

Decision no. 70, dated 08.06.2026
(V-70/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahimimi, Marjana Semini, Asim Vokshi, Marsida Xhaferllari, members, with court secretary Anjeza Puka, on 08.04.2026 took under examination in plenary session on the basis of documents, the case no. 6 (Gj) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **LUSHNJA ADMINISTRATIVE COURT OF FIRST INSTANCE**

INTERESTED ENTITIES:

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

COUNCIL OF MINISTERS OF THE REPUBLIC OF ALBANIA, represented by the Secretary General, Ëngjëll Agaçi.

SUBJECT MATTER: **Repeal of Articles 5, point 2 and 6 of Law no. 9381 of 28 April 2005 “On compensation for unlawful detention”, in the part establishing the maximum amount of compensation for unjust pre-trial detention, imprisonment, and house arrest, at ALL 3,000 (three thousand), ALL 2,000 (two thousand), and ALL 1,000 (one thousand), respectively, as incompatible with the Constitution of the Republic of Albania.**

LEGAL BASIS: **Articles 134, point 1, letter “dh” and 145, point 2, of the Constitution of the Republic of Albania (*the Constitution*); 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 “a” and 134, point 1, letter “dh”, of the Constitution, as well as Article 72 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.