

**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,
POINT 8 OF PART 1 OF ARTICLE 5 (IN TERMS OF SUPERVISION OVER
COMPLIANCE WITH THE REQUIREMENTS OF THE LEGISLATION
REGULATING THE PROCUREMENT PROCESS IN LOCAL SELF-GOVERNMENT
BODIES OR COMMUNITY INSTITUTIONS), PART 3 OF ARTICLE 7 (IN TERMS OF
PERFORMANCE OF SUPERVISORY FUNCTIONS IN THE FIELDS FALLING
UNDER THE SUPERVISION OF LOCAL SELF-GOVERNMENT BODIES) OF THE
LAW “ON STATE SUPERVISION SERVICE”, AND ON THE CONSTITUTIONALITY
OF PART 6 OF ARTICLE 95 (IN TERMS OF EXERCISING SUPERVISION, AS
PRESCRIBED BY THE LAW “ON STATE SUPERVISION SERVICE”, OVER
COMPLIANCE WITH THE REQUIREMENTS OF THE LEGISLATION
REGULATING THE PROCUREMENT PROCESS IN LOCAL SELF-GOVERNMENT
BODIES OR COMMUNITY INSTITUTIONS)
OF THE LAW “ON LOCAL SELF-GOVERNANCE”, RAISED BY THE APPLICATION
OF THE MAYOR OF YEREVAN**

Based on the results of examination of the Case and being 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 pursuant to 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 Supervision Service”, in terms of reserving, to the State Supervision Service, a power of exercise supervision as prescribed by the same Law in local self-government bodies or community institutions over the compliance with the requirements of the legislation regulating the procurement process, and part 6 of Article 95 of the Law “On Local Self-Governance” in terms of exercising the mentioned supervision as prescribed by the Law

“On State Supervision Service”, as contradicting part 1 of Article 60 and Article 188 of the Constitution, and as invalid.

2. To declare point 3 of part 1 of Article 5 of the Law “On State Supervision Service”, in terms of reserving, to the State Supervision Service, a power of exercising supervision as prescribed by the same Law in local self-government bodies aimed at assessing the lawfulness of management of provided subsidies, subventions or dotations, as contradicting part 1 of Article 60 and Article 188 of the Constitution, and as invalid.

3. Point 3 of part 1 of Article 5 of the Law “On State Supervision Service”, in terms of reserving, to the State Supervision Service, a power of exercising supervision as prescribed by the same Law in local self-government bodies aimed at assessing the reliability of information serving as a ground for the provision of subsidies, subventions or dotations, complies with the Constitution.

4. Part 3 of Article 7 of the Law “On State Supervision Service”, in terms of performing supervisory functions in the fields being supervised by local self-government bodies, complies with the Constitution.

5. According to part 2 of Article 170 of the Constitution, this Decision is final, and it shall enter into force upon its promulgation.

PRESIDING JUSTICE

A. DILANYAN

24 March 2026

DCC-1822