

**Decision no. 16, dated 23.03.2023**

**(V-16/23)**

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Fiona Papajorgji, Elsa Toska, Sonila Bejtja, Ilir Toska, Genti Ibrahim, Marjana Semini, Sandër Beci, with court secretary Belma Lleshi, on 23.03.2023, took under examination in plenary session on the basis of submitted documents, the case no. 4 (D) 2022 of the Basic Court Register, pertaining to:

**APPLICANT: DRITA SHPENDI**

**INTERESTED SUBJECTS:**

**COUNCIL OF MINISTERS,  
MINISTRY OF FINANCE AND ECONOMY,  
MINISTRY OF INFRASTRUCTURE AND ENERGY,  
ALBANIAN ROAD AUTHORITY**

**OBJECT: Repeal of decisions no. 4018, dated 11 July 2014 of the First Instance Administrative Court of Tirana; no. 3913, of the Administrative Court of Appeal, dated 23 October 2014; no. 00-2022-1038, of the Administrative College of the Supreme Court, dated 12 May 2022, as incompatible with the Constitution of the Republic of Albania.**

**LEGAL BASIS: Articles 4, 11, 15, 17, 41, 42, 131, point 1, letter “f” and 134, point 1, letter “i” of the Constitution of the Republic of Albania; law no. 8577, dated 10 February 2000 "On the organization and functioning of the Constitutional Court of the Republic of Albania", (*law no. 8577/2000*), amended.**

Constitutional Court of the Republic of Albania, in pursuance of articles 131, point 1, letter “f”, and 134, point 1, letter “i” of the Constitution, as well as articles 72 et seq. of Law no. 8577, dated 10 February 2000 “On the organization and functioning of the Constitutional Court of the Republic of Albania”, amended, unanimously,

**DECIDED:**

1. Partial admission of the application.
2. Repeal of decision no. 00-2022-1038, of the Administrative College of the Supreme Court, dated 12.05.2022, as incompatible with the Constitution of the Republic of Albania.
3. Remanding of the case to the Administrative College of the Supreme Court for further proceedings.

This decision is final and enters into force on the day of its publication in the Official Gazette.

