

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

ON THE CASE CONCERNING THE DETERMINATION OF THE ISSUE REGARDING THE CONFORMITY OF ARTICLE 111, PART 6, ARTICLE 155, PART 5, POINT 2 AND ARTICLE 158, PART 1 OF THE JUDICIAL CODE OF THE REPUBLIC OF ARMENIA WITH THE CONSTITUTION OF THE REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE CITIZENS SAMVEL MNACAKANYAN AND GEVORG GIOZALYAN.

Rapporteur A. Pertosyan

Based on the review of the Case and being governed by Article 100, Point 1 and Article 102 of the Constitution of the Republic of Armenia, Articles 63, 64 and 69 of the RA Law on the Constitutional Court, the Constitutional Court of the Republic of Armenia **HOLDS**:

1. Article 111, Part 6 of the RA Judicial Code is in conformity with the Constitution of the Republic of Armenia.
2. Article 155, Part 5, Point 2 of the RA Judicial Code is in conformity with the Constitution of the Republic of the Armenia within the constitutional legal content stipulated by this Decision, according to which, the Disciplinary Committee of the Council of Justice of the Republic of Armenia is obliged to substantiate the reasons of not initiating proceedings in reasonable time in case of rejecting the person's application.
3. Based on Article 64, Point 9.1 and Article 69, Part 12 of the RA Law on the Constitutional Court, the final judgment in case of the Applicant G. Giozalyan is reviewable due to new circumstances in a manner prescribed by the law .
4. Article 158, Part 1 of the RA Judicial Code is in conformity with the Constitution of the Republic of Armenia.
5. Pursuant to Article 102, Part 2 of the Constitution of the Republic of Armenia this Decision is final and enters into force from the moment of its announcement.

18 December 2012
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