

Decision no. 81, dated 16.12.2025
(V-81/25)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, Head of session, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Asim Vokshi, Sonila Bejtja, members, with court secretary Anjeza Puka, on 12.12.2025 took under examination in plenary session on the basis of submitted documents, the case no. 3 (D) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **DESHIRE SUBASHI**, represented with special power of attorney, by lawyer Evelina Qirjako.

INTERESTED ENTITIES:

MINISTRY OF JUSTICE, represented with authorization, by Xhelal Kasaj, Ornela Marku, Erjon Ndreca and Albjona Toçi.

HIGH COUNCIL OF JUSTICE, represented by the chairman Ilir Rusi.

COMMISSIONER FOR PROTECTION FROM DISCRIMINATION, represented by the commissioner Robert Gajda.

SUBJECT MATTER: **Repeal of Decision No. 00-2024-4992, dated 17.12.2024, of the Administrative College of the High Court, as incompatible with the Constitution of the Republic of Albania.**

Remanding of the case to the High Court for further proceedings.

LEGAL BASIS: **Articles 4, point 1, 5, 41, 42, 43, 131, point 1, letter “f” and 134, point 1, letter “i”, of the Constitution of the**

Republic of Albania (*the Constitution*); Article 6 of the European Convention on Human Rights and Article 1 to its Protocol No. 1; Law No. 8577, dated 10.02.2000 “On the Organization and Functioning of the Constitutional Court of the Republic of Albania”, (*Court’s Organic Law*), as amended.

Constitutional Court, pursuant to Articles 131, point 1, letter “f” and 134, point 1, letter “i”, of the Constitution, as well as Articles 71 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”, as amended, unanimously,

DECIDED:

1. Admission of the application.
2. Repeal of the Decision 00-2024-4992, dated 17.12.2024 of the Administrative College of the High Court, 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.