsletter entitled "News of IISEPS" since the entry into force of the Civil Code of 1999 and confirmed by the materials available in the case file (interviews, the documents placed on the website of the NGO "IISEPS", in which the name of the organization is given as "IISEPS"), on view in the court hearing (LD 126. 131-133, 135, 143, 166).

In such circumstances, the court finds that the activities of the NGO "IISEPS" repeatedly and grossly violated existing legislation, so on the basis of Article 57 of the Civil PP.2 2 of the Republic of Belarus is subject to liquidation.

Guided by Articles 302-304 GIC Republic of Belarus, the court

DECIDED:

Eliminate the Republican public association "Independent Institute of Socio-Economic and Political Studies", registered with the Ministry of Justice of the Republic of Belarus, 8 September 1999 (certificate of registration № 00503).

To recover from the Republican public association "Independent Institute of Socio-Economic and Political Studies" state fee to the state budget in the amount of 127,500 rubles.

The decision shall enter into force immediately, appeal or protest on appeal is not subject.

Judge of the Supreme Court of the Republic of Belarus \_\_L.Y. Filimonihina\_\_

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Judge of the Supreme Court of the Republic of Belarus \_signature\_ \_\_L.Y. Filimonihina\_\_