

Decision no. 35, dated 25.04.2024

(V-35/24)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Fiona Papajorgji, Elsa Toska, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Marsida Xhaferllari, members, with court secretary Belma Lleshi, on 02.04.2024 and 25.04.2024, took under examination in plenary session on the basis of submitted documents, the case no. 20 (Sh) 2023 of the Basic Court Register, pertaining to:

APPLICANT: “**ILIAD 1**” **LTD. COMPANY**, represented by the administrator Natasha Lamaj.

INTERESTED SUBJECTS:

CYME MANOKU,
MIRVJENA, MARTIN, MERIBAN, MIRANDA, EDMOND,
EDLIRA, EDUARD, NENOLE, ELIZA, ALBERT,
XHAFERSON, VALBONA, MIMOZA, HADER, LAVDIE,
DRITA BEDINI, in absentia.

BUDJON, AGRON, ZANA, FATMIRA, VLADIMIR
GOXHAI, in absentia.

ZHANETA BICI, in absentia.

VLORA MUNICIPALITY, in absentia.

MINISTRY OF ECONOMY AND FINANCE, in absentia.

STATE ADVOCACY, in absentia.

OBJECT: **Repeal of decision no. 00-2023-1540 (224) of the Civil College of the High Court, dated 19.04.2023, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: Articles 43, 131, point 1, letter “f”, 134 and 142 of the Constitution of the Republic of Albania (*the Constitution*); 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 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. Admission of the application.
2. Repeal of decision no. 00-2023-1540 (224) of the Civil College of the High Court, dated 19.04.2023, as incompatible with the Constitution of the Republic of Albania.
3. Remanding of the case to the High Court for further proceedings.

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