

Decision no. 30, dated 29.05.2023

(V-30/23)

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, members, with court secretary Belma Lleshi, on 11.05.2023, took under examination in plenary session on the basis of submitted documents, the case no. 9 (V) 2022 of the Basic Court Register, pertaining to:

APPLICANT: VLADIMIR MNELA

INTERESTED SUBJECT:

GENERAL PROSECUTION OFFICE

OBJECT: Repeal of decisions no. 805 (5370), dated 17 November 2021 of District Court of Shkodra; no. 284, dated 23 December 2021 of Appeal Court of Shkodra; no. 00-2022-577, dated 07 June 2022 of the Penal College of the Supreme Court, as incompatible with the Constitution of the Republic of Albania.

LEGAL BASIS: Articles 29, point 2, 42, point 2, 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, by majority of votes,

DECIDED:

1. Rejection of the application.

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