

Decision no. 1, dated 14.01.2026

(V-1/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Marsida Xhaferllari, Sonila Bejtja, Ilir Toska, Genti Ibrahim, Marjana Semini, Asim Vokshi, Sandër Beci, members, with court secretary Anjeza Puka, on 04.12.2025 took under examination in plenary session on the basis of submitted documents, the case no. 2 (M) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **MAJLINDA MISKA, JURGEN SELIMI**, represented with special power of attorney, by the lawyer Erajd Dobjani.

INTERESTED ENTITIES:

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

COUNCIL OF MINISTERS, represented with authorization, by Herald Jonuzaj.

HIGH JUDICIAL COUNCIL, represented by the chairman Ilir Rusi.

SUBJECT MATTER: **Partial repeal of Article No. 64, point 6, second sentence of the Law no. 98/2016, which stipulates that “*The legal assistant, upon the appointment, shall benefit a salary equal to the “salary per function” of a Director of a Directorate in a Ministry*”, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: **Articles 4, 18, 49, 124, 131, point 1, letter “c”, 134, letter “i” of the Constitution of the Republic of Albania (*the Constitution*); Articles 49, point 3, 71, points 1 and 2 and 71/a of 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 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. Rejection of the application.

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