

Decision no. 9, dated 27.02.2024

(V-9/24)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Elsa Toska, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Fiona Papajorgji, members, with court secretary Belma Lleshi, on 27.02.2024, took under examination in plenary session on the basis of submitted documents, the case no. 33 (A) 2023 of the Basic Court Register, pertaining to:

APPLICANT: **ALBERT SINO, AUREL BAÇI**, represented with special power of attorney, by lawyers Ilir Daci and Shpati Dragoti,

INTERESTED SUBJECTS:

VJOLLCA HOXHA, LORELA HOXHA, SARA HOXHA, REDIA HOXHA, I.H. (minor), represented with special power of attorney, by lawyers Erind Mërkuri and Lulzim Alushaj.

OBJECT: **Repeal of decision no. 1641 of Tirana Appeal Court, dated 28.06.2017; decision no. 00-2023-207 (13) of the Civil College of the High Court, dated 18.01.2023, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: **Articles 41, 42, 131, point 1, letter “f” and 134, point 1, letter “i”, of the Constitution of the Republic of Albania (*the Constitution*); Articles 71 and 71/a and 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", (*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 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.