

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

ON THE CASE OF CONFORMITY OF PARTS 3 AND 4 OF ARTICLE 64, PART 1 OF
ARTICLE 69 OF THE LAW ON LOCAL SELF-GOVERNMENT OF THE REPUBLIC
OF ARMENIA WITH THE DECISIONS N2-N, 7-N, 8-N, 9-N OF VANADZOR
COMMUNITY COUNCIL DATED 31 MARCH, 2017 WITH THE CONSTITUTION OF
THE REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE
DEPUTIES OF THE NATIONAL ASSEMBLY

Rapporteur A. Petrosyan

Proceeding from the results of consideration of the case and ruled by Article 100, Point 1, Article 101, Part 1, Points 1, Article 102, Parts 1, 3 and 4 of the Constitution (with amendments of 2015) 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 declare Part 3 of Article 64 of the RA Law on Local Self-Government as contradicting the requirements of Articles 1, 6, 9, 179 of the Constitution of the Republic of Armenia and invalid.
2. Article 64 Point 4 of the Law on Local Self-Government of RA is in conformity with the Constitution of RA in the framework of the legal positions expressed in the decisions of the Constitutional Court.
1. Article 69 Point 1 of the RA Law on Local Self-Government is in conformity with the Constitution of RA in the framework of the legal positions expressed in the decisions of the Constitutional Court
2. To determine 31 March, 2018 as the deadline for invalidation of norms declared as unconstitutional by this decision based on Article 102, Part 3 of the RA Constitution (with the amendments of 2005) and Article 68, Part 15 of the RA Law on the Constitutional Court, considering the legal positions expressed in this decision and the necessity to comply the legislative provisions in dispute therewith and stating the systematic interrelation of legal provision, declared as unconstitutional by Point 1 of the Conclusive Part of this decision, with the legal regulations of Chapter 5 of the RA Law on Local Self-Government as well as considering the legislative requirements on non distortion of legal security, enable the RA National Assembly to provide compliance of the legal regulations of the RA Law on Local Self-Government with the requirements of this decision.
3. Due to Part 11 Article 68 of the RA Law on Constitutional Court upon the deadlines provided by this decision, the decisions N2-N, 7-N, 8-N, 9-N of Vanadzor Community Council dated 31 March shall be unenforceable.

4. In accordance with Article 102, Part 2 of the Constitution of the Republic of Armenia (with the amendments of 2005) this Decision is final and enters into force from the moment of the announcement.

10 November 2017

DCC-1384