

**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 68, PART 3 OF THE ADMINISTRATIVE-PROCEDURE  
CODE OF THE REPUBLIC OF ARMENIA WITH THE CONSTITUTION OF THE  
REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE PARTY  
"REPUBLIC"**

Rapporteur M. Topuzyan

Based on the results of consideration of the case and in accordance with Point 1, Article 100 and Article 102 of the Constitution of the Republic of Armenia, Articles 63, 64 and 69 of RA Law on "The Constitutional Court", the Constitutional Court of the Republic of Armenia **DECIDED:**

1. Part 3, Article 68 of the Administrative Procedural Code of the Republic of Armenia is in conformity with the Constitution of the Republic of Armenia within the frames of the legal position expressed in the Decision, also considering the possibility of judicial protection against inactivity of the administrative authority.
2. Within the systemic interrelations with Point 3, Article 68 of the Administrative Procedure Code of the Republic of Armenia to recognize Point 5, Part 1, Article 114 of the Administrative Procedure Code in the part which does not involve action and inaction of the administrative body as contradicting to Articles 18 and 19 of the Constitution of the Republic of Armenia and null.
3. Pursuant to Part 2, Article 102 of the RA Constitution, this decision is final and enters into force from the date of publication.

February 22, 2011  
DCC - 942