

**NEW CONDITIONS FOR OBTAINING PERMISSIONS FOR TRANSACTIONS  
WITH SHARES OF LLCs**

**02.11.2023**

**Dear colleagues,**

In October 2023, the Russian Ministry of Finance published two updates at once on the conditions for obtaining permissions from the Government Commission for Control of Foreign Investments in the Russian Federation (hereinafter referred to as the "Government Commission") to carry out transactions with shares of LLCs with the participation of persons from unfriendly countries included in the [list](#), approved by the Order of the Government of the Russian Federation dated 05.03.2022 No. 430-p.

It concerns, first of all, the Extract from the minutes of the meeting of the sub-commission of the Government Commission [dated 26.09.2023 No. 193/4](#), which states that now one of the conditions for obtaining permissions from the Government Commission to carry out such transactions is:

- the presence of an obligation to **make a voluntary contribution to the federal budget in the amount of at least 15% of the market value** of the relevant assets, indicated in a report on independent assessment of the market value of the assets.

Let us remind you that previously this condition sounded as follows<sup>1</sup>:

- the presence of an obligation to make a voluntary contribution to the federal budget within three months from the date of the transaction in the amount of:
  - **at least 10% of half of the market value of the relevant assets** - if the assets are sold *at a discount of less than 90% of the market value* of the relevant assets, or
  - **at least 10% of the market value of the relevant assets** - if the assets are sold *at a discount of more than 90% of the market value* of the relevant assets.

In addition, on 16.10.2023, the [Application Form](#) for granting permission to carry out (execute) a transaction (operation) or a group of transactions (operations) was updated. The application **must now disclose the beneficial owners of all parties to the transaction**, not just the applicant's party.

The remaining conditions for obtaining permissions from the Government Commission to carry out transactions with shares of LLCs with the participation of persons from unfriendly countries can be found [here](#).

We will be happy to answer your questions!

*Contacts:*

Maria Matrossowa, Project leader **swilar** OOO  
M: [maria.matrossowa@swilar.ru](mailto:maria.matrossowa@swilar.ru), T: + 7 495 648 69 44 (ext. 308)

Yulia Belokon, Deputy Project leader **swilar** OOO  
M: [yulia.belokon@swilar.ru](mailto:yulia.belokon@swilar.ru), T: +7 495 648 69 44 (ext. 309)

**SWILAR** OOO

CEO  
Daria Pogodina  
Chistoprudny Boulevard, 5  
101000 Moscow  
Tel.: +7 (495) 648-69-44

**swilar** GmbH

CEO  
Tobias Schmid  
Erikaweg 32  
D-86899 Landsberg / Lech  
Tel.: +49 8191 9898377

CEO  
Dr. Georg Schneider  
Schlehenweg 14  
D-53913 Swisttal  
Tel.: +49 2226 908258

**SWILAR** TOO

Director  
Daria Pogodina  
Nauryzbai Batyr Str., 102  
050000 Almaty  
T. +7 (717) 264 06 59

<sup>1</sup> Subclause 4 of clause 1 of the Extract from the resolution of the sub-commission of the Government Commission [dated 07.07.2023 No. 171/5](#) is declared invalid.