

Decision no. 33, dated 23.04.2024

(V-33/24)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Fiona Papajorgji, Elsa Toska, Sonila Bejtja, Ilir Toska, Genti Ibrahim, Marjana Semini, Sandër Beci, members, with court secretary Belma Lleshi, on 23.04.2024, took under examination in plenary session on the basis of submitted documents, the case no. 23 (Sh) 2023 of the Basic Court Register, pertaining to:

APPLICANT: “ENERGY ALBANIA GROUP” LTD. COMPANY, “MP-HEC” LTD. COMPANY, represented with authorisation, by Mrs. Anna Xheka Fröb.

INTERESTED SUBJECTS:

ADRE HYDROPOWER S.R.L., represented at the hearing by the law firm “Kalo Associates”, with special power of attorney, by lawyer Armando Toslluku.

OBJECT: Repeal of decision no. 00-2023-2204 of the Civil College of the High Court, dated 26.04.2023, as incompatible with the Constitution of the Republic of Albania.

LEGAL BASIS: Articles 42, 131, point 1, letter “f”, 134, point 1, letter “i” and 142 of the Constitution of the Republic of Albania (*the Constitution*); Article 6, of the European Convention on Human Rights (*ECHR*); 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.