

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

ON THE CASE CONCERNING THE CONSTITUTIONALITY OF POINT 29 OF THE ORDER ON “THE ORGANIZATION AND CONDUCT OF COMPETITIONS FOR THE ALIENATION (SALE) OF STATE-OWNED PROPERTY AND PROPERTY OWNED BY STATE NON-COMMERCIAL ORGANIZATIONS, TRANSFERRED (ASSIGNED) TO STATE ADMINISTRATION BODIES FOR POSSESSION AND USE, OR PROVIDED TO STATE NON-COMMERCIAL ORGANIZATIONS, COMMERCIAL ORGANIZATIONS WITH STATE PARTICIPATION, OR FOUNDATIONS FOR FREE USE” PRESCRIBED BY ANNEX 3 TO DECISION NO. 587-N OF THE GOVERNMENT OF THE REPUBLIC OF ARMENIA DATED 15 APRIL 2021 ON “ESTABLISHING THE PROCEDURES FOR THE ALIENATION (SALE), COMPETITIVE ALIENATION (SALE), AND ORGANIZATION AND CONDUCT OF AUCTIONS OF STATE-OWNED PROPERTY AND PROPERTY OWNED BY STATE NON-COMMERCIAL ORGANIZATIONS, AND ON INVALIDATING DECISION NO. 882-N OF THE GOVERNMENT OF THE REPUBLIC OF ARMENIA DATED 13 JUNE 2003”, RAISED BY THE APPLICATION OF “HIGHLEVEL” LLC

Based on the results of an examination of the Case and guided by point 1 of Article 168, point 8 of part 1 of Article 169, and Article 170 of the Constitution, as well as Articles 63, 64, and 69 of the Constitutional Law “On the Constitutional Court”, the Constitutional Court **DECIDED:**

1. To declare point 29 of the Order on “The Organization and Conduct of Competitions for the Alienation (Sale) of State-Owned Property and Property Owned by State Non-Commercial Organizations, Transferred (Assigned) to State Administration Bodies for Possession and Use, or Provided to State Non-Commercial Organizations, Commercial Organizations with State Participation, or Foundations for Free Use” prescribed by Annex 3 to Decision No. 587-N of the Government of the Republic of Armenia dated 15 april 2021 on “Establishing the Procedures for the Alienation (Sale), Competitive Alienation (Sale), and Organization and Conduct of Auctions of State-Owned Property and Property Owned by State Non-Commercial Organizations, and on Invalidating Decision No. 882-N of the Government of the Republic of Armenia dated 13 June 2003” contradicting Articles 59 and 75 of the Constitution, and void insofar as it excludes the possibility for a person who has submitted an application to participate in a competition for the

alienation (sale) of state-owned property to correct a formal discrepancy (error) regarding the price offer.

2. According to part 10 of Article 69 of the Constitutional Law “On the Constitutional Court”, the final judicial act adopted against the Applicant shall be subject to revision upon the grounds of newly emerged circumstances as prescribed by the Law.

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

PRESIDING JUDGE

A. DILANYAN

1 July 2025

DCC-1790