

**Decision no. 59, dated 14.11.2023**

**(V-59/23)**

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Fiona Papajorgji, Elsa Toska, Sonila Bejtja, Sandër Beci, Genti Ibrahim, Marjana Semini, members, with court secretary Belma Lleshi, on 14.11.2023, took under examination in plenary session on the basis of submitted documents, the case no. 7 (K) 2023 of the Basic Court Register, pertaining to:

**APPLICANT: KUJTIM HOXHA**

**INTERESTED SUBJECT:**

**PROPERTY TREATMENT AGENCY**

**OBJECT: Repeal of decisions no. 00-2022-4492 (413), dated 01 December 2022 of the Administrative College of the Supreme Court, as incompatible with the Constitution of the Republic of Albania.**

**LEGAL BASIS: Articles 131, point 1, letter “f”, 134, point 1, letter “i” and 135, point 1, of the Constitution of the Republic of Albania (*The Constitution*); articles 6 and 46 of the European Convention on Human Rights (*ECHR*), article 1 of its Protocol no. 1 and article 1 of Protocol no. 12; articles 71 et seq. 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 “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, unanimously,

**DECIDED:**

1. Admission of the application.
2. Repeal of decision no. 00-2022-4492 (413), dated 01.12.2022 of the Administrative Chamber of the Supreme Court, as incompatible with the Constitution.
3. Remanding of the case to the Supreme Court for further proceedings.

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