

Decision no. 4, dated 15.01.2026

(V-4/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Marsida Xhaferllari, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Asim Vokshi, members, with court secretary Anjeza Puka, on 15.01.2026 took under examination in plenary session on the basis of submitted documents, the case no. 3 (J) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **JAMARBËR MALLTEZI**, represented with power of attorney, by the lawyers Klodjan Skënderaj and Sokol Mëngjesi.

INTERESTED ENTITY: **SPECIAL PROSECUTION OFFICE AGAINST CORRUPTION AND ORGANIZED CRIME**, represented with authorization, by the prosecutor Arben Kraja.

SUBJECT MATTER **Repeal of Decision No. 400, dated 30.07.2024, of the Special Prosecution Office against Corruption and Organized Crime; Decision No. 172 (87-2024-248), dated 13.09.2024, of the Special Court of Appeal against Corruption and Organized Crime; and Decision No. 00-2024-2076, dated 17.12.2024, of the Criminal College of the High Court, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: **Articles 15, 17, 18, 27, 28, 42, 131, point 1, letter “f”, 134, point 1, letter “i” and 142, point 1, of the Constitution of the Republic of Albania (*the Constitution*); Articles 5,**

paragraph 1, letters “b” and “c”, 8, 10, 14, 17 and 18 of the European Convention on Human Rights (*ECHR*); Articles 9, 14 and 26 of the International Covenant on Civil and Political Rights, ratified by Law No. 7510, dated 08.08.1991; 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 Article 72 of Law No. 8577, dated 10 February 2000 “On the organization and functioning of the Constitutional Court of the Republic of Albania”, as 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.