

Decision no. 53, dated 28.04.2026
(V-53/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Marsida Xhaferllari, Sonila Bejtja, Ilir Toska, Genti Ibrahimimi, Marjana Semini, Asim Vokshi, Sandër Beci, members, with court secretary Farisja Idrizaj, on 21.04.2026 took under examination in plenary session on the basis of documents, the case no. 21 (E) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **ERMAL KURTULAJ**, represented with special power of attorney, by lawyer Ermir Beta.

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

SUBJECT MATTER: **Repeal of decisions no. 65 of 3 July 2024 of the Special Court of First Instance for Corruption and Organized Crime; no. 73 of 6 July 2024 of the Special Court of First Instance for Corruption and Organized Crime; no. 32 (87-2024-228) of 7 August 2024 of the Special Court of Appeal for Corruption and Organized Crime; no. 00-2025-20 (1) of 14 January 2025 of the Criminal Chamber of the High Court, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: **Articles 30, 32, point 2, 42 and 131, point 1, letter “f”, of the Constitution of the Republic of Albania (*the Constitution*); Articles 5 and 6 of the European**

**Convention on Human Rights (ECHR); Law No. 8577 of
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 of 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 shall enter into force on the day of its publication in the Official Gazette.