

Decision no. 85, dated 24.12.2024

(V-85/24)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahimi, Marjana Semini, Fiona Papajorgji, members, with court secretary Enina Kotoni, on 04.12.2024, took under examination in public plenary session on the basis of submitted documents, the case no. 18 (P) 2024 of the Basic Court Register, pertaining to:

APPLICANT: **“MOVEMENT FOR NATIONAL DEVELOPMENT PARTY”**,
represented with authorization, by its chairman Dashmir Shehi and
lawyer Rezart Kthupi.
“HASHTAG INITIATIVE PARTY”, represented by its chairman
Endri Shabani.
“SHQIPËRIA BËHET ORGANIZATION”, represented with
authorization, by its executive director Adriatik Lapaj.
“NEW DEMOCRACY ALLIANCE PARTY”,
“DEMOCRATIC MOVEMENT FOR CHANGE PARTY”,
“ALBANIAN NATIONAL CONSERVATIVE PARTY”,
“ALBANIAN DEMO-CHRISTIAN UNION PARTY”,
“DEMOCRATIC PARTY-EURO-ATLANTIC DEMOCRAT”,
LULZIM BASHA, ORJOLA PAMPURI, MERITA BAKU,
GËZIM ADEMAJ, represented with power of attorney, by lawyer
Jordan Daci.

INTERESTED SUBJECTS:

ASSEMBLY OF THE REPUBLIC OF ALBANIA, represented
with authorisation, by Mimoza Arbi and Viktor Gumi.

OBJECT: **Repeal of Articles 67 and 163, points 2 and 3, of Law No. 10019,**
dated 29.12.2008, “Electoral Code of the Republic of Albania,”

as amended by Articles 5 and 9 of Law No. 81/2024, as incompatible with the Constitution of the Republic of Albania. Stay of execution of Articles 67 and 163 of Law No. 10019, dated 29.12.2008, “Electoral Code of the Republic of Albania,” as amended by Articles 5 and 9 of Law No. 81/2024. Final interpretation of Article 64 of the Constitution or its repeal.

LEGAL BASIS: Articles 1, 2, 3, 4, 5, 7, 9, 15, point 1, 17, 18, 22, 45, 64, 70, 83, 116, 122, 123, 124, 131, point 1, letter “a”, 134, points 1, letters “gj”, “h”, “i” and 2, of the Constitution of the Republic of Albania; Articles 27, 28, 29, 30, 45, point 1, 47, 49, 50 and 51 of Law No. 8577, dated 10.02.2000, “On the Organization and Functioning of the Constitutional Court of the Republic of Albania,” (*law no. 8577/2000*), as amended.

Constitutional Court of the Republic of Albania, pursuant to Articles 131, point 1, letter “a” and 134, point 1, letters “gj”, “h” and “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 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.