



EUROPEAN COURT OF HUMAN RIGHTS  
COUR EUROPÉENNE DES DROITS DE L'HOMME

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### THIRD SECTION

Application no. 6312/25  
ATHENS BAR ASSOCIATION  
against Greece  
lodged on 25 February 2025  
communicated on 27 June 2025

### SUBJECT MATTER OF THE CASE

The application concerns the rejection as inadmissible of the applicant's action for annulment against the ministerial decisions appointing the members of the National Council for Radio and Television (ESR) and the Hellenic Authority for Communication Security and Privacy (ADAE). The ESR and ADAE are independent authorities provided for by the Greek Constitution. Their members are elected by a qualified majority of three fifths of the members of the Conference of Parliamentary Chairmen.

On 28 September 2023 the Conference convened to select the President, Vice-President and six members of the ESR, and the Vice-President, Deputy Vice-President and three members of the ADAE respectively.

In total, 16 members of the Conference voted in favour of the candidates proposed by the Government. However, an issue arose as regards attainment of the qualified majority: given that the Conference comprised 27 members at the time, the three-fifths threshold amounted to 16.2, which was rounded down to 16 votes. Despite complaints that the minimum majority had not been attained, ministerial decisions nos. 280/28.09.2023, 281/28.09.2023, 48024oik./28.09.2023 and 48025oik./28.09.2023 were subsequently issued appointing the elected candidates.

On 23 November 2023 the applicant association submitted two actions for annulment against the ministerial decisions. The applicant argued that the appointment of the members of the ESR and ADAE was not legitimate, on