



# REPUBLIC OF SAN MARINO

## **We the Captains Regent of the Most Serene Republic of San Marino**

*Having regard to Article 4 of Constitutional Law no. 185/2005 and to Article 6 of Qualified Law no. 186/2005;*

*Hereby promulgate and order the publication of the following Qualified Law, approved by the Great and General Council during its sitting of 3 December 2021 with 37 votes in favour, 8 votes against and 1 not voting:*

### **QUALIFIED LAW NO. 2 OF 7 DECEMBER 2021**

#### **PARLIAMENTARY COMMISSION FOR JUSTICE**

##### **Art. 1**

*(Parliamentary Commission for Justice)*

1. The Parliamentary Commission for Justice shall be made up of ten Members of Parliament appointed by the Great and General Council (Parliament) at the beginning of each legislature by a majority of not less than two thirds. It shall be presided over and convened by its President, appointed by the Commission during its first sitting. The Minister of Justice shall be a full member of the Commission.
2. The Parliamentary Commission for Justice shall report on all its activities only to the Great and General Council.
3. At least one third of its members may initiate disciplinary action against magistrates according to the procedures established by constitutional law. The Commission shall take part in disciplinary proceedings in the form and manner provided for by constitutional law; it shall examine the annual report of the Head Magistrate and prepare any observations, before the report is submitted to the Great and General Council; in the cases established by law or when one third of the Commission so requests, it may hear the Head Magistrate in a secret session for the purpose of examining more in depth any issues relating to the administration of justice and the organisation of judicial offices; the Minister and the Commission may request opinions from the Judicial Council on general matters relating to the administration of justice and the organisation of judicial offices; the Commission shall exercise the powers provided for by law.
4. The decisions adopted by the Commission shall be valid provided that at least half the members plus one are present. The decisions shall be adopted by absolute majority.
5. Members of Parliament enrolled in the Professional Registers of Lawyers and Notaries and of Chartered Accountants and Accounting Experts shall not be members of the Parliamentary Commission for Justice.

6. The Parliamentary Commission for Justice may resort to jurisconsults. The relevant request shall be substantiated and transmitted by the President of the Commission to the Bureau of the Great and General Council, which shall accept or reject it.

**Art. 2**  
*(Entry into force)*

1. This Law shall enter into force on the fifth day following that of its legal publication.

*Done at Our Residence, on 7 December 2021/1721 since the Foundation of the Republic.*

THE CAPTAINS REGENT  
*Francesco Mussoni - Giacomo Simoncini*

THE MINISTER OF  
INTERNAL AFFAIRS  
*Elena Tonnini*