

INFORMATION NOTE

Tirana, 27 October 2025

Regarding the request for disciplinary proceedings with the measure “Public Reprimand” against prosecutor B.S.

The High Inspector of Justice (HIJ) initiated disciplinary proceedings based on a complaint filed by the Head of the Prosecution Office against magistrate B.S., serving as a prosecutor at the Prosecutor’s Office attached to the First Instance Court of General Jurisdiction of Sarandë, concerning the disciplinary violation characterized as *“Repeated or serious violation of the rules of solemnity and the rules of conduct in relations ... with the chairperson ... as well as with the judicial administration staff,”* during 2024.

Based on the legal analysis of the facts established during the disciplinary investigation against the prosecutor, it has been determined that:

- The actions of magistrate B.S., contrary to the Ethical Standards, constitute improper and unbecoming conduct, lacking self-restraint and in violation of the principle of safeguarding public confidence in the justice system. The violations identified are not related to her professional activities and may be relevant only for the purposes of assessing her ethical and professional conduct; however, they are of such a nature that the magistrate should bear disciplinary responsibility.
- The prosecutor’s conduct and actions, carried out with direct intent, resulted in the discrediting of the position and standing of the magistrate, as well as undermining public confidence in the justice system. The fact that this conduct occurred in the office of the head of the prosecution service, as well as in the offices where judicial police officers perform their duties—that is, within the premises where the prosecutor exercises her function—creates a risk that such conduct could also be followed by other magistrates within the same prosecution office or more broadly, given that the court is also located in the same building. This underscores the fundamental importance of appropriate conduct by a magistrate, not only within the premises of the prosecution service but also outside them.
- Considering the nature of the disciplinary violation and the existence of the mitigating circumstance that it was a first violation, as well as the magistrate’s limited experience of two years in the position of prosecutor, the HIJ concludes that the actions and/or omissions undertaken by magistrate B.S. constitute a “Minor Disciplinary Violation.”
- The fundamental purpose of a disciplinary measure is to protect the public interest by establishing the magistrate’s disciplinary responsibility and taking active measures to educate the magistrate, where this is possible. A disciplinary measure also serves two preventive purposes: (1) specific prevention, namely ensuring that the magistrate does not commit further disciplinary violations in the future; and (2) general prevention, namely ensuring that other magistrates understand that inappropriate conduct should not be engaged in, as it is punishable by a disciplinary measure.

The High Inspector of Justice requests that the High Prosecutorial Council accept the request to initiate disciplinary proceedings against magistrate B.S., serving as a prosecutor at the Prosecutor’s Office attached to the First Instance Court of General Jurisdiction of Sarandë, for the disciplinary

violation provided for under Article 102, paragraph 2, subparagraph “dh” of Law No. 96/2016 “On the Status of Judges and Prosecutors in the Republic of Albania,” as amended, and impose upon her the disciplinary measure of “*Public Reprimand*.”