

**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 7 OF THE RA LAW ON TRANSPLANTATION OF HUMAN ORGANS AND (OR) TISSUE WITH THE CONSTITUTION OF THE REPUBLIC OF ARMENIA ON THE BASIS OF THE APPLICATION OF THE HUMAN RIGHTS DEFENDER OF THE RA

Rapporteur H. Nazaryan

Proceeding from the results of hearing of the case and ruled by Article 100(1), Article 102 of the Constitution, Articles 63, 64 and 68 of the Law on Constitutional Court, the Constitutional Court of the Republic of Armenia **DECIDES:**

1. To declare Article 7 of the Law on Transplantation of Human Organs and (or) Tissue in regard to the removal of human organs and tissue in the circumstances of non-executed transplantation in Armenia, inconformity with Part 1, Article 3 And Article 14 of the Constitution of the Republic of Armenia.
2. On the basis of Part 9, Article 68 of the RA Law on Constitutional Court, Part 1, Article 3 Articles 4 and 9 of the RA Law on Transplantation of Human Organs and (or) Tissue, which are in a systematic interrelation with the challenged provision, are in conformity with the Constitution of the Republic of Armenia, within the scopes of legal positions of Constitutional Court expressed in this decision.
3. Pursuant to Part 2, Article 102 of the RA Constitution this decision is final and enters into force from the date of publication.

September 14, 2010

DCC-913