

**Decision no. 34, dated 12.06.2023**

**(V-34/23)**

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Fiona Papajorgji, Elsa Toska, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahimimi, Marjana Semini, Marsida Xhaferllari, members, with court secretary Belma Lleshi, on 06.04.2023 and 12.06.2023, took under examination in plenary session on the basis of submitted documents, the case no. 24 (A) 2022 of the Basic Court Register, pertaining to:

**APPLICANT: ANILA HOXHA**

**INTERESTED SUBJECTS:**

**ASSEMBLY OF ALBANIA,  
COUNCIL OF MINISTERS,  
MINISTRY OF INTERNAL AFFAIRS,  
GENERAL DIRECTORATE OF STATE POLICE,  
STATE ADVOCACY**

**OBJECT: Repeal of decision no. 240, dated 16 June 2022, of the Administrative College of the Supreme Court, as incompatible with the Constitution of the Republic of Albania.**

**Repeal of the sentence " *The secretary office of the Supreme Court shall publish the lists of appeals to be reviewed at least 15 days before the date of review*", in article 482, paragraph 3, of the Civil Procedure Code, as incompatible with the Constitution of the Republic of Albania.**

**Repeal of the sentence "*The secretary office of the Court shall publish the day and time of the review of the recourse, as well as the composition of the bench of judges at least 15 days in advance*", in article 61, point 2, of the law no. 49/2012 "On**

**administrative courts and resolution of administrative disputes”, as incompatible with the Constitution of the Republic of Albania, amended.**

**LEGAL BASIS:** Articles 4, point 1, 15, 17, 33, 41, 42, 43, 49, 52, and 131, point 1, letter “f”, of the Constitution of the Republic of Albania; articles 27, 39, 49, 71, 71/a and 76, point 6, 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, letters “a”, and “f” 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, 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.