

Decision no. 73, dated 17.10.2024

(V-73/24)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Fiona Papajorgji, members, with court secretary Belma Lleshi, on 17.10.2024, took under examination in plenary session on the basis of submitted documents, the case no. 10 (Sh) 2024 of the Basic Court Register, pertaining to:

APPLICANT: “ANK” LTD. COMPANY, “BARDH KONSTRUKSION” LTD. COMPANY, represented with power of attorney, by lawyer Lindita Sinanaj.

INTERESTED SUBJECTS:

MINISTRY OF INFRASTRUCTURE AND ENERGY, represented with authorisation, by Etleva Malile.

“SIGAL UNIQA GROUP AUSTRIA” SH.A. Company, in absentia.

OBJECT: Repeal of decisions no. 1702 of Tirana Administrative Court of First Instance, dated 13.09.2023; decision no. 00-2023-4463 of the Administrative College of the High Court, dated 02.11.2023, as incompatible with the Constitution of the Republic of Albania.

LEGAL BASIS: Articles 18, point 1, 41, 42, 43, 44, 131, point 1, letter “f”, 134, point 1, letter “i” and 142 of the Constitution of the Republic of Albania (*the Constitution*); Article 6, point 1, of the European Convention on Human Rights (*ECHR*); Articles 27, points 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, pursuant to 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 vote,

DECIDED:

1. Rejection of the application.

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