

Decision no. 33, dated 30.05.2023

(V-33/23)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Fiona Papajorgji, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Elsa Toska, members, with court secretary Belma Lleshi, on 30.05.2023, took under examination in plenary session on the basis of submitted documents, the case no. 6 (N) 2022 of the Basic Court Register, pertaining to:

APPLICANT: NAZIF SPAHIU

INTERESTED SUBJECTS:

**COUNCIL OF MINISTERS,
MINISTRY OF INFRASTRUCTURE AND ENERGY,
NATIONAL AGENCY OF WATER SUPPLY, SEWERAGE
AND WASTE INFRASTRUCTURE,
STATE ADVOCACY**

**OBJECT: Repeal of decision no. 00-2022-1435, dated 23 June 2007, of the Administrative College of the Supreme Court, as incompatible with the Constitution of the Republic of Albania.
Remanding of the case to the Administrative College of the Supreme Court for further proceedings.**

LEGAL BASIS: Articles 18, point 1, 42, 43, 44, 131, point 1, letter “f”, 134 and point 1, letter “i”, of the Constitution of the Republic of Albania; article 6 of European Convention on Human Rights (ECHR); articles 27 point 1 and 2, 71, point 1, 71/a and 71/b, of 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 “a”, and 134, point 1, letter “i” of the Constitution, as well as articles 71 and 72 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. Rejection of the application.

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