

**IN THE NAME OF THE REPUBLIC OF ARMENIA
DECISION OF THE CONSTITUTIONAL COURT OF
THE REPUBLIC OF ARMENIA**

ON THE CASE CONCERNING THE DETERMINATION OF THE ISSUE REGARDING THE CONFORMITY OF ARTICLE 14, PART 3, PARAGRAPH 2, ARTICLE 29, PART 2, POINT 6, ARTICLE 36, PART 1, PARAGRAPH 2, AND ARTICLE 38, PART 1, POINTS 1 AND 2 OF THE LAW ON STATE PENSIONS OF THE REPUBLIC OF ARMENIA (22.12.2010 ՀՕ-243-Ն) WITH THE CONSTITUTION OF THE REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE HUMAN RIGHTS DEFENDER OF THE REPUBLIC OF ARMENIA

Rapporteur H. Nazaryan

Proceeding from the results of consideration of the case and ruled by Article 100, Point 1, Article 101, Part 1, Point 8, Article 102 of the Constitution of the Republic of Armenia, Articles 63, 64 and 68 of the RA Law on Constitutional Court, the Constitutional Court of the Republic of Armenia **HOLDS**:

1. To dismiss the case on Article 14, Part 3, Paragraph 2 of the Law of the Republic of Armenia on State Pensions (22.12.2010 ՀՕ-243-Ն).
2. To dismiss the case on Article 28, Part 2, Point 6 of the Law of the Republic of Armenia on State Pensions (22.12.2010 ՀՕ-243-Ն).
3. Article 36, Part 1, Paragraph 2 of the Law of the Republic of Armenia on State Pensions is in conformity with the Constitution of the Republic of Armenia in the framework of the legal positions expressed in this decision, and during six months after its adoption it could not be applied to the RA citizens temporarily absent from the Republic of Armenia, who were registered at the consular offices in foreign states in accordance with the procedure prescribed by Article 24 of the RA Law on Consular Service, Article 3 of the RA Law on State Register of Population and Decision No. 1231-Ն of the RA Government on Introduction of the System for State Register of Population in the Republic of Armenia adopted in 2005.
4. Article 38, Part 1, Points 1 and 2 of the Law of the Republic of Armenia on State Pensions (22.12.2010 ՀՕ-243-Ն) are in conformity with the Constitution of the Republic of Armenia.
5. In accordance with Article 102(2) of the RA Constitution this decision is final and enters into force from the moment of its announcement.

14 December, 2012

DCC – 1061