

საქართველოს ახალგაზრდა იურისტთა ასოციაცია GEORGIAN YOUNG LAWYERS' ASSOCIATION



The Court Suspended the Right to Conduct the Broad-Scale Works at Sakdrisi-Kachaghiani

Tbilisi City Court upheld the motion of the claimants – Kakha Kozhoridze and Dali Mamulashvili and suspended the decision of the Ministry of Culture and Monument Protection (dated March 13, 2014), which granted the company “RMG Gold” a right to conduct broad-scale works on Sakdrisi-Kachaghiani. The decision of the court on upholding the motion prohibits the company to conduct the works (mining the natural resources) prior to the court making the final decision on the case.

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The court shares the position of the claimants, according to which: “non-suspension of the administrative-legal act might damage the mentioned object, which will make it impossible to recover its original condition and its archaeological value; therefore, it will be impossible to protect the interest, for the protection of which the claimants submitted the complaint”.

The court indicated, “in this case, due to the specifics of the subject matter it is important to preserve the features of the object, as well as to preserve the environment, which is the precondition for the object’s historic, cultural and archaeological value. Therefore, the court notes that without applying the above procedural measures, it will be impossible to execute the court decision if the complaint is upheld, because the disputable object will no longer exist”.

GYLA provides legal representation on this case.