

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 3 OF PART 1 OF ARTICLE 5, POINT 8 (IN PART OF SUPERVISION OVER THE OBSERVANCE OF THE REQUIREMENTS OF THE LEGISLATION REGULATING THE PROCUREMENT PROCESS IN LOCAL SELF-GOVERNMENT BODIES OR COMMUNITY INSTITUTIONS), PART 3 OF ARTICLE 7 (IN PART OF THE IMPLEMENTATION OF SUPERVISORY FUNCTIONS IN THE SPHERES SUPERVISED BY LOCAL SELF-GOVERNMENT BODIES) OF THE LAW “ON STATE SUPERVISORY SERVICE”, AND PART 6 OF ARTICLE 95 (IN PART OF THE EXERCISE OF SUPERVISION OVER THE OBSERVANCE OF THE REQUIREMENTS OF THE LEGISLATION REGULATING THE PROCUREMENT PROCESS IN LOCAL SELF-GOVERNMENT BODIES OR COMMUNITY INSTITUTIONS, IN THE MANNER PRESCRIBED BY THE LAW “ON STATE SUPERVISORY SERVICE”) OF THE LAW “ON LOCAL SELF-GOVERNMENT”, RAISED BY THE APPLICATION OF THE MAYOR OF YEREVAN

Based on the results of an examination of the Case and guided by part 1 of Article 167, point 1 of Article 168, parts 1 and 4-5 of Article 170 of the Constitution, as well as Articles 63, 64, and 70 of the Constitutional Law “On the Constitutional Court”, the Constitutional Court **DECIDED:**

1. To declare point 8 of part 1 of Article 5 of the Law “On State Supervisory Service” – in part of the assignment to the State Supervisory Service of the authority to exercise, in the manner prescribed by the same law, supervision over local self-government bodies or community institutions in respect of the observance of the requirements of the legislation regulating the procurement process, and part 6 of Article 95 of the Law “On Local Self-Government” – in part of the exercise of the given supervision in the manner prescribed by the Law “On State Supervisory Service”, contradicting part 1 of Article 60 and Article 188 of the Constitution and invalid.

2. To declare point 3 of part 1 of Article 5 of the Law “On State Supervisory Service” – in part of the assignment to the State Supervisory Service of the authority to exercise, in the manner prescribed by the same Law, supervision over local self-government bodies for the purpose of assessing the legality of the management of subsidies, subventions, or dotations, contradicting part 1 of Article 60 and Article 188 of the Constitution and invalid.

3. Point 3 of part 1 of Article 5 of the Law “On State Supervisory Service” – in part of the assignment to the State Supervisory Service of the authority to exercise, in the manner prescribed by the same Law, supervision over local self-government bodies for the purpose of assessing the credibility of the information constituting the basis for the provision of subsidies, subventions, or dotations, complies with the Constitution.

4. Part 3 of Article 7 of the Law “On State Supervisory Service” – in part of the implementation of supervisory functions in the spheres supervised by local self-government bodies, complies with the Constitution.

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

PRESIDING JUSTICE

A. DILANYAN

24 March 2026

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