



CONSTITUTIONAL COURT OF SPAIN  
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### THE CONSTITUTIONAL COURT GRANTS LEAVE TO PROCEED TO THE APPEAL BROUGHT BY CIUDADANOS AGAINST THE RESOLUTION OF THE BUREAU OF THE CATALAN PARLIAMENT ALLOWING PROXY VOTING FOR COMÍN AND PUIGDEMONT, BUT DOES NOT ADOPT URGENT PRECAUTIONARY MEASURES

The Plenary Session of the Constitutional Court has unanimously decided to admit the application for constitutional protection (*"recurso de amparo"*) lodged by a group of members of parliament of the *Ciudadanos* party against the Resolutions of the Bureau of the Parliament of Catalonia. The challenged decisions, dated 3 and 24 of April 2018, enabled delegated voting for both Deputies Carles Puigdemont and Antoni Comín.

The jurisdictional decrees (*"providencias"*) rendered argue that *"this appeal raises a problem affecting a certain aspect of a fundamental right protected by the amparo appeal and on which there is still no case law of this Court"*. Furthermore, *"the case raised goes beyond the particular case by addressing a relevant legal issue which also has general political consequences"*.

In application of Article 51 of its Organic Law (LOTC), the Court resolved *"to inform and notify the Parliament of Catalonia, so that within a period not exceeding ten days it may send a certification of the resolutions required from the Bureau"*. In the same vein, *"the parties to the proceedings, with the exception of the appellant, are summoned to appear before the Court within ten days"*.

On the other hand, the Plenary *"does not consider the criteria of exceptional urgency referred to in Article 56.6 LOTC to adopt extremely urgent precautionary measures"*. However, it does accept *"the opening of a separate suspension procedure, which means that the Public Prosecutor's Office and the appellant are granted a period of three days to submit their arguments"*.

Madrid, 8 May 2018