

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

**ON THE CASE OF CONFORMITY OF ARTICLES 8 AND 18 OF THE RA
ADMINISTRATIVE PROCEDURE CODE WITH THE CONSTITUTION OF THE
REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE
ADMINISTRATIVE COURT OF THE REPUBLIC OF ARMENIA**

Based on the review of the case and governed by Clause 1 of Article 168, and Part 4 of Article 169 of the Constitution, as well as Articles 63, 64 and 71 of the Constitutional Law on the Constitutional Court, the Constitutional Court **HOLDS**:

1. Part 5 of Article 8 of the Administrative Procedure Code is in conformity with the Constitution in the interpretation that the case of confiscation of goods from the buyer by third parties on the grounds that have emerged prior to the execution of the sales contract should also include the temporary confiscation cases.

2. Clause 1 of Part 1 of Article 18 of the Administrative Procedure Code is in conformity with the Constitution in the interpretation that in the case of the presence of confidential information protected by law in the case materials, the right of the parties to familiarize themselves with the case materials, to receive their copies, as well as to make extracts, photographs, photocopies and copies from the case materials shall be exercised in accordance with the procedure prescribed by Part 5 of Article 8 of the Code, by taking a signature with a warning about the responsibility for publishing confidential information protected by law, and using such information in violation of the established procedure.

3. Pursuant to Part 2 of Article 170 of the Constitution this Decision shall be final and shall enter into force upon its promulgation.

CHAIRMAN

A. GYULUMYAN

October 29, 2019

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