

**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 11 OF
PART 1 OF ARTICLE 12 OF THE RA CRIMINAL PROCEDURE CODE OF 2021, AND
PART 4 OF ARTICLE 12 OF THE RA CRIMINAL PROCEDURE CODE
SYSTEMICALLY INTERRELATED WITH THE LATTER, RAISED BY THE
APPLICATION OF THE FIRST INSTANCE COURT OF GENERAL JURISDICTION
OF ARAGATSOTN MARZ**

Based on the results of an examination of the Case and guided by part 1 of Article 167, point 1 of Article 168, part 4 of Article 169, and parts 1 and 2 of Article 170 of the Constitution, as well as Articles 63, 64, and 71 of the Constitutional Law “On the Constitutional Court”, the Constitutional Court **DECIDED:**

1. Point 11 of part 1 of Article 12 of the Criminal Procedure Code of the Republic of Armenia complies with the Constitution.

2. To declare part 4 of Article 12 of the Criminal Procedure Code of the Republic of Armenia contradicting part 2 of Article 37, part 1 of Article 63, Article 66, Articles 72 and 78 of the Constitution and void in part of including a reference to point 11 of part 1 of the same article, insofar as it provides for the possibility of initiating and continuing criminal prosecution against a person who has not reached the age of criminal responsibility prescribed by law, as well as continuing criminal proceedings under the general procedure, depending on the position of the accused, where the criminal prosecution was initiated in violation of the prohibition prescribed by criminal law, and, based on the results of the trial, passing a verdict of conviction against him.

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

5 February 2025

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