

DECISION No. 19 OF OCTOBER 12, 1995 ON CC No. 17/95

Motion by the Chief Prosecutor of the Republic of Bulgaria. The Constitutional Court ruled on the provision of Clause 19 of the Law on the Amendment to the Penal Code amending Art. 201 of the Penal Code (DV No. 50 of June 1, 1995). The amendment is in the sense that misappropriation by an official should have been perpetrated by him in his own or in someone else's personal interest. The Constitutional Court ruled that the amendment infringes on Art. 4 paras 1-2 and Art. 17 para 1 of the C. as it denies legal defense when misappropriation by officials under Art. 201 of the Penal Code is in favor of legal entities.