

Decision no. 48, dated 19.06.2024

(V-48/24)

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 30.05.2024, took under examination in plenary session on the basis of submitted documents, the case no. 4 (Nj) 2023 of the Basic Court Register, pertaining to:

APPLICANT: **NOT LESS THAN A FIFTH OF THE MEMBERS OF THE PARLIAMENT OF ALBANIA**, represented with authorisation, by MP-s Gazmend Bardhi, Dhurata Çupi, Ervin Salianji, Greta Bardeli, Dashnor Sula, Saimir Korreshi and lawyer Marash Logu.

INTERESTED SUBJECTS:

ASSEMBLY OF THE REPUBLIC OF ALBANIA, represented by Secretary General Genci Gjonçaj.

OBJECT: **Repeal of decision no. 126/2023, dated 14.12.2023 of the Assembly of the Republic of Albania "On some additions and amendments of the Assembly decision no. 166, dated 16.12.2004 "On the approval of the Regulation of the Assembly of the Republic of Albania, amended", as incompatible with the Constitution of the Republic of Albania.**
Stay of proceedings of decision no. 126/2023, dated 14.12.2023 of the Assembly of the Republic of Albania "On some additions and amendments of the Assembly decision no. 166, dated 16.12.2004 "On the approval of the Regulation of the Assembly of the Republic of Albania, amended", until a final decision on the case.

LEGAL BASIS: Articles 1, 2, 4, 17, 42, 70, 75, 83, 116, 131 and 134, of the Constitution of the Republic of Albania (*The Constitution*); Articles 49 and 50 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 124, 131 and 134, point 1, letter "c", 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. Admission of the application in part.
2. Repeal of Article 4 of decision no. 126/2023 of the Assembly of Republic of Albania, dated 14.12.2023, in the part that adds to Article 65/1 of the Regulation of the Assembly of Albania point 6, letter "a", point 7, letters "b" and "c" and point 9.
3. Rejection of the application with regard to the other claims.

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