

Decision no. 85, dated 23.12.2025

(V-85/25)

Constitutional Court of the Republic of Albania composed of: Marsida Xhaferllari, Head of session, Fiona Papajorgji, Sonila Bejtja, Sandër Beci, Ilir Toska, Marjana Semini, members, with court secretary Anjeza Puka, on 18.12.2025 took under examination in plenary session on the basis of submitted documents, the case no. 1 (Y) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **YLLI ZYLA**, represented with special power of attorney, by lawyer Rezart Tërshana.

INTERESTED ENTITIES:

MINISTRY OF DEFENCE, represented by Secretary General Aleks Marku.

GENERAL STAFF OF THE ARMED FORCES, in absentia.

SUBJECT MATTER:

Repeal of Decision No. 00-2024-5124, dated 18.02.2024 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, 15, 18, 42, 43, 44, 49, 52, 131, point 1, letter “f”, 134, points 1, letter “i” and 2, 141, 142 and 167 of the Constitution of the Republic of Albania (*the Constitution*); Articles 27, 71 et seq. of Law No. 8577, dated 10 February 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. Admission of the application.
2. Repeal of Decision No. 00-2024-5124, dated 18.12.2024 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.