DECISION EXTRACT

Regarding the eligibility criterion, Article 120, point 1, letter "a" (criterion not met)

(Decision dated 26.05.2025)

The complainant submitted a complaint to the Office of the High Inspector of Justice, raising allegations concerning the activities of the Prosecution Office at the First Instance Court of General Jurisdiction and the First Instance Court of General Jurisdiction. His claims relate to various matters, including security measures, alternative sentences, and civil and family matters.

The High Inspector of Justice preliminarily considers that the facts (acts or omissions of the magistrate) claimed by the complainant are independently examined by the High Inspector of Justice during the initial review, verification, or disciplinary investigation.

Upon the preliminary review of the complaint, with reference to the eligibility criteria provided for in Article 120 of Law No. 96/2016 "On the Status of Judges and Prosecutors in the Republic of Albania", it results that the complaint has not been submitted in the form prescribed by Article 120, point 1, letter "a", of Law No. 96/2016 "On the Status of Judges and Prosecutors in the Republic of Albania", as amended, since although it contains the complainant's personal details and email address, it does not clearly describe the factual circumstances alleged to have occurred in relation to a specific case.

Furthermore, despite the identification of the respective court and prosecution office, the complaint does not identify any magistrate by first and last name, nor does it describe any specific acts, omissions, or conduct on their part that could constitute a disciplinary violation and fall within the scope of the activities of the High Inspector of Justice.

The claims raised are presented in general terms and are not supported by specific arguments or evidence linking them to the judicial or investigative activity of a particular magistrate. Consequently, the complaint does not meet the eligibility criterion provided for in Article 120, point 1, letter "a", of Law No. 96/2016, as amended.

For the reasons set out above, under the circumstances where the eligibility criterion relating to the form and content of the complaint is not met, it is not possible to proceed with the analysis of the other eligibility criteria, and the complaint must be archived pursuant to Article 121, point 2, letter "a", of the Law "On the Status".

FOR THESE REASONS

Pursuant to Article 120, point 1, letter "a" and Article 121, point 2, letter "a", of Law No. 96/2016 "On the Status of Judges and Prosecutors in the Republic of Albania", as amended, as well as Article 214 of Law No. 115/2016 "On the Governance Bodies of the Justice System" as amended

DECIDED:

- To archive, following its preliminary review, the complaint submitted by the complainant and registered with the High Inspector of Justice.
- Pursuant to Article 121, point 3, of Law No. 96/2016 "On the Status of Judges and Prosecutors in the Republic of Albania", as amended, this decision shall be notified to the complainant within 5 (five) days of its receipt.
- The complainant may appeal against this decision to the High Prosecutorial Council and the High Judicial Council within 1 (one) week of receipt of this decision.

This decision shall enter into force immediately.