

**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 ARTICLE 40 § 2 OF THE
LAW OF THE REPUBLIC OF ARMENIA ON STATE REGISTRATION OF RIGHTS TO
PROPERTY RAISED BY THE APPLICATION OF RUZANNA GHAZARYAN**

Based on the examination of the case and subject to Article 168(1), Article 169 § 1(8), and Article 170 of the Constitution, as well as guided by Articles 63, 64 and 69 of the Constitutional Law on the Constitutional Court, the Constitutional Court **HOLDS:**

1. Article 40 § 2 of the Law of the Republic of Armenia on State Registration of Rights to Property complies with the Constitution by the interpretation that within the meaning of this provision, a receipt of postal notification is a document or a set of documents collected in the course of postal forwarding (regardless of the name of this document within the framework of postal forwarding), which allows confirming the fact that a notice of confiscation was delivered to the pledgor, and the date of its delivery.

2. In accordance with Article 69 § 10 of the Constitutional Law on the Constitutional Court, the final judicial act rendered against the applicant shall be subject to revision upon the grounds of a newly emerged circumstance as prescribed by the Law, since Article 40 § 2 of the Law of the Republic of Armenia on State Registration of Rights to Property had been applied against the applicant by an interpretation other than given by this Decision.

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

PRESIDENT

A. DILANYAN

November 1, 2022

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