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Home > Judgments > Constitutional Judgments

Constitutional Judgments

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For reference see also the Constitution of the Republic of Estonia [1] and Constitutional Review Court Procedure Act [2].

5-20-3[3]	Application by the President of the Republic to declare unconstitutional the Act on amending related Acts (reform of the mandatory funded pension) adopted by the Riigikogu on 11 Mar
5-19-45 [4]	Review of the constitutionality of § 18(1) clause 6) of the Local Government Organisation A
5-19-40 [5]	Review of the constitutionality of § 641 clause 31) of the Minister of Justice Regulation No “Internal prison rules”
5-18-7 [6]	Review of the constitutionality of Narva City Council regulations and of failure to issue a le
5-18-8 [7]	Review of constitutionality of § 94(5) of the Imprisonment Act
5-18-5 [8]	Review of constitutionality of the Aliens Act and Minister of the Interior Regulation No 83 procedure for applying for a temporary residence permit and its extension and applying for permit and its restoration, and the forms for applying for a residence permit”
5-18-4 [9]	Review of constitutionality of § 4 subsection (21), § 27 subsections (1), (2) and (3), § 28 su subsection (1) clause 3) of the Planning Act
5-17-12 [10]	Review of constitutionality of § 541(6) of the Code of Misdemeanour Procedure
5-17-8 [11]	Review of constitutionality of § 83(1) of the Basic Schools and Upper Secondary Schools A
3-4-1-11-16 [12]	Review of constitutionality of the Act Amending the Status of Members of the Riigikogu A Organisation Act
3-4-1-3-17 [13]	Review of the constitutionality of § 51 of the Riigikogu Election Act
3-3-2-1-16 [14]	Action by Romeo Kalda to obtain access to the internet

2-15-17249 [15]	Complaint by Inessa Kovaljova against the decision of 5 November 2015 of Tallinn bailiff matter No 022/2015/3237
5-17-42 [16]	Tallinn Court of Appeal judgment of 20 November 2017 in case No 3-16-1191
3-4-1-3-16 [17]	Application of 30 June 2016 by Kõpu Rural Municipal Council, application of 25 August by application of 31 August by Abja Rural Municipal Council, Emmaste Rural Municipal Council, Järvakandi Rural Municipal Council, Kambja Rural Municipal Council, Kõo Rural Municipal Council, Leisi Rural Municipal Council, Loksa Town Council, Luunja Rural Municipal Council, Mäetaguse Rural Municipal Council, Nõo Rural Municipal Council, Paikuse Rural Municipal Council, Pühalepa Rural Municipal Council, Rakke Rural Municipal Council, Vaivara Rural Municipal Council and Ülenurme Rural Municipal Council, application of 21 September 2016 by Kullamaa Rural Municipal Council, application of 27 September 2016 by Haaslava Rural Municipal Council and Karksi Rural Municipal Council
3-4-1-2-16 [18]	Tallinn Administrative Court judgment of 19 May 2016 in administrative case No 3-16-78 and judgment of 30 June 2016 in administrative case No 3-15-2393
3-3-1-86-15 [19]	Tallinn Court of Appeal judgment of 27 August 2015 in administrative case No 3-14-52199
3-2-1-40-15 [20]	Tartu Court of Appeal order of 28 November 2014 in civil case No 2-12-51758
3-3-1-35-15 [21]	Order of Tallinn Court of Appeal of 27 February 2015 in administrative case No 3-14-5012
3-3-1-48-16 [22]	Appeal in cassation by JCDecaux Eesti OÜ, Clear Channel Estonia OÜ, Neste Eesti AS, and
3-4-1-31-15 [23]	Tartu Administrative Court order of 26 November 2015 in administrative case No 3-15-259
3-4-1-30-15 [24]	Review of the constitutionality of § 141(1) of the Code of Criminal Procedure
3-2-1-71-14 [25]	Claim by Eesti Energia Aktsiaselts against Mati Makkar for payment of debt and interest for counterclaim against Eesti Energia Aktsiaselts to declare unlawfulness of disconnection of compensation for damage
3-4-1-13-15 [26]	Review of constitutionality of § 141 (2) of the Penal Code to the extent that it prescribes six minimum sanction for aggravated rape
3-4-1-31-15 [23]	Constitutional review of § 7 (1) and § 8 (4)–(6) of the Code of Administrative Court Procedure the applicant to bring a complaint against the Social Insurance Board in Tallinn Administration
3-2-1-146-15 [27]	Claimant's action against defendants I–IV to annul a decision of the general meeting of defendant decision with different wording, alternatively to require submission of declarations of intent in the amount of 4 221 283 euros and 77 cents and penalty for late payment, and alternatively 287 euros and penalty for late payment. Applications by claimants I–V for determination of
3-4-1-59-14 [28]	Review of the constitutionality of subsections 1 and 15 of § 57 of the State Fees Act in combination in force from 1 July 2014 to 31 December 2014) and of subsections 1 and 15 of § 5 entered into force on 1 January 2015, in combination with Annex 1 thereto
3-4-1-55-14 [29]	Review of the constitutionality of subsection 1 of § 2, subsection 1 of § 3 of and the Annex of the Government of the Republic of 21 February 2005 “Threshold values for mark-up in wholes products and procedure for implementation thereof”
3-4-1-14-15 [30]	Constitutional review of clause 11 of subsection 3 of § 11 of Regulation no. 16 of the Tallinn “Taxi Service Rules for Tallinn”
3-4-1-2-15 [31]	Review of the constitutionality of subsection 3 of § 4 and subsection 3 of § 22 of the Riigik
3-4-1-1-15 [32]	Review of the constitutionality of subsections 1 and 4 of § 55 of the National Audit Office

3-2-1-75-14 [33]	Application by Osühing Aktiva Finants against Siiri Seero in expedited order for payment sum of 1138 euros and 12 cents
3-4-1-1-14 [34]	To declare unconstitutional and repeal subsection 2 of § 1327 of the Courts Act and reverse Act based on clause 2 of § 3 of the Temporary Organisation of Payment of Salaries Bound Salaries of Higher State Servants Act and Courts Act Amendment Act to the extent that the for recalculating the former old-age pensions of judges based on the salary of members of the judges, county court judges and administrative court judges.
3-2-1-153-13 [35]	Claim by Baltforce OÜ (former name HIPHOP OÜ) against Aktsiaselts Uvic for identifying legal protection of a trademark. Request to determine procedural expenses.
3-4-1-54-13 [36]	Review of the constitutionality of subsections 1, 3, 5 and 6 of § 377 of the Code of Criminal
3-4-1-29-13 [37]	Review of the constitutionality of subsection 2 of § 1251 of the Courts Act.
3-4-1-17-13 [38]	Review of the constitutionality of subsection 1 of § 56 of and Annex 1 to the State Fees January 2009 to 31 December 2010) to the extent that a state fee of 35 000 Estonian kroon claim in a civil case with a value of more than 300 000 to 350 000 Estonian kroons.
3-4-1-52-13 [39]	Review of the constitutionality of subsection 3 of § 11 of the Land Tax Act.
3-4-1-42-13 [40]	Review of the constitutionality of § 251 of the Code of Criminal Procedure Implementation
3-4-1-27-13 [41]	Request of the Chancellor of Justice for declaring in part unconstitutional and repealing Republic Regulation No. 171 of 12 November 2009 “Rates of Water Abstraction Charge for Bodies or Aquifer” and § 1 of Government of the Republic Regulation No. 172 of 12 November 2009 “Extraction of Mineral Resource Reserves Belonging to the State”.
3-4-1-2-13 [42]	Review of the constitutionality of subsections 1 to 3 of § 421 “Restrictions on issue and general pharmacy” of the Medicinal Products Act.
3-2-1-4-13 [43]	Appeal of E.D. M against a decision of enforcement officer Mati Roodes to impose a court no. 026/2010/447.
3-4-1-4-12 [44]	Appeal by AS Pärnu Kalur Holding, AS Saare Kalur, AS A.O. Imbi (bankrupt), AS Lihakombinaat (bankrupt), AS Volta, OÜ Kommunaar (in liquidation), OÜ Belesta, AS Ba & Metals Limited, Kreenholmi Valduse AS (bankrupt) and AS Latvijas Kugnieciba for Riigikogu of 15 February 2012 “Compensation of Claims Secured by Certificates of the Na
3-4-1-7-13 [45]	The request of Tallinn Administrative Court to declare unconstitutional and repeal the first the Parental Benefits Act to the extent that, in a situation where a person receiving the maximum subject to social tax exceeding the benefit rate, it produces a result where the total income (benefit plus additional income) decreases in comparison with a situation where the person income.

3-4-1-25-13 [46]	Appeal by LRS Finance SA of 31 May 2013.
3-2-1-140-12 [47]	Lembit Lambing's request for a refund of the state fee.
3-3-1-44-11 [48]	Action of Petr Dmitruk and Nadezhda Dmitruk against decision no. 15.3-04/158 ja 15.3-04/158 of the Administrative Appeal Board of 23 March 2010.
3-3-1-15-10 [49]	An action of K. M. for claiming compensation in the amount of 79,422 kroons for damage caused by the State.
3-3-1-35-10 [50]	An action of Ülar Kaas for claiming compensation in the amount of 254,087 kroons for damage caused by the State in Estonia.
3-4-1-1-12 [51]	Verification of constitutionality of § 19(2)2) of the Anti-corruption Act.
3-4-1-25-11 [52]	A request of the Chancellor of Justice to declare § 1581(1) of the Law of Property Act and § 154(2) to (4) of the Law of Property Act Implementation Act in conjunction with § 154(2) to (4) of the Law of Property Act Implementation Act to the extent they do not prescribe a sufficient payment to the owner of an immovable property for the installation of gas, water, sewerage networks or utility works required in public interests, and the first sentence of § 1582(1) of the Law of Property Act Implementation Act to the extent it does not prescribe a sufficient payment provided for in § 154 of the Law of Property Act Implementation Act.
3-4-1-6-12 [53]	A request of the Chancellor of Justice to declare Article 4(4) of the Treaty establishing the European Union signed on 2 February 2012 in Brussels to be in conflict with the Constitution.
3-1-2-2-11 [54]	Criminal matter of conviction of Henrik Antsov pursuant to § 184(2)1) and 2) of the Penal Code.
3-4-1-16-10 [55]	Review of the constitutionality of § 87 ² of the Penal Code.
3-4-1-12-10 [56]	Verification of the constitutionality of § 57(6) of the Health Insurance Act in the part it prescribes that persons who are at least 65 years of age for more than a total of 90 calendar days per calendar year are exempt from paying health insurance contributions.
3-3-1-22-11 [57]	An action of Ljudmilla Dovženko for compensation for damage caused by the Republic of Estonia.

3-4-1-7-11 [68]	Complaint of Teet Raatsin for declaration of invalidity of the voting results of the Riigikogu
3-3-1-33-11 [58] 3-4-1-6-11 [69]	An action of OÜ Akos Apteek for ordering for compensation for loss of profit during the Complaint of Henn Polluaas for annulment of electronic votes cast in the Riigikogu election October 2009 from the Government of the Republic 684,780 kroons and fines for delay of OÜ for ordering for compensation for loss of profit during the period of 21 December
3-4-1-4-11 [70]	Government of the Republic 338,307 kroons and fines for delay of 4,928 kroons; an action Complaint of Paavo Pihelgas for annulment of electronic votes cast in the Riigikogu election compensation for loss of profit during the period of 21 December 2007 to 16 October
3-4-1-10-10 [71]	Republic 1,493,563 kroons and fines for delay of 18,536 kroons; an action of OÜ Ka ordering from the Government of the Republic compensation for proprietary damage of 28; Review of constitutionality of § 43(3)2) of the Weapons Act in conjunction with § 36(1)6)
3-4-1-5-10 [72]	Request of the Tallinn Circuit Court to declare § 251–256 and § 318(3)3) of the C unconstitutional.
3-4-1-9-10 [59]	Request of the Tallinn Circuit Court to declare § 94(1) of the Imprisonment Act to be in con
3-4-1-33-09 [73] 3-2-1-62-10 [60]	Request of the Chancellor of Justice of 18 December 2009 to declare § 51 and § 711 of the § 61 and § 67 AS FWPESTREX GRUPEP against the Election Act and § 51 and § 711 of the RS payment.
3-3-1-5-09 [74] 3-2-1-60-10 [61]	An appeal by Romeo Kalda to declare unlawful the act of the Tartu Prison by v An action of Keerle Keskühpe AS against Ain Kirs [76] and http://2746833.riigikogu.ee/paapnt to the prison claim of Ain Kirs for receiving 2,700,000 kroons.
3-4-1-18-09 [62]	Request of the Tallinn Circuit Court to declare unconstitutional § 131(2) and (3) of the Co with the provision of Annex 1 to the State Fees Act, which prescribes the obligation to pay civil matter with a value of up to 1 000 000 kroons.
3-4-1-6-10 [63]	A request of the Chancellor of Justice for the declaration of invalidity of § 1 of the Tallin
3-4-1-16-09 [79]	June 2009 no. 75 "Prices for water supply and leading off waste water services provided Review of constitutionality of the sewage system" of § 8(1), § 8(4) and the first sentence Council Election Act
3-4-1-11-10 [64] 3-4-1-8-09 [80]	Request of the Chancellor of Justice to declare the first sentence of paragraph 3.1, the se Request of the Tallinn City Council for the declaration of invalidity of the first sentence by a Tallinn City Council regulation no. 13 of 10 February 2005. 1) § 16 of the 2009 Supplementary Budget Act and Related Acts Amendment Act and amended by it;
3-3-1-85-10 [65]	An action of OÜ Baltic Wind Energy for the annulment of the Government of the Republic 2) subsection 17 (1) of the Supplementary Budget Act and clause 5(1) b) of the Income Tax Amendment of the Government of the Republic regulation of 27 July 2006 no. 176 "Pla protection in Saare County" in the part the immovables Roostiku, Nuka, Kadastiku, Kru 3) subsections 19 (2) and (3) of the Supplementary Budget Act and §§ 122 and 313 of the the Võilau limited-conservation area. established by them;
3-3-1-69-09 [66]	3) subsections 20 (3) and (4) of the Supplementary Budget Act and §§ 81 and 281 of the F An appeal of Varke Oiglane for compensation for damage caused by unjust arrest. Act established by them;
3-3-1-85-09 [67]	5) subsection 16 (4) of Regulation No. 49 of the Government of the Republic of 5 Action of Oleg Osmiorkin for compensation for non-proprietary damage caused by a crimin Conditions and Procedure of Division of Budget Equalisation Fund Allocations of Local A Act"; 6) Regulation No. 50 of the Government of the Republic of 5 March 2009 "Detailed Lis Authority and Entities Dependent on Local Authority, Conditions and Procedure for Subr Assumption of Obligations and Evaluation of Request and Procedure for Refunding Suspen

3-4-1-22-09 [81]	Request of Raivo Paala to declare that the procedure for submitting appeals against the a the prosecutor's office, provided by Division 5 of Chapter 8 of the Code of Criminal Pro protection; to establish that the lack of an effective remedy for appealing against the activ prosecutor's office has resulted in the infringement of Raivo Paala's fundamental rights; t Paala for the moral damage arising from the violation of fundamental rights.
3-3-1-41-09 [82]	Action of Annela Külm applying for the declaration of unlawfulness of the Lõuna Police July 2008, and for the ordering of payment of compensation.
3-4-1-20-09 [83]	Complaint of the Estonian Centre Party faction against the Board of the Riigikogu resolutio
3-4-1-14-09 [84]	Review of constitutionality of § 952 of the Maritime Safety Act, of § 6(1)13) of the Merc in force until 24 April 2004); of clause 13 of the Government of the Republic regulatio Establishment of Legislation Arising from the Merchant Shipping Code" of 7 January authorisation to the Minister of Transport and Communications to establish the rates of lig and the bases and procedure for the provision of subsidies; of the Minister of Transport 113 "Rates of lighthouse dues and ice breaking dues and the bases and procedure for December 2001; and of § 501(1), § 502, § 504, § 505, § 506 and § 507 of the Maritime from 25 April 2004 until 2 June 2005) to the extent that these do not establish a sufficient for the collection of lighthouse and ice breaking dues.
3-4-1-9-09 [85]	Request of the Koigi rural municipality council to declare unconstitutional and repeal th 34(2) of the Earth's Crust Act.
3-4-1-10-09 [86]	Review of constitutionality of § 218(3) and (4), § 344(2), the first sentence of § 654(21) Procedure.
3-4-1-6-09 [87]	Request of the Tallinn Circuit Court to declare § 56(181) of the State Fees Act to the exte 200 kroons shall be paid upon filing of an appeal against a ruling rendered in an administrat
3-4-1-12-09 [88]	Request of the Chancellor of Justice to declare §§ 1 and 2 of the Tallinn City Council "Amendment of the Statutes of Tallinn" partly unconstitutional and § 3 thereof partly uncor
3-4-1-4-09 [89]	Request of the Tallinn City Council to repeal § 105(6) of the Taxation Act, and § 11(1) regulation no. 51 of 19 December 2008 "Procedure for recording in the accounts, p obligations administered by the tax authority for state taxes".
3-4-1-3-09 [90]	Review of constitutionality of § 50(3) and § 461 (in the wording in force from 26 Septemb Minister of Justice regulation no. 72 of 30 November 2000 "Internal Rules of Prison".
3-4-1-2-09 [91]	Review of constitutionality of § 7(2)5), § 8(4) and § 9(2) of the Local Government Council

3-4-1-7-08 [92]	Review of constitutionality of §§ 126(6), 129(1) and 129(2) of the Public Procurement Act.
3-4-1-15-08 [93]	Review of constitutionality of § 1(4), the parts of the first sentence of § 6(1) reading “bordering immovables [...] and shall set them the term of one month for submission of suitable land for the purpose of joining the lands to their plots”, § 6(2) and the first sentence of Republic Regulation no. 50 of 22 February 2007 “Procedure for privatisation of land and the Land Reform Act”.
3-4-1-1-09 [94]	Review of constitutionality of § 28(1)25) of the Public Information Act
3-3-1-59-07 [95]	Action of Ardi Šuvalov for the annulment of the Minister of Justice directive no. 233-k of 2007
3-4-1-16-08 [96]	Review of constitutionality of § 43(1)2) of the Weapons Act.
3-4-1-17-08 [97]	Petition of the Tallinn City Council for the declaration of invalidity of § 7(1)3), § 7(2) and § 7(3) of the Tallinn City Act.
3-4-1-18-08 [98]	Petition of the President of the Republic of 11 December 2008 for declaration of unconstitutionality of the Procedure for Remuneration of Members of the Riigikogu Act.
3-4-1-12-08 [99]	Request of Raivo Paala to declare that the Tartu County Court proceeding in criminal case no. 100/08 is unreasonably long and thus violates his right to a proceeding within a reasonable time; that the general application regulating the hearing of appeals concerning unreasonably long proceedings and compensation is in conflict with the Constitution and the European Convention for the Protection of Fundamental Freedoms; and to award just compensation for the moral damage caused by the proceedings.
3-4-1-14-08 [100]	Petition of the Tallinn City Council for the declaration of invalidity of § 32(1) of the Accounting Act, the Minister of Finance Regulation no. 105 of 11 December 2003, and for the declaration of unconstitutionality of the Standards Board Guideline RTJ 17.
3-4-1-8-08 [101]	Review of constitutionality of § 28(2)3) of the State Pension Insurance Act to the extent that the number of years of pensionable service shall include time during which a person is in compulsory military service referred to service from Estonia”.

3-4-1-4-08 [102]	Review of constitutionality of § 2 (8) and (9) of the Minister of Justice Regulation no 71 of remuneration of trustees and interim trustees in bankruptcy and the procedure for calculating reimbursement”.
3-4-1-10-07 [103]	Request of the Board of the Riigikogu for premature termination of the authority of the members Katrin Saks and Andres Tarand.
3-4-1-6-08 [104]	Review of constitutionality of the second sentence of § 71(2) of the Aviation Act.
3-4-1-5-08 [105]	Review of constitutionality of § 38(1)4) of the Public Procurement Act in the wording in force since 2008.
3-1-1-37-07 [106]	Criminal case of the charges against T. Tiiki under § 424 of the Penal Code.
3-4-1-19-07 [107]	Petition of the Tartu County Court of 16 November 2007 to declare unconstitutional the articles 100 of the Penal Code and in the Code of Criminal Procedure serving as a ground for the release of a person when the Act providing for the punishment has been amended.
3-4-1-3-07 [108]	Petition of the Chancellor of Justice to declare unconstitutional the provisions of the Political Parties Act for efficient supervision of the political party funding and to require that the Riigikogu set up minimum requirements.
3-1-1-88-07 [109]	Misdemeanour matter concerning the punishment of Serhiy Mulyar under § 73(1) of the Criminal Code and the assets of OAO AIT under § 94(4) of the Customs Act.
3-1-1-86-07 [110]	Misdemeanour matter concerning punishment of Indrek Eiche under § 547(1) of the Public Order Act.
3-4-1-1-08 [111]	Petition of KREENHOLMI VALDUSE AKTSIASELTS for the declaration of unconstitutionality of the Narva City Council regulation no 23 of 8 June 2006 “Approval of the price of water supply and waste-water disposal service”; Narva City Government regulation no 847 of 29 June 2006 “Determination of the price of water supply and waste-water disposal service”; columns 3 and 4 of Table 1 of § 119 of the Narva City Council regulation no 23 of 8 June 2006 “Approval of the price of water supply and waste-water disposal service”, and §§ 12 and 13 of the Narva City Government regulation no 847 of 29 June 2006 “Determination of the price of water supply and waste-water disposal service”.
3-4-1-20-07 [112]	Petitions of the Harju County Court of 19 and 21 December 2007 to review the constitutionality of the Civil Procedure (CCP).

3-3-2-1-07 [113]	Actions of Ivo Jurno, Meeri Konno, Pavel Žukovets, Vladimir Solovjov, Tõnu Eichler, Helmi Gude, Jevgenia Nugis, Kiira Chagall, Asta Kortel, Janika Toompere, Lembit Nokkur, Valdeko Kõrre, declaration of illegality of CRCUEP decision no 4032 of 24 October 1994 and of the Tallinn Circuit Court judgment of 30 January 1995.
3-4-1-17-07 [114]	The Tartu Circuit Court judgment of 29 June 2007 declaring § 14(2) of the Act on Amendment of the Land Reform Act and Legislation Related to Land Reform unconstitutional.
3-3-1-15-07 [115]	Action of Ülo Kalda for the compensation for damage caused by unjust deprivation of liberty.
3-3-1-101-06 [116]	Action of Tatjana Gorjatšova for the annulment of the Government of the Republic order no 1799-k of 15 June 2006.
3-3-1-41-06 [117]	Action of Sten Liebert for annulment of the Tallinn City Government order no 1799-k of 15 June 2006.
3-4-1-18-07 [118]	Judgment of the Tallinn Circuit Court of 28 June 2007 declaring clause 1 of “Headings of List of Commodities, under which soft drinks belong“, approved by Regulation no 24 of the Ministry of Economic Affairs and Consumer Protection unconstitutional.
3-4-1-15-07 [119]	Petition of the Tallinn Administrative Court of 1 June 2007 to review the constitutionality of clause 1 of the Regulation in the wording in force until 30 November 2006 (incl.).
3-4-1-14-07 [120]	Petition of the Tallinn Administrative Court of 30 May 2007 to review the constitutionality of clauses 133(1) and(3) of the Public Service Act.
3-4-1-12-07 [121]	Petition of the Tallinn Administrative Court of 9 May 2007 to review the constitutionality of clause 1 of the Tax Act.
3-4-1-9-07 [122]	Petition of the Tartu County Court to review the constitutionality of § 2521 of the Bailiffs Act.
3-4-1-4-07 [123]	Petition of Tallinn City Council to declare § 8(2) and § 9(4) of the Protection of War Graves Act unconstitutional.
3-4-1-2-07 [124]	Petition of Tallinn Circuit Court to declare the fourth sentence of clause 3 of “Procedure for the removal of a structure“, approved by Government of the Republic Regulation No 144 of 13 June 1999 force from 13 June 1999 until 17 October 2003, unconstitutional.

3-4-1-11-05 [134]	Petition of the President of the Republic to declare the Riigikogu Internal Rules Act Amended unconstitutional.
3-4-1-13-05 [135]	Petition of the President of the Republic to declare the Local Government Council Election Act unconstitutional.
3-4-1-16-06 [125]	Petition of the Tallinn Administrative Court to review the constitutionality of section 6 of "Procedure for privatization of state-owned enterprises" approved by the Government of the Republic Regulation No 875 of 18 June 1996, in its entirety.
3-4-1-2-05 [136]	Review of constitutionality of subsections § 4 Reg. (1), (4) and (8) of Traffic Act, in its entirety that it requires that for participation in an auction a copy of a payment document of tax submitted to the auction committee, invalid.
3-3-1-1-05 [137]	Review of constitutionality of subsections § 413 (1) and (10) of Traffic Act.
3-4-1-9-05 [138]	Action of the Republic of Estonia against Rein Uustalu claiming the overpaid early-retirement pension.
3-4-1-14-06 [126]	Petition of the President of the Republic for the declaration of unconstitutionality of the Act on the Republic of Estonia Principles of the Ownership Reform Act.
3-4-1-5-05 [139]	Petition of Jõhvi Rural Municipality Council to review the constitutionality of § 13 of the Budget Act.
3-4-1-9-06 [127]	Petition of the Chancellor of Justice requesting that section 1 of Regulation No 17 of Kures be declared invalid.
3-4-1-8-06 [128]	Petition of the Tallinn Administrative Court for the declaration of unconstitutionality of §§ 10 and 11 of the National Defence League Act.
3-4-1-10-05 [140]	Petition of sworn advocate Adu Luberg to declare the continuing of judicial procedure in the case of Mati Kadak unconstitutional.
3-3-1-6-05 [129]	Appeals of Rutt Raudkepp against resolution No 101 of the Riigikogu of 21 March 2005, and appeal of Beate Bodemann and Thomas Bodemann for the invalidation of decision No 124 of the President of the Republic of 21 March 2005, against resolution No 804 of the President of the Republic of 19 August 2002, for Return of and Compensation for Unlawfully Expropriated Property of 19 August 2002, against resolution of the Riigikogu of 12 April 2005, against resolution No 811 of the President of the Republic of 13 April 2005, and against resolution No 812 of the President of the Republic of 13 April 2005.
3-4-1-3-06 [130]	Complaint of the Council of the Riigikogu Chamber of the Spokesman and H. Onnapepp against the decision of the Riigikogu of 14 December 2004, refusing the registration of the faction of the Estonian Social Democratic Party.
3-4-1-3-05 [142]	Complaint of the Council of the Riigikogu Chamber of the Spokesman and H. Onnapepp against the decision of the Riigikogu of 14 December 2004, refusing the registration of the faction of the Estonian Social Democratic Party.
3-4-1-3-05 [143]	Petition of the Tallinn Administrative Court to review the constitutionality of the second sentence of § 10 of the Parental Benefit Act.
3-4-1-1-05 [144]	Petition of the Chancellor of Justice to declare § 701 of the Local Government Council Election Act unconstitutional.
3-4-1-16-05 [132]	Petition of § 1(1) and § 6(2) of the Police Act and § 1 of the Law of Property of the Tallinn Administrative Court to review the constitutionality of the second sentence of § 10 of the Parental Benefit Act.
3-4-1-6-05 [143]	Petitions of Maris Mäkelä, Iiris Oja and Heide Põlluainar. Proceeding for the termination of the Maritime Areas of Narva Bay and the Gulf of Finland between the Republic of Estonia and the Russian Federation and the Treaty between the Republic of Estonia and the Russian Federation.
3-2-1-59-04 [146]	Maritime Areas of Narva Bay and the Gulf of Finland between the Republic of Estonia and the Russian Federation. Action of the AS DESINTEGRAATOR against the Republic of Estonia for 441 000 kroons.
3-2-1-73-0[147]4	Action of Viuu Nurmela and Maie Kriis against Tambet Kibal for termination of common ownership into physical shares, and counterclaim of Tambet Kibal against Viuu Nurmela and Maie Kriis for partial invalidation of application for the acceptance of succession and succession certificate, and deletion of land register entries.
3-4-1-24-04 [148]	Review of constitutionality of subsection (2) of § 413 of the Traffic Act.
3-4-1-20-04 [149]	Review of constitutionality the petition of the President of the Republic to review the constitutionality of the Dwelling Act and § 121 the Republic of Estonia Principles of Ownership Reform Act.
3-4-1-14-04 [150]	Petition of the Tallinn Administrative Court to review the constitutionality the second sentence of the Tallinn City Council Regulation no. 9 of 30 January 2003.
3-3-1-29-04 [151]	Appeal of Helmut Pikmets against a procedural act of the Põhja Police Prefecture of 31 December 2003, issued by the traffic supervision department of the Põhja Police Prefecture of 15 January 2004.
3-4-1-10-04 [152]	Review of constitutionality of subsections (1), (4) and (8) of § 413 of the Traffic Act.
3-3-1-69-03 [153]	Appeal of Ronald Tsoi for the annulment of punishment imposed by the traffic supervision department of the Põhja Police Prefecture.
3-3-1-77-03 [154]	Action of Peeter Ludvig for the annulment of the Kuressaare Hospital Foundation expert's report on determining the degree of intoxication and decision no. 1-10/449 of the Central Committee of the Riigikogu of 2003.
3-2-1-143-03 [155]	Action of the Estonian Health Insurance Fund against the AS Laverna claiming the payment of the health insurance contribution for 2003.
3-3-1-46-03 [156]	Petition of the Avanduse rural municipality government to declare the Government of the Republic of Estonia February 2002 unlawful and § 2 of the "State Budget for 2002" Act unconstitutional.
3-4-1-9-04 [157]	Petition of the Tallinn Administrative Court to review the constitutionality of § 12(4)1) and § 12(4)2) of the Traffic Act.
3-4-1-7-04 [158]	Petition of the Tartu Administrative Court to review the constitutionality of § 89(4) of the Family Act.
3-4-1-3-04 [159]	Petition of the Tallinn Circuit Court to review the constitutionality of § 152(1) and § 154(2) of the Implementation Act.

3-4-1-2-04 [160]	Petition of the Harju County Court to review the conformity of the International Convention on Pollution Damage to the Estonian Constitution.
3-4-1-1-04 [161]	Review of constitutionality of § 191(10) of the Code of Misdemeanour Procedure.
3-3-1-60-03 [162]	Action of Nikolai Irhin applying for declaration of unlawfulness of the acts of the Tallinn Police Prefecture on the issue of a weapons permit.
3-4-1-22-03 [163]	Petitions of the Tallinn City Court of 9 October 2003 and of the Põlva County Court of 24 October 2003 on the constitutionality of the Bailiffs Act and of the Minister of Justice Regulation no. 16 of 16 February 2003 "Fees"
3-1-3-13-03 [164]	Criminal case on charges against Tiit Veeber under §§ 1481(7), 166(1) and 143(1) of the Criminal Code
3-3-2-1-04 [165]	Action of the AS Giga applying for declaration of illegality of a measure of the Tartu City Court on the Tartu Police Prefecture.
3-4-1-7-03 [166]	Review of constitutionality of § 221(4) of the Social Welfare Act.
3-3-1-47-03 [167]	Viktor Fedtšenko's action applying for the annulment of decision no. 382 of the social benevolent Insurance Board and for requiring the committee to carry out a medical assessment.
3-4-1-9-03 [168]	Review of constitutionality of the minimum sanction of § 215(2) of the Penal Code.
3-4-1-4-03 [169]	Review of constitutionality of § 23 (4) of the Code of Enforcement Procedure
3-4-1-6-03 [170]	Review of constitutionality of § 9(8) and the second sentence of § 12(1) of the Land Valuation Act and of the Government of the Republic Regulation no. 276 of 22 August 2001.
3-4-1-1-03 [171]	Review of constitutionality of clause 47 of the "Procedure for privatisation of land by auction" of the Government of the Republic Regulation no. 268 of 6 November 1996.
3-1-3-10-02 [172]	A charge of Sergei Brusilov under § 139(3)1) of the Criminal Code
3-4-1-10-02 [173]	Petition of the Tallinn Administrative Court to review the constitutionality of the last sentence of the Minister of Finance Regulation no. 24 of 28 January 2002 "The procedure for and collection of information concerning the wages of officials".
3-4-1-11-02 [174]	Petition of the Tallinn Administrative Court to review the constitutionality of § 168(1)2) of the Election Act
3-4-1-20-02 [175]	Complaint of Olev Tomson requesting that an act of the Tõrva City Electoral Committee be annulled
3-4-1-17-02 [176]	Complaint of the election coalition "Kodukotus" requesting the annulment of voting results of the 2002 municipality council elections
3-4-1-15-02 [177]	Complaint of the Union For The Republic - Res Publica requesting the annulment of voting results of the 2002 municipality council elections
3-4-1-14-02 [178]	Complaint of the Union For The Republic - Res Publica against the National Electoral Commission of 14 October 2002.
3-4-1-13-02 [179]	Complaint of Sergei Ivanov requesting the partial annulment of the Tallinn Electoral Commission of 13 September 2002.
3-4-1-8-02 [180]	Petition of the Tallinn Administrative Court to review the constitutionality of § 28(4) of the Election Act (in force until 11 May 1996, and from 12 May 1996 until 30 June 2002) and of the Regulation of the Government of the Republic on the basis thereof.
3-4-1-7-02 [181]	Petition of the Chancellor of Justice to declare §§ 31(1), 32(1) and 33(2)1) of the Local Government Act partly invalid.
3-4-1-6-02 [182]	Petition of the Tallinn Administrative Court to review the constitutionality of the second sentence of the Added Tax Act (in the wording in force from 01.01.2000 to 01.01.2002).

3-4-1-5-02 [183]	Petition of the Tallinn Administrative Court to review the constitutionality of § 7(3) of the Act.
3-4-1-4-02 [184]	Petition of the Tallinn Administrative Court to declare clause 4.6 of "Rules for trading in real estate" Tallinn City Council Regulation no. 43 of 10.12.1998, the Tallinn Centre district Government Order no. 123 of 28.03.2000 and the elder of the Tallinn Centre district order no. 123 of 28.03.2000 invalid because of conflict with § 154(1) of the Constitution.
3-4-1-3-02 [185]	Petition of Tallinn Circuit Court to declare § 20(2) of the National Opera Act invalid.
3-4-1-2-02 [186]	Petition of the Tallinn Circuit Court to declare § 40(3) of Criminal Code partly invalid and unconstitutional.
3-4-1-1-02 [187]	Petition of the Tallinn Circuit Court to declare the second sentence of § 18(8) of Value Added Tax Act invalid.
3-4-1-7-01 [188]	Review of the petition of the Tallinn Administrative Court to declare § 28(1)6) of the Weapons Act invalid.
3-4-1-6-01 [189]	Review of the petition of the Tallinn Administrative Court to declare § 140(1) of the Family Law Act invalid.
3-4-1-5-01 [190]	Review of the petition of the Saare County Court to declare clause 25 (1) of the Procedure for Public Auction invalid.
3-4-1-4-01 [191]	Review of the petition of the Tallinn Administrative Court to review the constitutionality of the Administrative Offences Act.
3-4-1-3-01 [192]	Review of the petition of the Järva County Court to declare the Government of the Republic Order no. 1993 "Reimbursement of expenses for the use of personal automobiles for business travel" invalid.
3-4-1-2-01 [193]	Review of the petition of the Tallinn Administrative Court for declaration of invalidity of § 140(1) of the Family Law Act.
3-4-1-1-01 [194]	Review of the petition of the Tallinn Administrative Court for review of constitutionality of the Republic Regulation no. 215 of 20 August 1996.
3-3-1-38-00 [195]	Review of appeals of the AS Brolex Grupp and the OÜ Dreiv Grupp and the Tax Board against the decision of the Tallinn Administrative Court on the review of legality of investigative activities in criminal proceedings.
3-4-1-10-00 [196]	Review of the petition of the Administrative Law Chamber of the Supreme Court to declare the Privatization of Land by Auction partly unconstitutional and clause 49 partly invalid.
3-4-1-9-00 [197]	Review of the petition of the Tartu Administrative Court to declare § 28(1)6) of the Weapons Act invalid.
3-4-1-8-00 [198]	Review of the petition of the Tallinn Circuit Court to review the constitutionality of § 18(1) of the Value Added Tax Act.
3-4-1-7-00 [199]	Review of the petition of the Tallinn Administrative Court to review the constitutionality of the Housing Board directive no. 45 of 20 June 1995.
3-4-1-6-00 [200]	Review of the petition of the Tartu Administrative Court to declare § 19(1)2) of the Alcohol Act invalid.
3-4-1-5-00 [201]	Review of the petition of the Tallinn Administrative Court to review the constitutionality of the Republic Regulation no. 161 of 27 May 1993 "Reimbursement of expenses of the use of personal automobiles for business travel".
3-4-1-3-00 [202]	Review of the petition of the Chancellor of Justice to declare invalid the Regulations of the Ministry of the Interior regulating the organisation of shooting practice in the Keila rural municipality.
3-4-1-2-00 [203]	Review of the petition of the Chancellor of Justice to declare invalid the Narva City Government Order April 1999 "Approval of Rules for the Use of Transit Vehicles Area" and the Appendix thereto and the Regulation no. 1215 "Amendments to the Rules of the Use of Transit Vehicles Area" and the Appendix thereto 1999.
3-4-1-1-00 [204]	Review of the petition of the Chancellor of Justice to declare the "Supplementary Budget for the Year 1999" invalid.
3-4-1-3-99 [205]	Review of the petition of the Tallinn City Court to declare invalid § 16 of the Notaries Disciplinary Act.
3-4-1-2-99 [206]	Review of the petition of the Tallinn Administrative Court to declare invalid §§ 1(3) and 15(1) of the Ownership Reform Act Amendment Act.

3-4-1-1-99 [207]	Review of the petitions of the Valga County Court and the Tartu Administrative Court to declare the “General rules for trading in markets and streets” invalid.
3-4-1-11-98 [208]	Review of clauses 2, 6, 7 and 8 of the Rules for Driving into and Parking in Tallinn Old Town.
3-4-1-9-98 [209]	Review of the petition of the Chancellor of Justice to declare invalid § 15 (2), and subsection 1 of the Police Service Act.
3-4-1-8-98 [210]	Review of the petition of the Järva County Court to declare invalid the instructions for the implementation of the Estonia Social Tax Act, approved by the Minister of Finance Regulation no. 205 of 30 December 1997.
3-4-1-7-98 [211]	Review of the petition of the Harju County Court to declare § 3(3) and § 26(7)1) of the Local Government Act, § 5(1) of the Language Act, and the Government of the Republic Regulation no. 188 of 1997 on the description of the level of proficiency in Estonian necessary to work in the Riigikogu and local government invalid.
3-4-1-6-98 [212]	Review of the petition of the Hiiu County Court to declare § 1(8)3) and § 15(7) of the Legislation Reform Amendment Act invalid due to their conflict with § 10 of the Constitution.
3-4-1-5-98 [213]	Review of the petition of the Tartu Circuit Court to declare clauses 3.5, 3.6 and 7 of the Government of the Republic Regulation no. 95 of 7 March 1995 entitled “Amendments to the Government of the Republic of Estonia of December 1992”, invalid.
3-4-1-4-98 [214]	Review of the petition of the Tallinn Administrative Court of 26 March 1998 to declare invalid the Government of the Republic Regulation no. 414 of 3 November 1994 on partial amendment of its Regulation no. 10 of 1993.
3-4-1-3-98 [215]	Review of the petition of the President of the Republic of 10 March 1998 to declare the Clean Environment Act unconstitutional.
3-4-1-2-98 [216]	Review of the petition of the Chancellor of Justice of 19 January 1998 to declare subsection 1 of the Customs Tariffs Act invalid.
3-4-1-1-98 [217]	Review of the petition of the President of the Republic of 30 December 1997 to declare the Clean Environment Act Amendment Act unconstitutional.
3-4-1-3-97 [218]	Review of the petition of the Valga County Court of 9 June 1997 to declare clause 3.19 of the Government of the Republic Regulation no. 1 of 10 January 1996, partly invalid.
3-4-1-2-97 [219]	Review of the petition of the Viljandi County Court of 6 June 1997 to declare § 91 of the Clean Environment Act Regulations invalid due to conflict with §§ 87 and 94 of the Constitution.
3-4-1-1-97 [220]	Review of the petition of the Tallinn Administrative Court of 12 May 1997 to declare invalid the Government of the Republic Regulations, approved by the Government of the Republic Regulation no. 32 of 12 February 1997, due to conflict with § 29 of the Constitution.
3-4-1-4-96 [221]	Review of the petition of the Administrative Law Chamber of the Supreme Court of 11 November 1996 to declare clause 2 and appendix to the Government of the Republic Regulation no. 486 of 28 December 1993 and to the Government of the Republic Regulation no. 408 of 21 December 1993 and to the organisation of the wholesale and retail of vodka", because of the conflict thereof with § 87 (6) of the Constitution.
3-4-1-3-96 [222]	Review of the petition of the Administrative Law Chamber of the Supreme Court of 11 November 1996 to declare clauses 2 and 3 and the appendix to the Government of the Republic Regulation no. 486 of 28 December 1993 and to the Government of the Republic Regulation no. 408 of 21 December 1993 and to the organisation of the wholesale and retail of vodka”, as well as clause 5 of the “Instructions for the organisation and sale of alcohol, tobacco and tobacco products”, approved by the Government of the Republic of 19 January 1994, because of the conflict thereof with § 87 (6) of the Constitution.
3-4-1-2-96 [223]	Review of the petition of the Chancellor of Justice of 21 June 1996 for the declaration of invalidity of the Privatisation of Dwellings Act and “Re-nationalisation and Privatisation of Property of Co-operatives and Non-profit Organisations Act” Amendment Act.
3-4-1-1-96 [224]	Review of the petition of the President of the Republic of 9 April 1996 for the declaration of invalidity of the Profit Associations Act, passed on 1 April 1996.
III-4/A-3/95 [225]	Review of the petition of the Tallinn Administrative Court for the declaration of invalidity of clause 21(1) of the Aliens Act.

III-4/A-2/95 [226]	Review of the petition of the Tartu Administrative Court for the declaration of invalidity of Principles of Ownership Reform Act.
III-4/A-1/95 [227]	Review of the petition of the Tallinn City Court for the declaration of invalidity of §§ 3(1), Dwellings Act.
III-4/A-12/94 [228]	Review of the petition of the Tallinn Administrative Court for the declaration of invalidity of "and Extension of Residence and Work Permits to Aliens".
III-4/A-11/94 [229]	Review of the petition of the President of the Republic for the declaration of unconstitutionality of Defence Act, passed on 8 November 1994.
III-4/A-10/94 [230]	Review of the constitutionality of clause 2 of the Government of the Republic Regulation no. 223 of 23 July 1993 Invalidating Transactions Involving Land, Buildings and Structures on the Territory of Which Had Been and Are in the Possession or Use of the Former Soviet Union Armed Forces.
III-4/A-9/94 [231]	Review of the petition of the Chancellor of Justice for the declaration of invalidity of the Income Tax Act Implementation Instructions.
III-4/A-8/94 [232]	Review of the petition of the Chancellor of Justice for the declaration of invalidity, under § 142(2) of the Constitution, of Tallinn City Government Regulation no. 31 of 31 March 1994 approving the "Rules of Paid and Unguarded Use of Vehicles" and Regulation no. 70 of 16 April 1993 approving the "Instructions for Removing Obstacles to the Use of Devices Preventing Motion".
III-4/A-7/94 [233]	Review of the petition of the Chancellor of Justice for the declaration of invalidity, under § 142(2) of the Constitution, of the Tallinn City Council Resolution no. 52 of 31 March 1994, entitled "Paid and Unguarded Use of Vehicles".
III-4/A-6/94 [234]	Review of the petition of the Chancellor of Justice for the declaration of invalidity of § 7(1) of the Act.
III-4/A-5/94 [235]	Review of the constitutionality of § 25(3) of the Law of Property Act Implementation Act and § 30(2) of the Farm Act of the Estonian SSR.
III-4/A-4/94 [236]	Review of the petition of the President of the Republic to declare § 2(2) of the President of the Republic Act, passed on 3 May 1994, to be in conflict with § 109 of the Constitution.
III-4/A-3/94 [237]	Review of the petition of the President of the Republic, submitted under § 107 of the Constitution, for the declaration of unconstitutionality of the Decorations Act.
III-4/A-2/94 [238]	Review of the petition of the Chancellor of Justice, submitted under § 142(2) of the Constitution, for the declaration of invalidity of clause 2 of the Government of the Republic Regulation no. 223 of 23 July 1993 "On the Organisation of the Security Police Board" and "Temporary procedure for the application of special operations on the basis of § 152(2) of the Constitution.
III-4/A-1/94 [239]	Review of the petition of the Chancellor of Justice, submitted under § 142(2) of the Constitution, for the declaration of invalidity of subindent 4 of Part II of the Republic of Estonia Police Act Amendment Act under the Constitution.
III-4/A-4 [240]	Review of the petition of the President of the Republic, submitted under § 107 of the Constitution, for the declaration of unconstitutionality of the Taxation Act, passed by the Riigikogu on 28 September 1993.
III-4/A-3 [241]	Review of the petition of the Chancellor of Justice, submitted pursuant to § 142(2) of the Constitution, for the declaration of invalidity of the Sillamäe City Council resolution of 6 July 1993, entitled "On the implementation of the decision of the participants of the meeting of 30 June 1993".
III-4/A-2 [242]	Review of the petition of the Chancellor of Justice under § 142(2) of the Constitution for the declaration of invalidity of Narva City Council resolution no. 15/163 of 28 June 1993, entitled "The opinion on the Form of the National Coat of Arms".
III-4/A-1 [243]	Review of the petition of the President of the Republic, submitted pursuant to § 107 of the Constitution, for the declaration of unconstitutionality of the National Coat of Arms Act.

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- [4] <https://www.riigikohus.ee/en/constitutional-judgment-5-19-45>
- [5] <https://www.riigikohus.ee/en/constitutional-judgment-5-19-40>
- [6] <https://www.riigikohus.ee/en/constitutional-judgment-5-18-7>
- [7] <https://www.riigikohus.ee/en/constitutional-judgment-5-18-8>
- [8] <https://www.riigikohus.ee/en/constitutional-judgment-5-18-5>
- [9] <https://www.riigikohus.ee/en/constitutional-judgment-5-18-4>
- [10] <https://www.riigikohus.ee/en/constitutional-judgment-5-17-12>
- [11] <https://www.riigikohus.ee/en/constitutional-judgment-5-17-8>
- [12] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-11-16>
- [13] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-3-17>
- [14] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-2-1-16>
- [15] <https://www.riigikohus.ee/en/constitutional-judgment-2-15-17249>
- [16] <https://www.riigikohus.ee/en/constitutional-judgment-5-17-42>
- [17] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-3-16>
- [18] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-2-16>
- [19] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-86-15>
- [20] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-40-15>
- [21] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-35-15>
- [22] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-48-16>
- [23] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-31-15>
- [24] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-30-15>
- [25] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-71-14>
- [26] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-13-15>
- [27] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-146-15>
- [28] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-59-14>
- [29] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-55-14>
- [30] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-14-15>
- [31] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-2-15>
- [32] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-1-15>
- [33] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-75-14>
- [34] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-1-14>
- [35] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-153-13>
- [36] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-54-13>
- [37] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-29-13>
- [38] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-17-13>
- [39] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-52-13>
- [40] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-42-13>
- [41] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-27-13>
- [42] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-2-13>
- [43] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-4-13>
- [44] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-4-12>
- [45] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-7-13>
- [46] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-25-13>
- [47] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-140-12>
- [48] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-44-11>
- [49] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-15-10>
- [50] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-35-10>
- [51] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-1-12>
- [52] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-25-11>
- [53] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-6-12>

[54] <https://www.riigikohus.ee/en/constitutional-judgment-3-1-2-2-11>
[55] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-16-10>
[56] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-12-10>
[57] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-22-11>
[58] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-33-11>
[59] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-9-10>
[60] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-62-10>
[61] <https://www.riigikohus.ee/en/constitutional-judgment-3-2-1-60-10>
[62] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-18-10>
[63] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-6-10>
[64] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-11-10>
[65] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-85-10>
[66] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-69-09>
[67] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-85-09>
[68] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-7-11>
[69] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-6-11>
[70] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-4-11>
[71] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-10-10>
[72] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-5-10>
[73] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-33-09>
[74] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-5-09>
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[79] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-16-09>
[80] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-8-09>
[81] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-22-09>
[82] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-41-09>
[83] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-20-09>
[84] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-14-09>
[85] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-9-09>
[86] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-10-09>
[87] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-6-09>
[88] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-12-09>
[89] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-4-09>
[90] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-3-09>
[91] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-2-09>
[92] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-7-08>
[93] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-15-08>
[94] <https://www.riigikohus.ee/en/constitutional-judgment-3-4-1-1-09>
[95] <https://www.riigikohus.ee/en/constitutional-judgment-3-3-1-59-07>
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