REPUBLIC OF ALBANIA
COUNCIL OF MINISTERS

# The National Plan for the Implementation of the Stabilisation and Association Agreement 2007 - 2012

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# LIST OF ACRONYMS AND ABBREVIATIONS

| | |
|---|---|
| AIRPP | Agency for the Inventory and Restitution of Public Properties |
| ASS | Albanian Social Service |
| BCP | Border Crossing Point |
| CA | Competition Authority |
| CAM- A | Customs Assistance Mission Albania |
| CARDS | Community Assistance for Reconstruction, Development and Stabilisation |
| CBC | Consultative Business Council |
| CDBP | Central Directorate Border Police |
| CDPOP | Central Directorate Public Order Police |
| CM | Council of Ministers |
| COFD | Central Office for the Fight against Drugs |
| CTE | Company for the Transmission of Electricity |
| CTR | Council of Territory Regulation |
| DCM | Decision of the Council of Ministers |
| DDCM | Draft-Decision of the Council of Ministers |
| DGC | General Directorate of Customs |
| DGCA | General Directorate of Civil Aviation |
| DGMC | General Directorate of Metrology and Calibration |
| DGP | General Directorate of Prisons |
| DGR | General Directorate of Roads |
| DGRTS | General Directorate of Road Transport Services |
| DGT | General Directorate of Taxation |
| DGS | General Directorate of Standardisation |
| DGSP | General Directorate of State Police |
| DP | Disabled Persons |
| EIB | European Investment Bank |
| EBRD | European Bank for Reconstruction and Development |
| FTAs | Free Trade Agreements |
| ICS | Internal Control Service (in the Ministry of the Interior) |
| ILO | International Labour Organization |
| IMF | International Monetary Fund |
| IMO | International Maritime Organization |
| INSIG | Insurance Institute |
| IOM | International Organization for Migration |
| IPH | Institute of Public Health |
| ISS | Institute of Social Security |
| ITS | Institute of Transport Studies |
| IDC | Inter-ministerial Decentralisation Committee |
| KESH | Albanian Power Corporation |
| KSSH | Confederate of Albanian Syndicates |
| MBP | Medium-term Budget Programme |
| MoAFCP | Ministry of Agriculture, Food and Consumer Protection |
| MoD | Ministry of Defence |
| MoEFWA | Ministry of Environment, Forestry and Water Administration |
| MoEI | Ministry of European Integration |
| MoES | Ministry of Education and Sciences |
| MoETE | Ministry of Economy, Trade and Energy |
| MoF | Ministry of Finance |
| MoFA | Ministry of Foreign Affairs |
| MoI | Ministry of the Interior |
| MoH | Ministry of Health |
| MoJ | Ministry of Justice |

| | |
|---|---|
| MoLSAEO | Ministry of Labour, Social Affairs and Equal Opportunities |
| MoPWTT | Ministry of Public Works, Transport and Telecommunications |
| MoTCYS | Ministry of Tourism, Culture, Youth and Sports |
| NAO | National Audit Office |
| NCRT | National Council of Radio and Television |
| GDP | National Domestic Product – Gross Domestic Product |
| NEA | National Energy Agency |
| NES | National Employment Service |
| NPA | National Petroleum Agency |
| NPO | Not-for-Profit Organisations |
| NSESD | National Strategy of Economic and Social Development |
| OIML | International Organization of Legal Metrology |
| PA | Police Academy |
| PAD | Public Administration Department |
| PAMECA | Police Assistance Mission of the European Commission to Albania |
| PATI | Public Administration Training Institute |
| PPA | Public Procurement Agency |
| RAE | Regulatory Authority Energy |
| RAT | Regulatory Authority Telecommunications |
| REA | Regional Environment Agencies |
| RPD | Regional Police Directorate |
| SAA | Stabilisation and Association Agreement |
| SEC-I | Cooperation of Southeast European Countries |
| SECI | Southeast European Cooperative Initiative |
| SHISH | State's Intelligence Service |
| UIAS | Union of Independent Albanian Syndicates |
| UNDP | United Nations Development Programme |
| UNHCR | United Nations High Commissioner for Refugees |
| VAT | Value Added Tax |
| WIPO | World Intellectual Property Organization |
| WHO | World Health Organization |
| WTO | World Trade Organization |
| WB | World Bank |

# SUMMARY

Signing the Stabilization Association Agreement (SAA) on June 12, 2006, between the Republic of Albania, the European Communities and their Member Countries marks an important event for Albania, thus further deepening the cooperation between the EU member countries, in the frame of the European Integration Process. A year ago, the Ministry of European Integration, together with the line ministries and other state institutions prepared the National Plan for the SAA Implementation, which was approved with a Decision of the Council of Ministers, no. 463, dated 5.7.2006.

The comprehensive dimension of the European Integration Process is better reflected with the instrument of obligations' implementation, which Albania should meet during this process, in the frame of the 'National Plan for the Stabilization Association Agreement Implementation'. This document reflects the progress in implementing responsibilities of the state institutions, as determined in the document of European Partnership with Albania for year 2006, in the SAA and in the Interim Agreement, in the Annual Report of the European Commission for Albania for year 2006, as well as in the recommendations made during mutual workshops Albania – EU.

The revised NPISAA addresses mainly the issues of Albanian legislation alignment with the EU one, as an obligation deriving from the SAA, by monitoring and improving the existing legal and international framework, as well as the time limits to transpose these initiatives as per short-term, mid-term, and long-term periods.

In line with the implementation of the supporting governmental strategy for the European Integration issues, the focus in drafting the NPISAA for year 2007 is mainly related to the following:

- Identification of financial costs for each activity or legal initiative from the line ministries and central institutions. During the final stage of the revision, there has been cooperation with the Ministry of Finance, in order to make it possible to include in the mid-term budget for the period 2008-2010, the costs that the implementation of the Plan would require;
- Determination of the number of pages from *acquis communautaire* that will be transposed into the system of Albanian laws and the costs for their translation for the short-term, mid-term and long-term period, as well as,
- The evaluation of necessary administrative capacities for Albania, serving to implement in their entirety the commitments in the process of European Integration, and their respective costs, which should be met by the line ministries/central institutions.

The National Plan is the main instrument for planning, setting priorities, and monitoring the Albanian Integration Process. On the other side, it serves as a very important source of information, in order to identify priorities in the frame of the EU Future Financial Assistance Program for Albania, 'Pre-Accession Instrument 2007-2013".

As a support to the implementation of the national commitments, in the frame of the Integration Process, upon an Order of the Prime Minister, no. 33, dated 02.04.2007, the Inter-ministerial Working Group and the Working Sub-groups were established under the direction of the Deputy Ministers or Secretary Generals in the Line Ministries, for the coordination of activities and the supervision of the Plan revision process in each of the institutions. In order to secure a technical and detailed monitoring of commitments' accomplishment, 30 ministerial inter-institutional working groups were established, with representatives from the Ministry of Integration and the Line Ministries. The former has played a monitoring and coordinative role in the process.

**THE OBJECTIVE OF THE NATIONAL PLAN FOR THE IMPLEMENTATION OF THE SAA, 2007 - 2012**

The ability of Albania to meet the commitments that are determined in the Stabilization Association Agreement is the most relevant criterion in order to assess its readiness in advancing towards full membership. Meeting the commitments of this Agreement, marks the commencement of a comprehensive reforming process of the state governance and of the social governance, to adapt them with the political, legal, economic, and institutional standards of the European Union. In this process, the qualitative planning of the further steps to the realization of necessary reforms, takes an extraordinary importance. This process implies an efficient coordination, implementation and monitoring of the process of strategy implementation and development, and efforts of Albania in the short-term, mid-term and long-term period.

By signing the Agreement, Albania takes over a series of commitments and their accomplishment within a pre-determined time limit. These time limits are changeable, depending on the respective field, whilst the final time limit for the accomplishment of obligations deriving from the Agreement is 10 years from the date it came in force.

The Stabilisation Association Agreement reflects the main orientations of the European Union membership criteria:

1. Democracy and the rule of law, including the respecting of human rights and protection of national minorities;
2. Creation of a functional market economy, able to cope with the competitive pressure;
3. Adoption of the *acquis communautaire (EU legislation)* in the domestic law and its implementation through proper administrative and judicial structures.

The European Commission has emphasized that the appropriate adoption and implementation of the *acquis communautaire* constitutes the basic condition for the European Integration of the countries that aspire membership in the EU. As in the association agreements, for the case of Albania, the condition to align the domestic legislation with the EU one and its rigorous implementation is sanctioned with the SAA.

From the methodological point of view and its content, this Plan is very similar with a National Plan for the adoption of the *acquis communautaire,* since it addresses all the short-term, mid-term and long-term priorities that are determined through the PSA instruments, through the legal initiatives, implementing activities, detailing especially the increase and strengthening of existing administrative capacities.

**STRUCTURE OF THE NATIONAL PLAN FOR THE IMPLEMENTATION OF THE SAA**

The National Plan reflects the same structure with the European Partnership and the Annual Report of the European Commission for Albania. Within this structure, the chapters of the *acquis communautaire* that are part of the European Partnership and SAA are reflected.

The National Plan treats in its entirety all the short-term, mid-term and long-term priorities for Albania in the European Integration process, mainly focusing on:

- Priorities and conditions for the European Partnership of Albania for year 2006 and the problematic issues in the 2006 Annual Report;
- Accomplishment of commitments deriving from the Stabilization and Association Agreement, with a special focus in the obligations of the Interim Agreement;
- Definition of priorities in the list of the domestic legislation, which will adopt the *acquis communautaire* and the activities that are necessary to the implementation of commitments, taken in the frame of the SAA;
- Establishing and detailing of the administrative capacities that are necessary to the accomplishment of the SAA commitments, as per respective areas;
- Determining the financial costs for the implementation of commitments in the frame of the SAA, in compliance with the mid-term budgetary plan and with the other financial costs, as determined in the sector strategies.

The plan is devised into three main chapters:

- **Political Criteria**
- **Economic Criteria**
- **European Standards – Ability to meet the obligations for EU membership**

The three chapters are divided into 34 fields and 130 sub-fields.

**Political Criteria** deals with issues of democracy and rule of right, further democratization of the parliamentary life, further development of the electoral reform, deepening of reforms in the public administration and judicial system, fight against corruption, human rights and protection of minorities, penitentiary institutions and justice system for the minors, the market of immovable property and the regional and international cooperation. This criterion is an essential precondition that directly affects the progress of Albania's relations with the EU.

**Economic Criteria** treats issues of macro-economic stability, economic progress, and reforms in public and private investments, public debt, monetary policy and balance of payments.

**European Standards,** or **the ability to meet the obligation for EU membership**, include the obligation to gradually

adopt – following the time limits agreed upon in the SAA – the community normative and the establishment of administrative structures, capable of correctly implementing the approved legislation. This chapter addresses the basic freedoms and the sector policies of the domestic market, as well as the cooperation in the filed of justice and internal affairs, which are mainly focused on the adoption of *acquis* and the development of necessary institutional infrastructure, in order to achieve the European standards.

Each of the areas in the Plan is composed of the introductory and the programming sections of legal initiatives and the implementing activities that will be undertaken in each sector or field, as per priorities, set out in the European Partnership document, SAA and *acquis* chapters.

- The first part, in a descriptive manner, provides information on the actual situation, challenges and strategies, in order to address the priorities in the respective field or sub-field.
- The second part details the priorities, articulated into legal initiatives, implementing activities, responsible institutions, time limits for the obligations and financial means, which are necessary to accomplish the latter.

For each of the field or sub-field in the Plan, there are summarized ***legal initiatives*** *and* ***implementing activities***, which will be addressed during each of the short term (2007-2008), mid term (2009-2010) and long term (2011 – 2012) periods by the Albanian state. The division according to these priorities is in full compliance with the European Partnership document, and the division of commitments, as set out in the SAA. Thus, for each of the fields and sub-fields there is a detailed description of tasks and obligations for which the government committed itself in the SAA articles and as per short term and medium term priorities that are recommended by the European Commission in its European Partnership document.
One of the Line Ministries or central institutions has been selected for each of the obligations, as well as the time limit for their accomplishment.
The National Plan sets out the entirety of the legal and sub-legal initiatives that will be undertaken by the implementing institutions. These can be amendments to the existing legal framework or drafts of new legal frameworks. This body of legal initiatives aims at:

- Aligning the Albanian legislation with the *acquis communautaire* in the respective field. In this case, the reference to the community act is determined, as well as the scale of compatibility aimed to achieve, divided into two levels: (i) complete/full, (ii) partial;
- Implementing the commitments deriving from the SAA or the European Partnership Document, for which there is no reference in the *acquis*. In this case the term “non applicable” can be used for the level of compatibility.

Determining the legal framework is accompanied with the identification of preparatory costs for the legal initiatives and translation. For that reason, the precise number of pages to be translated from the *acquis,* the cost per page, and the total cost of translation has been identified.
The submission time limit for approval in the Council of Ministers depends on the month and year the responsible institution presents the act to the Council of Ministers. Based on this time limit, the relevant institution will be later monitored on how it accomplishes the legal initiative in question. The date of act’s entry into force, even though foreseen in the Plan, is outside the competencies of the responsible institution.
In addition, the Plan sets out the entirety of implementing activities for the responsible institution, in cooperation with coordinating institutions, in order to accomplish the obligations/commitments taken in the frame of the integration process, such as the establishment of new administrative structures, the making of studies, etc. The implementing activities will be accompanied by complete identification of respective costs, human resources, training, necessary investments, IT, as well as foreign or local consultancy costs, which can be short-termed or medium-termed, in order to carry out the activity in question.

**CONTENT OF ANNEXES OF THE NATIONAL PLAN FOR SAA IMPLEMENTATION**

The Annexes are integral part of the National Plan

**Annex 1: List of legal initiatives**

This Annex includes the thorough list of legal initiatives, which are foreseen to be undertaken by the Line Ministries, in compliance with the obligations deriving from the European Partnership and SAA. This list is divided as per ministries and respective fields. In addition, this Annex provides information on the scale of

compatibility of the Albanian draft-act with the community act, its respective references, the responsible and coordinative institutions, and the time limits for submission to the Council of Ministers and the entry into force of the legal or sub-legal act.

**THE TOTAL OF LEGISLATIVE INITIATIVES BY INSTITUTION**

| INSTITUTION | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|
| MINISTRY OF INTERIOR | 20 | 9 | 2 | | 31 |
| MINISTRY OF FINANCE | 12 | 25 | 7 | 8 | 52 |
| MINISTRY OF JUSTICE | 7 | 5 | 6 | 1 | 19 |
| MINISTRY OF ECONOMY, TRADE AND ENERGY | 32 | 40 | 21 | 5 | 98 |
| MINISTRY OF DEFENCE | 1 | | | | 1 |
| M. OF FORESTS PROTECTION AND WATERS ADMINISTRATION | 12 | 15 | 22 | 13 | 62 |
| M. OF AGRICULTURE, FOOD AND CONSUMERS PROTECTION | 35 | 56 | 49 | 37 | 177 |
| M. OF PUBLIC WORKS, TRANSPORT, AND TELECOMMUNIC | 21 | 24 | 17 | 7 | 69 |
| MINISTRY OF SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | 7 | 10 | 5 | 1 | 23 |
| MINISTRY OF SCIENCE AND EDUCATION | 9 | 15 | 8 | 3 | 35 |
| MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS | 2 | 3 | 2 | | 7 |
| MINISTRY OF HEALTH | 18 | 20 | 5 | 1 | 44 |
| HIGH STATE AUDIT | | 1 | | | 1 |
| PUBLIC PROCUREMENT AGENCY | | | 1 | | 1 |
| BANK OF ALBANIA | 12 | | 1 | 3 | 16 |
| NATIONAL COUNCIL OF RADIO AND TELEVISION | 4 | 1 | | | 5 |
| COMPETITION AUTHORITY | 2 | 3 | 1 | 4 | 10 |
| SUPERVISING INSURANCE AUTHORITY | 2 | 3 | | | 5 |
| OFFICE FOR THE REGISTRATION OF IMMOVABLE PROPERTY | 1 | 1 | | | 2 |
| **TOTAL** | **97** | **231** | **147** | **83** | **658** |

## Annex 2: Cost for drafting and translating the legislation

This Annex presents the translation and drafting costs of legislation, which is foreseen to be covered by the ministries' budgets, whereas the uncovered difference of costs by the existing programs.
In this context, it should be pointed out that the cost for the preparation and translation of legislation is not a full cost of this process, but is that part of expenditure, which was actually possible to be identified by the working groups in the Line Ministries.

**TOTAL OF LEGISLATION DRAFTING AND TRANSLATION COSTS**

| | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|
| **DRAFTING** | 597,494 | 920,770 | 396,321 | 67,173 |
| **TRANSLATION** | 26,263 | 16,143 | 12,651 | 4,271 |
| | 623,758 | 936,913 | 408,972 | 71,444 |

## Annex 3: List of Implementing Activities

This Annex includes the entire list of implementing activities, which are foreseen to be undertaken by the Line Ministries, in compliance with the obligations deriving from the European Partnership and the SAA. This list is divided by ministry and respective areas. Additionally, the Annex presents information on the implementing and coordinative institutions, as well as the starting and conclusion time lines for their accomplishment.

***TOTAL OF IMPLEMENTING ACTIVITIES BY INSTITUTION***

| INSTITUTION | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|
| MINISTRY OF INTERIOR | 14 | 9 | 23 | | |
| MINISTRY OF FINANCE | 6 | 14 | 12 | 11 | 43 |
| MINISTRY OF JUSTICE | 5 | 11 | 2 | 2 | 20 |
| MINISTRY OF ECONOMY, TRADE AND ENERGY | 21 | 76 | 71 | 39 | 207 |

| | | | | | |
|---|---|---|---|---|---|
| MINISTRY OF DEFENCE | | 1 | | | 1 |
| MINISTRY OF FORESTS AND WATERS MANAGEMENT | 22 | 25 | 22 | 15 | 84 |
| M OF AGRICULT, FOOD AND CONSUMERS PROTECTION | 12 | 45 | 29 | 18 | 104 |
| M OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNIC | 13 | 34 | 13 | | 60 |
| M OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUN | 11 | 14 | 6 | 1 | 32 |
| MINISTRY OF SCIENCE AND EDUCATION | 9 | 15 | 8 | 5 | 37 |
| MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS | 5 | 5 | 2 | | 12 |
| MINISTRY OF HEALTH | 9 | 15 | 8 | 4 | 36 |
| BANK OF ALBANIA | 1 | 8 | 6 | | 15 |
| INSTITUTE OF STATISTICS | 2 | 9 | 13 | 10 | 34 |
| NATIONAL COUNCIL OF RADIO AND TELEVISION | 2 | 1 | | | 3 |
| COMPETITION AUTHORITY | 3 | 1 | 4 | | |
| REGULATORY ENTITY OF TELECOMMUNICATION | 4 | 6 | 2 | 2 | 14 |
| SUPERVISING AUTHORITY OF INSURANCE | 1 | 1 | | | |
| OFFICE FOR THE REGISTR OF IMMOVABLE PROPERTY | 3 | 1 | | 1 | 5 |
| GENERAL DIRECTORATE OF ROADS | 3 | 1 | | | 4 |
| GENERAL DIRECT OF WATER SUPPLY AND CANALIZATION | | | 24 | | 24 |
| STATE COMMITTEE FOR THE MINORITIES | | 3 | 2 | 2 | 7 |
| **TOTAL** | **143** | **296** | **221** | **110** | **770** |

## Annex 4: Assessment of additional human resources

This Annex reflects the need for additional employees, divided per fields and ministries, or other institutions. This information will serve as a basis to define the strategy of reforming public institutions, in the frame of necessary institutional changes for the implementation of the SAA.

## TOTAL OF ADDITIONAL NUMBER OF EMPLOYEES

| INSTITUTION | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|
| MINISTRY OF INTERIOR | 130 | 100 | 0 | 0 | 230 |
| MINISTRY OF FINANCE | 20 | 0 | 0 | 0 | 20 |
| MINISTRY OF JUSTICE | 0 | 13 | 20 | 0 | 33 |
| MINISTRY OF ECONOMY, TRADE AND ENERGY | 40 | 48 | 43 | 3 | 134 |
| MINISTRY OF DEFENCE | 0 | 30 | 0 | 0 | 30 |
| M OF ENVIRONMENT, FORESTS AND WATERS MANAGEMENT | 5 | 32 | 5 | 8 | 50 |
| M OF AGRICULTURE, FOOD AND CONSUMER PROTECTION | 9 | 30 | 6 | 5 | 50 |
| M OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNIC | 43 | 55 | 3 | 3 | 104 |
| M OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | 40 | 0 | 0 | 0 | 40 |
| MINISTRY OF SCIENCE AND EDUCATION | 37 | 98 | 32 | 12 | 179 |
| MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS | 2 | 0 | 0 | 0 | 2 |
| MINISTRY OF HEALTH | 10 | 5 | 16 | 8 | 39 |
| BANK OF ALBANIA | 5 | 3 | 0 | 0 | 8 |
| INSTITUTE OF STATISTICS | 8 | 8 | 3 | 3 | 22 |
| NATIONAL COUNCIL OF RADIO AND TELEVISION | 16 | 0 | 0 | 0 | 16 |
| COMPETITION AUTHORITY | 15 | 0 | 0 | 0 | 15 |
| REGULATORY ENTITY OF TELECOMMUNICATION | 5 | 10 | 8 | 5 | 28 |
| AGENCY FOR PROPERTY RESTITUTION AND COMPENSATION | 7 | 0 | 0 | 0 | 7 |
| | **392** | **432** | **136** | **47** | **1007** |

## Annex 5: Funds needs assessment in infrastructure, IT and consultancy

The information included in this Annex is a synthetic one, in order to reflect the value of the funds the Line Ministries and

the other institutions need in their respective budgets, in order to strengthen the institutions and to set up the required infrastructure for the SAA implementation. In this context, funds that are still uncovered by existing projects, but that should be addressed with the new financial community program and other donors are also reflected.

***TOTAL OF COSTS FOR THE IMPLEMENTING ACTIVITIES***

| | **2007** | **2008** | **2009** | **2010** |
|---|---|---|---|---|
| INFRASTRUCTURE | 2,986,125 | 22,970,806 | 42,600,858 | 40,935,952 |
| IT | 262,747 | 952,726 | 113,372 | 130,241 |
| CONSULTANCY | 507,105 | 465,347 | 557,760 | 3,777,049 |
| HUMAN RESOURCE | 352,704 | 869,566 | 319,072 | 206,019 |
| TRAINING | 776,292 | 609,938 | 183,978 | 170,466 |
| | **4,884,972** | **25,868,383** | **43,775,040** | **45,219,726** |

**IMPLEMENTATION, COORDINATION AND MONITORING OF THE NATIONAL PLAN FOR THE IMPLEMENTATION OF THE STABILIZATION AND ASSOCIATION AGREEMENT**

Based on the obligations deriving from the National Plan for the Implementation of the Stabilization and Association Agreement, the Ministries and the other state institutions report to the Ministry of Integration at the beginning of every month. The Ministry of European Integration is the main institution coordinating and monitoring the National Plan, and how it is being implemented by the ministries and the other central institutions, and reporting on the achieved or not-achieved tasks to the Council of Ministers.

The Inter-Ministerial Working Group for the examination, supervision and coordination of work for the implementation of commitments taken in the frame of the Stabilization and Association Agreement, which was established with Prime Minister's Order no. 33, dated 02.04.2007, evaluates and analyzes on a periodical basis the implementation of this Plan.

Aiming at covering the identified financial needs by the ministries and the other state institutions, in order to realize the legislative initiatives and the implementing activities, in the frame of the obligations deriving from the SAA, the Ministry of Finance monitors their involvement in the Mid-Term Budgetary Program.

Since the Plan will serve as the main monitoring instrument, the European Union through its institutions will monitor the political, economic, and institutional reforms that the Republic of Albania should undertake in the frame of the European integration process.

# I. POLITICAL CRITERIA

# 1.1 DEMOCRACY AND THE RULE OF LAW

## 1.1.1 FUNCTIONING OF THE PUBLIC ADMINISTRATION

**1 Political Objective**

The Albanian Government is committed to a truly deepening reform of the public administration, treatment and assessment of individuals based on merit, the commitment of its officials, the establishment of an effective and efficient institutional network, and a sustainable administration committed to the implementation of the law, which offers best possible services to the citizens, with civil servants who are recruited and assessed by merit and commitment to the completion of individuals duties.
The public administration sector will be strengthened and consolidated in accordance with the public service principles, on the basis of meritocracy and performance. The Government will improve professional qualifications in this sector through an open and competitive process of recruitment, career advancement and motivation, civil servants' professional training, bonuses upon satisfactory performance and penalties for unsatisfactory performance and dishonesty. The civil servant status will encompass the majority of the public administration bodies.
The final objective of the Albanian Government will be the establishment of an efficient public administration, which is capable of successfully completing and carrying out in full the commitments and obligations deriving from the Stabilization and Association Agreement.

**2 Current Situation**

**2.1 Existing Legal Framework**
The legislation dealing with the functioning of the public administration is wide-ranging. Primary legislations worth mentioning are as follows:

- Law No 8549 dated 11.11.1999 "On the Status of the Civil Servant";
- Law No 9131 dated 08.09.2003 "On Rules of Ethics in Public Administration";
- Law No 8487 dated 13.05.1999 "On the Competencies for the Determination of Salaries", amended;
- Law No 9000 dated 30.01.2003 "On the Organization and Functioning of the Council of Ministers";
- Law No 8485 dated 12.05.1999 "The Code of Administrative Procedures";
- Law No 8503 dated 30.06.1999 "On the Right of Information regarding Official Documents";
- Law No 9367 dated 07.04.2005 "On the Prevention of Conflict of Interests in carrying out public functions", amended.

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008)**

- *Ensure the implementation of the Law on the Civil Service for the appointment and work in the Public Administration;*
- *Recruitment, transfer and dismissal of civil servants, carried out in line with already determined rules;*
- *Enforce the Law on the Civil Service and take measures for its implementation;*
- *Make full and efficient use of the Integrated Planning System.*

**3.1.1 Legal short-term initiatives (2007 - 2008)**

- Amending Law No 8549, dated 11.11.1999, "On the Status of the Civil Servant";
- Drafting subordinate legal acts, so as to implement the Law "On the Status of the Civil Servant";
- Amending Directive no. 1 of the Council of Ministers, dated 13/06/2000, "On the structure of tasks order in the civil service, relevant methodology and the generic role of the Secretary General in this service";
- Amending Directive no. 2 of the Council of Ministers, dated 07/07/2000, "On the system of assessment of the individual annual achievements of civil servants".

**3.1.2 Short-term Implementing Activities (2007 - 2008):**

- Start implementing the structure of salaries in some pilot institutions;
- Drafting job descriptions in all of the executive's institutions according to the approved format;

- Determining the methodology of the functioning of dependent institutions;
- Drafting guidelines for the activities of the ad-hoc testing committee and manuals on how tests and subjects will be drafted;
- Offering training activities by TIPA;
- Establishing the methodology related to the functioning of the institutions of dependency;
- Improving the process of policy regulation, supervision and drafting;
- Improving transparency and efficiency in the public administration procedures through information and communication technology;
- Adapting the existing structure of the Public Administration Department to the amended provisions of the Law "On the Status of the Civil Servant";
- Extending the functioning of the database for civil servants to dependent institutions;
- Creating and implementing the remuneration schemes for the public servants;

**3.2 Mid-term Priorities (2009 - 2010):**

- *Those sections of the administration that are responsible for the implementation of the SAA provisions and other sectors that deal with the implementation of the EC's financial assistance are trained sufficiently and are equipped with the appropriate tools to carry out their duties;*
- *Training for civil servants and result-orientated management;*
- *A remuneration structure for the civil service is drafted and implemented, thus ensuring an appropriate budget planning and a motivation career structure.*

**3.2.1 Mid-term Implementing Activities (2009 - 2010):**

The following implementing activities will be undertaken so as to address the mid-term priorities:

- *Extending the new remuneration structure based on the results of the pilot programme;*
- *It should be emphasized that the implementing activities identified for the short-term are considered as commitments, which will address not only short-term priorities in their entirety, but also medium-term ones, bearing in mind that the deadlines for the full accomplishment of a part of these priorities go beyond the short-term period, as well as the fields covered by these activities.*

**Table 1:** *Increase of Institutional Capacities in the frame of the Functioning of the Public Administration*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2007 | 2008 |
|---|---|---|---|---|
| Personnel Increase | Civil Servants | 18 | + 5 | |
| IT Investment | | | 800 | |
| Infrastructure Investment/Equipment | 000/ALL | | 650 | |
| Consultancy (Foreign) | 000/ALL | | | 50.000 |

**Table 2:** *Foreign Assistance in supporting the Reform in Public Administration*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Department of Public Administration, TIPA | EU | CARDS 2004 | a) Reconstruction and equipment of the new building of TIPA<br>b) Technical Assistance for the development of the training system for civil servants<br>c) IT equipments for the governmental network | 2 mln € | 2006 | ongoing |
| Department of Public Administration, Line Ministries | EU | CARDS 2005 | Improvement of the regulatory, supervising and policy drafting process | 1 mln € | 2007 | ongoing |
| Department of Public Administration, Line Ministries | EU | CARDS 2005 | Improvement of transparency and efficiency in the public administration procedures through the information and communication technology | 1 mln € | 2007 | ongoing |

| | | | | | | |
|---|---|---|---|---|---|---|
| Ministry of Integration, Line Ministries | EU | CARDS 2005 | Improvement of the management process of European integration | 1.2 mln € | In process | ongoing |
| Ministry of Public Works, Transport and Telecommunication | EU | CARDS 2006 | Institutional strengthening of the Ministry of Public Works, Transport and Telecommunication | 1 mln € | In process | ongoing |

### 1.1.2 DECENTRALIZATION REFORM

#### 1 Political Objective

In compliance with the European Charter of Local and Regional Autonomy, the Albanian Government will implement the reform of the decentralisation of executive power in an expedited and sustainable manner, as it believes that decentralisation improves governing qualities, both with regard to efficiency and strengthening of responsibility, increase of transparency and a rise in the involvement of citizens and various social groups in governance.
The Albanian Government will rely completely on the European strategies and other European documents that help local Democracy and Autonomy, so as to achieve concrete results in important components of the rule of law and democracy, such as local institutions and local government, and decentralisation as a process that aims at mobilising everyone's contribution at a central and local level for further local autonomy; for consolidated local institutions, administrations of municipalities, communes and regions capable of offering citizens and their communities the best possible public services; and more democracy and citizens' participation in local level.
Through necessary legislative improvements, solid and continuous institutional interventions, the consolidation of human capacities, the allocation of sufficient and sustainable resources for the guaranteeing of this process, the priorities of the Albanian Government aim at substantially improving the decentralisation process, the status of the local elected, the consolidation of the local administration, the guaranteeing of services to the citizens, the process of local and national budgeting, which have to do with local governance, the needed transparency and the central governance-local governance relations, the guaranteeing of consistency and sustainability of resources at the availability of local government units.

#### 2 Current Situation

#### 2.1 Legal Framework

The Strategy of Decentralisation and Local Autonomy, which was approved with DCM No. 651 dated 29.12.1999, is one of the most important strategic documents approved in the area of decentralisation. In addition, the National Local Government Training Strategy was also approved with DCM No. 12 dated 28.01.2002. These two strategic documents set out the objectives that must be reached in the area of decentralisation reform in the sectors of public services, pre-University education, primary health care, financial assistance, social services, local economic development, etc.

The primary laws in the area of decentralisation are:

- Law No. 8548 dated 11.11.1999 "On the Ratification of the European Charter on Local Autonomy".
- Law No. 8652 dated 31.7.2000 "On the Organisation and Functioning of the Local Government", as amended by Law No. 9208 dated 18.3.2004.
- Law No. 8653 dated 31.7.2000 "On the Administrative-Territorial Division of Local Government Units in the Republic of Albania", as amended by Law No. 9123 dated 29.7.2003.
- Law No. 8699 dated 23.11.2000 "On the Ratification of the Framework Convention on Cross-border Cooperation between the Municipalities and the Territorial Authorities and its two additional protocols".
- Law No. 8224 dated 15.5.1997 "On the Organisation and Functioning of Municipal and Commune Police", as amended by Law No. 8335 dated 23.4.1998.
- Law No. 8743 dated 22.2.2001 "On State Owned Real Estate".
- Law No. 8744 dated 22.2.2001 "On the Transfer of State-owned Real Estates to Local Government Units".
- Law No. 8978 dated 12.12.2002 "On Local Tax on Small Businesses".
- Law No. 8982, dated 12.12.2002 "On the Local Tax System", amended.
- Law No. 8438 dated 28.12.1998 "On Income Tax", amended.
- Law No. 8560 dated 22.12.1999 "On Tax Procedures in the Republic of Albania", amended by Law No. 9460 dated 21.12.2005 and Law No. 9333 dated 06.12.2004
- Law No. 464 dated 28.12.2005 "On the 2006 State Budget".
- Law No. 8549 dated 11.11.1999 "On the Status of the Civil Servant".

- Law No. 8991 dated 23.01.2003 "On Some Amendments to Law No. 8405 "On Urban Planning".
- Law no. 9232, dated 13.05.2004 "On social programmes for the housing of citizens in the urban areas".
- Law no. 9632, dated 30.10.2006, "On the local taxes system".
- Law no. 9675, dated 13.01.2007, "On some amendments to law no. 8417, dated 21.10.1998 "The Constitution of the Republic of Albania".
- Law no. 9719, dated 23.04.2007 "On some additions and amendments to law no. 9232, dated 13.05.2004 "On social programmes for the housing of citizens in the urban areas".
- Law no. 9745, dated 28.05.2007 "On some amendments and additions to law no. 9632, dated 30.10.2006, "On the system of local taxes".
- Law no. 9743, dated 28.05.2007 "On some amendments and additions to law no. 8405, dated 17.09.1998 "On Urban Planning", amended.

**2.2 Institutional Framework**

The actual structures responsible for the decentralisation reform are as follows:

a) The General Directorate of Local Policies and Decentralisation, at the Ministry of Interior, which mission is to follow-up of and cooperate for the completion of the decentralisation reform in the local fiscal area, public services, education sector, health care, transport, transfer of local government's public property, state aid, local economic development, drafting of local and regional programmes of economic and social development.
b) The Inter-ministerial Decentralisation Committee (IDC), which mission is to follow the decentralisation reform through the analysis of the work the Government has carried out, and the Decentralisation Reform Action Plan. It can also propose to the Council of Ministers the measures for deepening the decentralisation reform.
c) The Decentralisation Experts Group (DEG), which mission is to follow the implementation of the decentralisation national action plan, coordinate activities between the Ministry of Interior, the Line Ministries and the local associations and donors for the drafting of documents, legal and subordinate legal acts, in order to present them for examination to the IDC, following the national action plan approved by the Committee.
d) The Agency for the Inventory and Restitution of Immovable Properties, which mission is to carry out an inventory of all real estate properties, and to draft procedures for the transferral of properties from local government to the Local Government Units.
e) The General Directorate of Local Policies and Decentralisation at the Ministry of the Interior cooperates with:

- The Ministry of Labour, Social Affairs and Equal Opportunities to draft the decentralisation policies in the area of economic assistance and social services
- The Ministry of Education and Sciences to draft a guide on the use of the conditional grant in the pre-University education sector, so as to effectively manage public funds
- The Ministry of Health to divide common responsibilities and competencies between central and local government in the areas of public health and primary health care
- The Ministry of Agriculture, Food and Consumer Protection to plan investments in the rural development sector. It is with this in mind that the *Rural Development Strategy* was drafted, which sets out the need for the establishment of Inspectorates for Land Protection at regional level.
- The Ministry of Public Works, Transport and Telecommunications to amend various articles of the Highway Code, with the objective of transferring local and secondary roads to the Local Government Units.
- The Ministry of Finance to increase the local autonomy and the local government access to the capital market.

**3 Addressing Priorities**

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legislative initiatives will be undertaken in order to address short-term priorities:

- Preparing the draft-decisions "On the Transfer of all Water and Sewerage Systems to the ownership of Local Government Units" and have it approved by the Council of Ministers;
- Drafting the law "On the prefect".
- Amending the Law "On the Civil Servant", so that it incorporates the commune's and prefecture's administration in the Civil Service.
- Drafting and approving the Law "On Local Finances".
- Drafting the law "On Local Borrowing".
- Amending Law No. 8224 dated 15.05.1997, "On the Organisation and Functioning of Municipal and Commune Police", amended by Law No. 8335 dated 23.04.1998;

- Amending the DCM no. 717, dated 30.10.2003, "On the approval of the National Strategy for training the local power in Albania;

**3.1.2 Short-term Implementing Activities (2007 - 2008)**
The following implementing activities will be undertaken so as to address short-term priorities:

- Transferring all water supply systems to Local Government Units on a case by case basis;
- Undertaking a basic study (mainly in order to identify the responsibilities/functions that would be the most appropriate for the regions' self-governance) and preparing an evaluation report, containing instructions and/or recommendations for the strengthening of Albanian regions;
- Drafting a policy paper on the strengthening of Albanian regions, defining the objectives and planning the reforms, by identifying the measures to accompany these reforms;
- Carrying out Training courses for the Decentralisation Experts Group, and the consolidation of groups of decentralisation;
- Transferring competencies of pre-University education to Local Government Units;
- Division and transfer of competencies to Local Government Units in the health care area;
- Setting up a database of the financial data of small businesses for the respective Municipalities and Communes;
- Carrying out training courses and an awareness campaign for the commencement of the management of the small business tax by Municipalities and Communes;
- Carrying out Training courses for the Decentralisation Experts Group, and the consolidation of experts groups for the decentralization;
- Securing equipment for the establishment of a database for the administration of finances and loans by the local government;
- Developing Training Programmes on budgets, budget implementation, financial management, financial reporting for local government, and training courses for central government staff central government officials;
- Completing training courses in the area of services for the local administration;
- Establishing a national centre and some regional centres for training the local government.

**3.2 Mid-term Legislative Initiatives (2009 - 2010)**

- Drafting and approving the draft-law "On the establishment of standards in public services, uniformity and definition of their minimal level";
- Drafting and approving a new law "On the District Council".

**3.2.1 Mid-term Implementing Activities (2009 - 2010)**

- Developing Training Programmes on budgets, budget implementation, financial management, financial reporting for local government, and training courses for central government staff officials (treasury, officials from the Ministry of Interior).

**Table:** *Foreign Assistance in supporting the Decentralization Reform*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Different Institutions | EU | CARDS 2001, 2002, 2003, 2004, 2006 | Support to the Local Communities Development Program (LCDP) | 37.4 mln € | 2001 | ongoing |
| Local Government Units | EU | CARDS 2005 | Integrated Support for the Decentralization – Pilot Program for the support of regional development (Lezhe and Shkoder) | 1.1 mln € | in process | ongoing |
| Local Government Units | EU | CARDS 2005 | Integrated Support for the decentralization- Training Program for the local authorities (Lezhe & Shkoder) | 1.4 mln € | in process | ongoing |
| Local Government Units | EU | CARDS 2005 | Integrated Support for the Decentralization – Local Infrastructure Program (Lezhe and Shkoder) | 2.2 mln € | in process | ongoing |

| | | | | | | |
|---|---|---|---|---|---|---|
| Ministry of Interior, Local Government Units | Government of Greece | | Development projects for the infrastructure of South Albania | 1.5 mln € | 2002 | 2007 |
| Ministry of Interior, Local Government Units and GED | International Bank for Reconstruction and Development | | Strengthening of institutional capacities and reforming the fiscal inter-governmental relations | 0.303 mln $ | 2004 | 2007 |
| Ministry of Interior | SIDA | SIPU | Decentralization and Regional Development in Albania | 1.5 mln € | 2006 | 2007 |
| Ministry of Interior, Local Government Units | World Bank | | Administration and Management of Urban Land, Component C "Municipalities Infrastructure" | 31.48 mln $ | 2007 | 2011 |

### 1.1.3 ELECTIONS AND OTHER PARLIAMENTARY ISSUES

**1 Political Objective**

The Assembly of the Republic of Albania, in compliance with the OSCE/ODIHR and the international standards for the electoral system, as well as in accordance with Article 4 of the SAA preamble, has undertaken the necessary steps aiming at improving the local election situation, meanwhile continuing its work as regards the enhancement of the legislation in force, in order to be prepared for the future parliamentary elections. A Special Commission for the Electoral Reform is now established and is continuing its work for the enhancement of the legislation in force, taking into consideration the OSCE/ ODIHR recommendations and the international standards for open and fair elections.

**2 Current Situation**

**2.1 Existing Legal Framework**

- The Albanian Constitution, amended with law no. 9675, dated 13.01.2007, "On some amendments to law no. 8417, dated 21.10.1998 "The Constitution of the Republic of Albania".
- The Electoral Code, amended with Law no. 9676, dated 13.01.2007 "On some amendments to law no. 9087 dated 19.06.2003 "Electoral Code of the Republic of Albania", amended".
- Law No. 8891 dated 02.05.2002 "On the Organisation and Functioning of Parliament's Investigative Committees";
- Law No. 8550 dated 18.11.1999 "On the Status of the Member of Parliament";
- "The Regulation of the Albanian Parliament", approved by Parliament's Decision no. 166, dated 16.12.2004

**2.2 Existing Institutional Framework**

**a)** The Albanian Parliament**.** In order to carry out the elections for the local government, the Albanian Parliament, with Decision no. 38, dated 18.05.2006, established a Special Parliamentary Commission on the Electoral Reform, which work was unsuccessful, as a result of the opposition's obstacles and its continuous request to postpone the elections until the spring of year 2007.

The commission restarted to work after reaching a political agreement among the parties at the end of August 2006. With the decision of Parliament, no. 58, dated 04.09.2006, "On the postponing of period of activity for the Special Parliamentary Commission for the Electoral Reform". With a second decision the commission was granted an extended period up to November 15. When the Electoral Reform Commission failed to achieve its mission, the majority insisted in accomplishing all the items in the agreement of August 2006. The Commission of Legal Issues, Public Administration and Human Rights started to examine the amendments for changes in the Constitution of the Republic of Albania, which were deposited by the majority's representatives. At the meeting of November 24, 2006 the Commission started to examine the draft-laws "On some amendments to law no. 8417, dated 21.10.1998 "Constitution of the Republic of Albania", as an initiative of two groups of more than 1/5 of the Albanian parliamentary members.

Following the elections for local government bodies on February 18, 2007, the representatives of the majority in the Albanian Parliament, expressed their readiness to undertake an electoral reform, with a wide consensus among the political forces of the majority and the opposition, which would be as long-term as possible. With a unanimous agreement,

on 17.05.2007, the Albanian Parliament decided upon the establishment of a "Special Parliamentary Commission for Electoral Reform". This Commission is composed of 18 members, 9 from the majority group, and another 9 from the parliamentary opposition. The commission will exert its activity for a three months period starting from its date of establishment.

Within this reporting period (May-July 2007), the activity of the Special Parliamentary Commission for the Electoral Reform has been focused on issues related to the proceedings approach inside the Commission and with the identification of main issues for the electoral reform waiting to be discussed. As regards the concrete reform issues the two Directors have sent an oriented list of the issues to be discussed (14 items) and based on this list, the other members of the commission and the political parties (until now, the Parliamentary Groups SMI+SDP and SDP-DAP) have expressed their opinions and stands on these reform issues. The members of the commission and of the political parties have stressed the fact that the recommendations of OSCE/ODIHR of year 2005 and 2007 should be seen as basic for the reforms.

**b)** The Central Elections Commission**.** According to the Albanian Constitution, the CEC is a permanent body, which prepares, supervises, directs and verifies all aspects related to elections and referenda, and announces the elections' results. In order to guarantee the practical implementation of the amendments to the Electoral Code, the Central Elections Commission undertakes the following initiatives:

- The Approval of the Action Plan for the implementation of the amended Electoral Code;
- The Approval of the Regulation on the Organisation and Functioning of the CEC;
- Educational Campaigns on General (Parliamentary) Elections;
- The Establishment of Election Commissions;
- Training and professional advancement of second - and third-level commissioners;
- The Approval of the Elections Documentation;
- The Training of the Commissioners of second- and third-level commissions.

**c)** The General Directorate of Civil Registry at the Ministry of Interior is responsible for the following:

- The promulgation of subordinate legal acts related to the administration, and update of the electoral components in the fundamental register of citizens and citizens' provisional register;
- The promulgation of guidelines for the division of voters' list in two parts to an approximately equal number of voters, when a polling station has more than 1,000 voters;
- Sending updated voters' lists to the heads of Local Government Units (no later than nine months before the end of the mandate of those bodies for which elections are being conducted). These lists are put together from the National Civil Registry by polling stations;
- Verification of preliminary voters' lists with the temporary registry, and requirement to the head of the local government unit to make the necessary changes.

**d)** The General Directorate of Civil Registry has substantially improved the programme used during the last elections. More reports have been submitted, the format of the printed voters' list has been re-composed, and more work has been carried out to search for and eliminate duplications within the office of the civil registry, where voters' lists are compiled. In addition, this programme identifies each citizen via a unique number within the database, in order to enable the checking and unification of voters in these lists. (For further information, please refer to the 'Civil Registry Section').

**e)** The Local Government Units and their Heads are the authorities that draft and approve the voters' lists for their respective unit. This is set out in Article 52, Paragraph 1 of the Electoral Code.

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008*)*

- *Prepare the next parliamentary elections on time, by enhancing the respective legal framework, and in line with the OSCE/ODIHR recommendations, in particular by improving voters' lists;*
- *Increase the freedom of the media, in particular by expediting the approval of the print media laws;*
- *Improve the functioning of the Albanian Parliament following the conclusion of the elections.*

#### 3.1.1 Short-term legislative initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Amending Law No. 9027 dated 19.06.2003 "The Electoral Code of the Republic of Albania", amended;
- Approving the draft-law *"On the Press";*
- Amending the Law "On the Organisation and Functioning of Parliament's Investigative Commissions";
- Amending the Law "On the Status of the Member of Parliament";
- Approving normative acts for the implementation of Parliament's New Regulation.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to address short-term priorities:

- Establishing a Special Commission to amend the Law "On the organisation and functioning of Parliament's Investigative Committees";
- Improving Parliament's image and attaining the European standards in the framework of "The Modernisation of Parliament" project;
- The OSCE project has assisted the Parliament in increasing the human capacities, aiming at the improvement of Parliament's infrastructure and at the increase of transparency level, as regards the publication of parliamentary acts and documents;
- Fulfilling financial and logistical needs for the actual restructuring of Parliament, in the framework of "The Modernisation of Parliament" project;
- Training MPs and Parliament staff on EU legislation and its decision-making bodies;
- Strengthening the authentic legislative capacities of the European Integration Commission;
- Establishing a working group for the amendment of the law "On the status of Parliamentary Members";
- Assisting the European Integration Commission.

**1.1.4 CIVIL REGISTRY**

**1 Political Objective**

The modernisation of the Civil Registry in accordance with the Strategic Document approved in this area is considered to be one of the short-term priority objectives of the Albanian Government. The modernisation of the Civil Registry will have a direct impact on the development of free and fair elections (both local and general ones) in full compliance with the European and international standards.
The work of the Albanian Government in the medium-term will focus primarily on the distribution and administration of voters' lists, their frequent update, and the production and distribution of an ID document for Albanian nationals, as per European standards. The latter will ensure that there is a maximum decrease in instances of falsifying acts related to the identification of members of the public. It will also serve as an additional guarantee for the obligations that derive from the Stabilisation and Association process.
In addition, particular attention will be paid to both the establishment and administration of an address system, aiming at raising the level of services for the public, in accordance with international standards. The projects "Addresses System" and "Creation of a National Registry" are included into a common project, "Modernization of the Civil Status Service".
The Albanian Government is certain that the modernisation of the Civil Registry Service is a complex and multi-dimensional process that requires a qualified and coordinated effort in all of the aspects of its activity, in order to ensure a safe and successful process.

**2 Current Situation**

**2.1 Legal Framework**

The most important document in this area is the National Strategy "On the Modernisation of the Civil Registry", approved by DCM No. 716, dated 30.10.2003. There is extensive legislation in this area and some of the most important pieces are as follows:

- Law No. 8950 dated 10.10.2002 "On the Civil Status", amended;
- Law No. 8951 dated 10.10.2002 "On the Identification Number of Citizens"
- Law No. 8952 dated 10.10.2002 "On the Identification Documents of Albanian Citizens".
- Law No. 9062 dated 08.05.2003 "On the Family Code"
- Law No. 9270 dated 29.07.2004 "On the Mailing Address System".
- Law No. 9087 dated 19.06.2003 "The Electoral Code of the Republic of Albania", amended

- Law No. 8389, dated 05.08.1998 “On the Albanian Citizenship”;
- Law No. 9154, dated 06.11.2003 “On archives”.

**2.2 Institutional Framework**
The following institutions are responsible for the implementation of the obligations that derive from the legislation in force in the area of Civil Registry:

a)The General Directorate of Civil Registry at the Ministry of the Interior. This Directorate consists of two subordinate directorates, as below:

b) The Directorate of the National Register which carries out the following functions:

- The establishment and administration of the National Register, which will be a unique state-owned document that will reflect digitally all of the components of the marital status of each individual citizen;
- Solution of Hardware and software problems, related to the computerization of the National Registry and the coordination of work;
- Maintenance of the Registry and the functioning of the network and the equipments that are covered by the computerization sector.

c) The Directorate of Procedures and Documentation, which carries out the following functions:

- Preparing draft-acts, methods, regulations, manuals, and programs for the qualification of civil status offices’ employees;
- Implementation of practices in cases of birth, marriage, death, inside or outside the country;
- Implementation of the President’s Decrees for taking and abandoning citizenship;
- Exchange of documentation with other interested institutions;
- Inspection that functions have been carried out in all the links of the system in municipalities or communes, in Districts, and Diplomatic or Consular Representation Offices.

**2.3 Technical Assistance**
The technical assistance that either has been provided, or will be offered in the future in the area of the modernisation of the Civil Registry, is focused primarily on:

- A joint project with Statistic Norway on the computerisation of the Civil Registry Service in the Pilot Offices of Shkoder and Durres, funded by Statistic Norway (€54,560) and Local Contribution (€26,030) to a total value of €80,590;
- Support to the modernisation of the Civil Registry system, funded by the CARDS 2003 programme (1 million euros);
- “The Production and Distribution of the Identification Document to Albanian Citizens” project, funded by the State Budget at a value of 17 mil. Euro;
- The Modernisation Project of the Civil Status Service, funded by the State Budget with a value of 13 mln Euro, (including the project “On the Addresses System”);
- Support to the modernisation of the Civil Registry System, funded by CARDS 2004 programme (a value of 2.5 million euros).

**3 Addressing Priorities**

**3.1 Short-term priorities (2007 - 2008)**

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Adapt the Civil Status Service to the European standards, modernise and computerise the Civil Status Service;*
- *Increase the capacities of the Civil Status Office and establish provisions for the registration of all demographic events, along with the establishment of a Population Register;*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legislative initiatives have been undertaken in order to address short-term priorities:

- Approving the DCM "On the Production and Distribution of the Identification Document to Albanian citizens" Project, and the Ministry of the Interior Fund;
- Approval of the DCM "On the Elements of Security, Form and design of the Identification Document";
- Approving the DCM "On the Deadline for the Issuance of IDs to citizens and stringent measures for ID applications";
- Approving the DCM "On the Modernisation of the Civil Status Service", the funds of the Ministry of the Interior and the Approval of the Project's Steering Committee;
- Approving the DCM "On the Approval of the Material of Street Signs, their Dimensions and Font Format, in the framework of the Implementation of the Mailing Address System";
- Reviewing DCM No. 63 dated 23.01.2003 "On the Number of employees, the structure and Staff of the Civil Status Service in Local Government Units".

**Short-term Implementing Activities (2007 – 2008)**
The following implementing activities will be undertaken so as to address short-term priorities:

- Exercising stringent measures on the part of those institutions the DCM has given responsibility to, for the issuing of ID documents within the specified legal deadlines;
- Commencing the ID application process, its production and distribution;
- Commencing the modernisation process of the Civil Status Service and the establishment of the Citizens' National Register;
- Commencing the application of the mailing address system as per legal requirements;
- Distributing voters' lists to each local unit;
- Changing the number of Civil Status personnel so it is dependent on the amount of people each staff member is responsible for.

**Table 1:** *Increase of Institutional Capacities for the Civil Status Structures 000/ALL*

| Investments | CURRENT SITUATION | Name of Project | 2007 |
|---|---|---|---|
| | 000/ALL | The Working Group for the Administration of the ID card project | |
| | | Implementing the ID Card Distribution project | |
| | | Implementing the Modernisation of the Civil Status project | |
| | | Implementing the Mailing Address System | 108,240 |
| Strengthening the Structure | | Production of Street Signs – 120 people to add | 76,875 |
| Investments | 000/ALL | | 304,425 |
| IT Investments | 000/ALL | | 107,010 |

**Table 2:** *Foreign Assistance in supporting the Modernization of the Civil Registry*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AgENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | COMPLETION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Interior, Civil Registry Offices | Norway Government | | "Modernization of the Civil Registry" – Pilot Stage (for the Municipality of Durres and Shkoder) | 0.991 mln $ | 2001 | 2008 |
| Ministry of Interior, Civil Registry Offices | EU | CARDS 2004 | Support for the creation of a civil status registry (stage II) | 2.5 mln € | ongoing | ongoing |

### 1.1. 5 THE JUDICIAL SYSTEM

#### 1 Political Objective

The Albanian Government is fully committed to the extensive and deep implementation of reforms in the judicial system, as suggested and supported by international partners in cooperation with other constitutional institutions involved in the area of reform and performance of the justice system in Albania, and in compliance with the commitments and obligations of the implementation of the Stabilisation and Association Agreement (SAA's Articles 1, 2, 13, 78 and 122). Reforms in

the justice system aim at regaining the public's trust in the judicial system and in the integrity and impartiality of court decisions.

The reform in the justice system includes the institutional reorganization, the reform in mentality, which is at the foundation of the system, as well as substantial financial and human resources efforts, in order to achieve its well functioning.

The objective of the reform in the justice area will also be correction of deficiencies and efficiency of the system, through the guaranteeing of genuine independence of the justice system and simultaneously the increase of its responsibility towards the society, able to implement the *acquis communautaire* and to reflect the European Union standards in the field of justice.

Any decision that will be taken in the frame of reforming the justice system has as a final objective meeting the following requirements, which consist also in the basic characteristics that a contemporary justice system should have:

- Consolidation of the rule of law;
- Full guarantee of division and balance between powers, aiming at increasing independence through increasing and enforcing the accountability of the judiciary system in providing justice;
- Improvement of the legal mechanisms and procedures that prevent and fight corruption and safeguard the human rights in the system;
- Orientation to best European practices for a well-functioning of the judicial system and its administration;
- Insurance of transparency in the justice system and increase of professionalism and efficiency;
- Insurance of the basis for judicial cooperation and integration of European consolidated principles of freedom, security and justice;
- Insurance of full institutional and legislative functioning, in compliance with the judicial European systems and with the *acquis communautaire*;
- Limitation of the judges' immunity and of other high state officials, aiming at facilitating the criminal proceedings for corruptive deeds;
- Strengthening and improvement of the penitentiary system, in compliance with the European standards;
- Protection of victims and social re-integration of convicted persons.

Special attention will also be paid to the improvement of conditions and tools of the judiciary, the increase of professionalism on the job, transparency and impartiality in appointments and career advancement of judges.
A major objective of the Albanian state is the reform of the prosecution, as one of the most important institutions in the fight against crime and corruption. The multidimensional reform in this institution (including possible constitutional changes) will have as an objective the adaptation of this institution to the new conditions, by increasing its efficiency and preventing the spread of corruption in it, by increasing the level of accountability of prosecutors in carrying out their legal tasks, and by strengthening the efforts of fight against crime, and particularly against corruption and organized crime.

**2 Current Situation**

**2.1 Existing Legal Framework**

Activities relating to the functioning of the judicial system are based on the following pieces of legislation:

- Law No. 8136 dated 31.07 1996 "On the School of Magistrates in the Republic of Albania";
- Law No. 8363 dated 01.07.1998 "Establishing the Administration Office of the Courts Budget";
- Law No. 8436 dated 28.12.1998 "On the Organisation of Judicial Power in the Republic of Albania", as amended by Law No. 8546 dated 05.11.1999, Law No. 8656 dated 31.07.2000, and Law No. 9111 dated 24.07.2003;
- Law No. 8588 dated 15.03.2000 "On the Organisation and Functioning of the Supreme Court of the Republic of Albania";
- Law No. 8737 dated 12.02.2001 "On the Organisation and Functioning of the Prosecution Office in the Republic of Albania";
- Law No. 8811 dated 17.05.2001 "On the Organisation and Functioning of the High Council of Justice";
- Law No. 9110 dated 24.07.2003 "On the Organisation and Functioning of the Court of Serious Crimes";
- Law No. 9399 dated 12.05.2005 "On the Organisation and Functioning of the National Judicial Conference";
- Decree No. 3993 dated 29.10.2003 "On the Territorial Jurisdiction, the Seat of the Courts and the Number of Judges in the Courts of Appeals, Courts of First Instance and Courts of Serious Crimes";
- Decree No. 1143 dated 03.07.1995 "On the Territorial Jurisdiction of Military Courts";
- Decree No. 1501 dated 29.05.1996 "Establishing Sections that have Jurisdiction in Administrative, Commercial and Family cases within the Courts of the First Instance";

- Decree No. 1984 dated 07.01.1998 "Establishing the Courts of Appeals and their Territorial Jurisdiction";
- Decree No. 2110 dated 29.05.1998 "Establishing Judicial Districts, their Territorial Jurisdiction, and the Seat of the Courts".

**2.2 Existing Institutional Framework**

The following institutions are responsible for the implementation of the obligations that derive from the legislation in force in the area of judicial system functioning:

a) Courts – It is the Albanian Constitution and Law No. 8436 dated 28.12.1998 "On the Organisation of Judicial Power in the Republic of Albania" that make up the legal basis for the organisation of courts in Albania. This Law established the following courts: the Courts of the First Instance; the Court of Serious Crimes; Military Courts; Courts of Appeal; the Courts of Appeal for Serious Crimes and the Military Courts of Appeal.
The independence of the courts stems from the principle of powers' separation, as provided in the Constitution. Starting from this principle, the law foresees a system of guarantees, which aim to protect judges by way of the following:

- Judges cannot be removed from duty and their mandate cannot be limited;
- Judges are appointed by the President of the Republic;
- The Office of the Administration of the Courts Budget ensures independence in the administration of the courts' budget. Furthermore, judges' remuneration and benefits cannot be decreased;
- The Minister of Justice may initiate disciplinary proceedings against judges, but the HCJ is the only authority that may undertake disciplinary measures or have them dismissed.
- Judges enjoy immunity from criminal proceedings (Article 137 of the Constitution), meaning that criminal charges can only be brought against judges following the HCJ's consent;
- Judges have the right to seek protection for themselves and their family members in case of intimidation, or when sensitive cases may have been assigned to them (Article 38 of the above-mentioned law).

Reforming policies related to Courts and judges include the following:
- Territorial re-organisation of the Districts Courts;
- Revision of the respective legal framework on the criteria for the appointment of judges, promotion (career advancement), disciplinary proceedings, and so on.

b) The High Council of Justice is the state authority responsible for proposing and appointing the judges of the first two levels, their dismissal, move and any disciplinary proceedings brought against them. The HCJ Chairman is the President of the Republic, whilst the other members are the Chief Justice of the Supreme Court, the Minister of Justice, three members appointed by Parliament and nine members (judges) elected by the National Judicial Conference. The elected members have a five-year mandate.
The Albanian Constitution dedicates a separate chapter to the HCJ, thus separating it from the legislative, the executive and the judiciary itself.
The HCJ, apart from taking disciplinary measures against first instance and appeal judges, has also these competencies, as following:
- gives recommendations to the President of the Republic on the issue of defining the territorial jurisdiction of First Instance Courts and the Courts of Appeal;
- gives recommendations to the President of the Republic on the total number of judges;
- approves and monitors the Judges' Professional and Moral Capabilities Appraisal. A new appraisal system, which is expected to be efficient and be of good use for the judicial career system, is in the process of being drafted at present;
- takes care of the professional training of judges;
- appoints the chairmen of the first instance and appeal courts.

c) The President of the Republic is the HCJ's chairman and the authority who appoints judges at the Courts of the First Instance and Courts of Appeal, although this is done in his capacity as the President of the Republic, not as HCJ's Chairman. In addition, upon the proposal of the General Prosecutor, the President appoints and dismisses the prosecutors of all levels.
In addition, the President of the Republic enjoys various regulatory competences in the field of organization of the judicial system, such as determining the total number of judges and courts, the seat of the courts and their territorial jurisdiction.
d) The Office of the Administration of the Courts Budget is a public independent body that administers the judicial budget system. A board, composed of 8 judges from the courts of all three levels and a representative from the Ministry of Justice, runs the office. The Board appoints the director of the office.

e) The Constitution describes the National Judicial Conference as a body that elects 9 members of the High Council of Justice, and functions on the basis of an organic law and a statute.

f) The School of Magistrates is an independent academic and administrative institution established by law. The School is located in Tirana and is run by the Board of Directors, which is composed of the Chief Justice of the Supreme Court, the General Prosecutor, the Director of the School of Magistrates, two judges, two prosecutors, two representatives of the Ministry of Justice, the Dean of the Law Faculty, an internship adviser and two students from the School itself. The Director of the School is appointed by the High Council of Justice.
The main functions of the School of Magistrates are to provide the initial professional education of the candidates for the positions of judges and prosecutors, which is a three-year programme, and the continuous professional education for serving judges and prosecutors. The Law requires that all magistrate candidates who successfully graduate from the School are appointed judges or prosecutors according to the principle of meritocracy (School results). The School also delivers a Continuous Development Programme for serving judges and prosecutors which is intrinsically linked to their career. The Training process is facilitated by contact points in courts and at the Prosecution Office.
In support to the Memorandum of Understanding between the Ministry of Justice and a joint programme with the EU and CoE, which was signed on 4th November 2003, the School of Magistrates is committed to and involved in the training of the court administration.

g) The Ministry of Justice in compliance with the law supports and coordinates its activities and cooperates with judicial bodies and the Prosecution, whilst respecting the principle of the separation of powers and the independence of the judiciary and prosecution. In addition, the Ministry of Justice:

- Monitors and is accountable for the government's general policy in the justice system;
- Drafts laws and secondary legislation in relation to the justice system;
- Assists the functioning and the organisation of the judiciary;
- Runs and controls the judicial administration;
- Carries out inspections of and brings disciplinary proceedings against judges of the Courts of the First Instance and Courts of Appeals;
- Runs the system of enforcing civil and executive orders;
- Runs the activity of the Official Publications Centre;
- Runs the justice system's integrated statistics service;
- Maintains the judicial status registry and issues certificates on basis of this registry;
- Performs other juridical and administrative services as per its competences;
- Assists in and coordinates the activities related to the protection of the legal rights and interests of minors, their legal education and the prevention of crimes carried out by minors;
- Assists in and supports activities for the professional development and expertise enhancement of judges, prosecutors, lawyers, notaries public, and public administration law professionals.
- For the relations with the prosecution, in accordance with the law, the Ministry of Justice exercises control over the Prosecution Office with regard to checking that the principles of justice and equality are respected and honoured. In addition, prior to or on 31st March of each year, the Minister of Justice, on behalf of the Council of Ministers, presents recommendations on the fight against crime to the General Prosecutor.
- According to the Constitution, the Minister of Justice is the only representative of the Council of Ministers, and member, of the HCJ. The Minister of Justice has the right to initiate inspections of judges' work when a complaint has been filed, or when the court inspection is deemed necessary for specific cases or territories. The inspections are carried out either with the Minister's initiative, or so as to implement duties specified by the HCJ.

h) The Prosecution Office operates in the framework of the judicial system (in every court) although it is not part of the judicial system. The General Prosecutor, who is appointed by the President with the consent of Parliament, is impartial and has the authority to deal with criminal cases and represent the State during criminal proceedings. The Prosecution Office is a centralised and hierarchic body; prosecutors are bound by the orders of senior prosecutors.

i) The Legal Reform Commission was established by Order No. 90 of the Prime Minister, dated 16.04.2004 "On the Establishment and Functioning of a Working Group of Experts for Reform in the Justice System". It is an independent juridical and professional body under the administrative and institutional control and coordination of the Minister of Justice. The mission of the Legal Reform Commission, which consists of experts whose field of expertise is the justice area, is to design medium- and long-term reform strategies, and evaluate the most important normative draft-acts.

**3 Addressing the priorities**

The final objective in the justice field is bringing this system and its performance closer to the parameters of the EU

countries, by using for this issue the contribution of the European partner organizations and those of the EU countries. More concretely, aiming at reaching a large political consensus for the preparation of the legislative basis and its implementation, the main orientations of the Albanian Government's work will be:

- In cooperation with the Assembly, and with the international partner organizations, the revision of the constitutional provisions and the implementation of the check and balance principle, its text and its fair functioning. The revision of the functions within the judiciary system and the Ministry of Justice, and the legal and constitutional relations between them, aiming at providing and guaranteeing a fair and balanced division of responsibilities and competencies, at the function of securing justice.
- Strengthening inter-institutional dialogue and cooperation between the Ministry of Justice, the judiciary system, the Prosecution, the Ministry of Interior, The State Police, and all other actors that contribute in the field of justice, with the aim of building and consolidating trust on them, necessary consensus among the parliamentary political forces for the reform in justice, and the considerable performance improvement of the judicial system, as well as restitution of public's trust on justice.
- Improvement of managing capacities that are related to the organization, administration, planning and efficiency of human resources in the judicial system and the Ministry of Justice, together with their subordinate institutions, aiming at providing a more efficient and transparent management of the judicial system.
- Thorough improvement of the judicial system budget planning and management system.
- Improvement of the legislation drafting process, increase of capacities and their professional consolidation, increase of attention on the EU acquis, aiming at the preparation of qualitative legal texts and at the acceleration of the legislative alignment process.
- Continuous improvement of the penitentiary system, aiming at aligning it with the norms and standards of the European Union, and in compliance with the legal international standards. The complete implementation of the master plan for the pre-imprisonment system and other institutions to suffer conviction.
- Continuous increase of the level of implementation of judicial decisions' execution, at the same levels with the EU countries and improvement of Bailiff Service performance.
- Increase of the transparency and efficiency in the judicial process, by respecting the confidentiality of personal data and performance improvement in the judicial administration, as regards its function as a valuable administrative help in the process of providing justice.
- Improvement of the legislative framework for efficiency of penal justice and elimination of delays in judicial processes.
- Stimulation of the pre-judicial system solutions, such as mediation, aiming at the creation and qualification of a class of arbiters and mediators.

### 3.1.1 Legal Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Draft laws on the revision and harmonization of all organic laws in the justice field. Their revision may involve constitutional changes, at the function of accomplishing the reform and meeting the above-mentioned objectives.
- Reform and remodel of the prosecution institution as regards its relations with the other powers (including the possible constitutional amendments).
- Complete implementation and reorganization with sub-legal acts in the first instance courts and complete efficiency of this re-organization.
- Drafting the Draft-Law "On Judicial Administration";
- Preparing and approving the draft-act "On Ethics for Prosecutors";
- Drafting and approving - on the part of the General Prosecutor - the Regulation on "Establishing an Appraisal System for the Performance of Prosecutors";

### 3.1.2 Implementing Activities

- Studying the effectiveness and possibility to re-organize the courts of appeal in the Republic of Albania.
- Implementing the legislative process and technique manual and training of legal structures for its application.
- Setting out the rules for the implementation of the Issues Administration System (PP) and the computerization of judicial files' processing in the Republic's Courts, for both, civil and criminal cases.
- Preparing and delivering training sessions by the School of Magistrates in different areas of the law, such as the civil law, the civil procedural law, the criminal law, the criminal procedural law, the constitutional law, the European law, the human rights, the private international law, the judicial cooperation in the criminal and civil law, the introduction of *acquis communautaire*, the public procurement law, the bankruptcy law, the intellectual property law, the gender equality law, the confidentiality of personal data, etc;

- Annual programming of inspections to the courts, related to their relations with the public, the citizens' access in the courts, the court decisions, and their continuous qualification;
- Publishing the inspection of courts and prosecution reports;
- Training inspectors as regards new inspection methods and systems in different EU countries;
- Training the judicial administration through the program of cooperation between the European Commission and the European Council.

**SCHOOL OF MAGISTRATES**

The School of Magistrates in the Republic of Albania is a public institution, institutionally, academically and administratively independent, established with law no. 8136 dated 31.07.1996, "On the School of Magistrates in the Republic of Albania", amended with law no. 9414, dated 20.05.2005, "On some addenda and amendments to law no. 8136, dated 31.07.1996".
The school is managed by the Management Council, which is composed of the Chief of High Court, the General Prosecutor, the Deputy/Chief of the High Council of Justice, the Director of the School of Magistrates, the Chairman of the Chamber of Attorneys, the Dean of the Faculty of Justice, two professors of the School and two candidates for magistrates.
In accordance with the law, the main duties of the School of Magistrates are as follows:

a) Initial Professional Formation of candidates to become judges and prosecutors within a three-year program. The law recognizes the appointment as prosecutor or judge for all candidates for magistrates that finish the school successfully. The appointment should take place by respecting the principle of meritocracy (their classification based on the results in School).
b) In addition, the School develops ongoing Professional Qualification for serving judges and prosecutors. The successful completion of this qualification is directly related to their qualification and career. The training process is organized in close cooperation with the High Council of Justice and the General Prosecution, and is facilitated by contact points in courts and prosecution office.
c) In the frame of the fifth program of cooperation of the European Commission and Council, and in close cooperation with the Ministry of Justice, the School is successfully accomplishing the training of all members of the court administration.
d) A very important area in the School's activity is that of the juridical publications and studies. The School publishes its magazine, "Juridical Life" every trimester. It is a scientific publication, treating important topics, such as: knowledge of recent legislation, knowledge of court practices, knowledge of theoretical and practical international practice, essays from new jurists, promotion of new juridical books, information on the School's activities with the justice bodies, etc. efforts are being made to the establishment of a resource centre on the European Right, in cooperation with the GTZ.

In order to carry out its activities, the School has a very close cooperation with different institutions, such as: the High Council of Justice, the General Prosecution, the Ministry of Justice, and the community of judges and prosecutors.
In the frame of implementing the national plan for the SAA, the School of Magistrates has taken the following commitments:

a) Carrying out training sessions for the judges and prosecutors in duty, in the civil, criminal, commercial, administrative, constitutional and family law, in professional ethics, European right, as well as issues related to the SAA implementation, human rights, public procurement, intellectual property, economic crime, corruption, protection of personal data, justice for the under aged, management of courts and cases, etc. As regards this objective, around 97 training sessions are foreseen for the period 2007-2009.
b) Delivering training for the Court Administration, in cooperation with the Ministry of Justice and the European Council, in the frame of a joint program of actions, as regards topics, such as, access in justice, legal aid, protection of personal life and data, communication techniques, access to justice as per KEDNJ, communication in and outside the courts, preparation of easily usable files, cooperation with the parties and the judges, etc. Around 40 training sessions are foreseen for the period 2007-2008.
c) Improving the teaching methodology while delivering initial or ongoing training at the School, for which 6 training sessions have been foreseen, aiming at training the trainers during the period 2008-2010.
The training of trainers will focus on the full-time and part-time lecturers and will be dedicated to the analysis and evaluation of pedagogic methodology and protocols, which will be adapted by the Albanian trainers in relation to the organization and coordination of seminars, as well as in relation to the methodology used. This training aims at experience exchange with the methodology adopted in the European Union Schools.
ç) Familiarizing the judges and prosecutors with the language and terminology that is used in the European legal institutions. To this scope, some courses in the English language for judges and prosecutors have been foreseen

for the period 2008-2010.

d) Revising and improving the methods of the School to evaluate the probation period for pre-professional and professional staff, which will require coordination of periodic meetings between the School and the responsible persons for the probation courses. It will also require training through specific sessions for the training of trainers; improvement of regulation, etc. The implementation period for this objective is foreseen the period 2008-2010.

dh) The field of publications and research work is addressed by the annual publication of the School's scientific magazine "Judicial Life ". It is aimed to enrich this activity in the coming years 2008-2010.

e) Increasing and strengthening institutional capacities of the School, which is foreseen to take place during the period 2008-2010, through the following:

- Expanding the actual spaces of the School, which depends on the institutional solution to be offered by the Council of Ministers, bearing in mind our suggested variants, such as:
  - Building a new additional floor above the fourth floor of the building where the School of Magistrates is actually located.
  - Taking and renovating the third floor, under the spaces of the School of Magistrates.
  - Transfer to another building.
- Increasing the School staff with 3 more employees (professor, scientific secretary, secretary) during period 2008-2009.

**Table 1:** *Strengthening Institutional Capacities for the School of Magistrates*

| INVESTMENTS | MEASUREMENT UNIT | ACTUAL SITUATION | YEARS | | |
|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 |
| 1. Expanded spaces | (thousand ALL) | | x | x | 28000 |
| 2. Additional human resources | Persons | | x | 3 | x |

**Table 2:** *Foreign Assistance in Supporting the Reform in the Judicial System*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AgENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Justice | EU | CARDS 2004 | Infrastructural improvement of the institutions depending on the Ministry of Justice (Construction/ refurbishment of the Official Publications Centre) | 0.9 mln € | ongoing | ongoing |
| Judicial System Institutions | EU | CARDS 2004 | Strengthening investigating capacities in organized crime and management of criminal cases. | 1.5 mln € | ongoing | ongoing |
| High Council of Justice | EU | CARDS 2004 | Strengthening the High Council of Justice and its Inspectorate. | 0.8 mln € | ongoing | ongoing |
| Judicial System Institutions | EU | CARDS 2004 | Establishing a system of justice for the minors and commercial affairs. | 2.5 mln € | ongoing | ongoing |
| Ministry of Justice and the Courts | EU | CARDS 2005 | Investments in the judicial system infrastructure and penitentiary system (Court of Dibra and Saranda) | 1.3 mln € | ongoing | ongoing |
| School of Magistrates | EU | CARDS 2005 | Support for the School of Magistrates. | 0.4 mln € | ongoing | ongoing |
| General Prosecution | EU | CARDS 2005 | Support for the General Prosecution, in the inspection and evaluation of prosecutors. | 0.8 mln € | ongoing | Ongoing |
| Institutions involved in the Justice System | EU | CARDS 2006 | Modernization of the justice system in Albania by strengthening the capacities of the Ministry of Justice and the judicial system (EURALIUS II) | 4.5 mln € | 2007 | Ongoing |
| Ministry of Justice | EU | IPA 2007 | Support in the implementation of the master plan for Fier and Elbasan) | 10.0 mln € | ne proces | Ongoing |

### 1.1.6 THE FIGHT AGAINST CORRUPTION

#### 1 Political Objective

The absolute priority of the Albanian Government will be the dismantling and destruction of the structures of corruption and monopolization, the return to the rule of law by guaranteeing equality of law for all, and complete domination of the latter. To this scope, despite deep institutional reforms, the government will also focus on some basic directions that are directly related with the increase in the law implementation level.

As a permanent component, institutional and commercial reforms will include preventing methods, which weaken corruption, such as transparency, internal and external auditing, access to the decision-making process, as well as the monitoring role of civil society, local communities and the media.

Meanwhile, these reforms, by re-dimensioning the role of the state in economy, lowering bureaucracy levels and administrative barriers, and increasing the role of the private and tertiary sectors in offering public goods, these reforms will be a powerful factor in decreasing corruption opportunities for officials.

Undertaking punishing actions for cases of corruption will be another primary objective of the Government. Therefore, all necessary institutional and legal steps will be undertaken for the investigation and administrative or criminal punishment of any official, who becomes involved in corruption.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The legal framework in the fight against corruption focuses primarily on the following acts:

- Law no. 7895 dated 27.1.1995 “Criminal Code of the Republic of Albania”, amended;
- Law no. 7905, dated 21.03.1995 “Code of Criminal Proceedings in the Republic of Albania”;
- Law no. 8485, dated 12.05.1999 “Code of Administrative Procedures in the Republic of Albania”;
- Law no. 8498, dated 06.10.1999 “On the ratification of the Council of Europe Convent for the mutual legal assistance in the criminal area and its additional protocol”, amended;
- Law no. 8883, dated 18.04.2002 “On the ratification of the additional second protocol of the Council of Europe Convent for the mutual legal assistance in the criminal field;
- Law No. 8635 dated 07.06.2000 “On the Ratification of the European Civil Law Convention on Corruption”;
- Law No. 8778 dated 26.04.2001 “On the Ratification of the European Criminal Law Convention on Corruption” amended;
- Law No. 9245 dated 24.06.2004 “On the Ratification of the Additional Protocol of the European Criminal Law Convention on Corruption”;
- Law no. 8646, dated 20.07.2000 “On the ratification of the European convent for the cleaning, seizure and confiscation of crime products””;
- Law no. 8888, dated 25.04.2002 “On the ratification of the convent on the crime in the field of cybernetics””;
- Law no. 9262, dated 29.07.2004 “On the ratification of the additional protocol in the convent for cybernetic crime”;
- Law No. 9492 dated 13.03.2006 “On the Ratification of the United National Convention against Corruption”;
- Law no. 9284, dated 30.09.2004 “On the prevention and fight of organized crime”;
- Law no. 8503, dated 30.06.1999 “On the right to information for official documents”;
- Law No.9049 dated 10.04.2003 “On Declaring and Checking the Wealth, Property and Financial Obligations of the Elected and some Officials”, amended;
- Law no. 9131, dated 08.09.2003 “On the rules of ethics in public administration”;
- Law No. 9367 dated 07.04.2005 “On the Prevention of Conflicts of Interests whilst exercising Public Functions”, amended with laws no. 9475, dated 09/02/2006 and no. 9529, dated 11/05/2006;
- Law No. 9508 dated 03.04.2006 “On the Public Cooperation in the Fight against Corruption”;
- Law no. 8749, dated 01.03.2004 “On the Service of Internal Audit in the Ministry of Public Order”;
- Law no. 9643, dated 20.11.2006 “On public procurement”;
- Law no. 9663, dated 18.12.2006 “On concessions”;
- Law no. 9720, dated 23.04.2007 “On internal auditing in the public sector”;
- Law no. 9723, dated 03.05.2007 “On the national centre of registration”;
- Law no. 9749, dated 04.06.2007 “On the state police”;
- Law no. 9754, dated 14.06.2007 “On the penal responsibility of legal persons”;

- Law no. 9780, dated 16.07.2007 "On construction inspection";
- DCM No. 794 dated 19.12.2005 "On the Establishment of the Anti-Corruption Taskforce";
- DCM No. 94 dated 15.02.2006 "On the Approval of the Regulation for the Functions and Procedures of internal administrative and anti-corruption auditing at the Council of Ministers";
- Decision no. 714, dated 22.10.2004 "On the external activity and gifts during the activity of public administration employees";
- Decision no. 517, dated 15.03.2006 of the Council of Ministers "On the approval of the action plan for the regulatory reform in function of business climate improvement";
- DCM no. 1, dated. 10.01.2007 "On the rules of public procurement", amended with DCM no. 153 dated 22.03.2007
- DCM no. 27, dated 10.01.2007, "On the approval of the rules for evaluation and grant concessions";
- Order No. 172 of the Prime Minister, dated 02.11.2005 "On undertaking rapid measures for the implementation of Law No. 9367 dated 07.04.2005 "On the Prevention of Conflict of Interests whilst exercising Public Functions";
- Prime Minister's Order no. 202, dated 16.12.2005 "On the increase of transparency through increase of internet use level and improvement of existing internet pages";
- Prime Minister's Order no. 208, dated 29.12.2005 "On the opening of free hotlines for corruption denouncement";
- Prime Minister's Order No. 135 dated 12.06.2006 "On the Establishment of an Inter-Ministerial Working Group for the Simplification of Accompanying Documents for services offered by the Central Administration";
- Prime Minister's Order no. 170, dated 31.10.2005, "On the Establishment of a Taskforce for the Management and Monitoring of the Regulatory Reform for the Improvement of Business Climate".
- Order no. 1617 dated 11.01.2002 of the Minister of Interior "On the organization and administrative functioning of the Internal Control Service", as well as other normative acts for the implementation of this law.

**2.2 Institutional Framework**

The structures responsible for the fight against corruption, despite police and prosecution, are as follows*:*

***The Anti-Corruption Taskforce***, established by Decision No. 794 of the Council of Ministers, dated 19.12.2005, is led by the Prime Minister and is composed of members of the Council of Ministers and representatives of the dependent institutions that cover mainly the management of the public finances, control and audit.

The functions of the Anti-Corruption Taskforce are to analyze the phenomenon, to identify the measures and concrete actions, and to coordinate the work between the institutions. The ACT has a more dynamic approach to the phenomenon of corruption, and aims at making active the administration capacities, so that it may react faster, in a more energetic way and following the procedures, when corruptive practices, abusive practices, or deformations in administration are identified.

The functions of the Anti-Corruption Taskforce are:

- Analyses problems of corruption and ethics in government;
- Determines strategic priorities, aims, objectives and concrete measures with which to fight and prevent corruption;
- Proposes the establishment of Working Groups with experts (according to particular priorities), puts forward proposals with regard to their duties for the development of sector activities, and monitors their work;
- Approves the Anti-Corruption and Good Governance Action Plan and it presents it to the Council of Ministers for approval;
- Determines primary areas of internal administrative and financial control, and, dependent on each case, it can determine concrete auditing duties;
- Ensures inter-institutional cooperation for the fight against corruption and the implementation of good governance programmes;
- Ensures the cooperation of the business community and civil society;
- Guarantees transparency in the fight against corruption.

The Anti-Corruption and Internal Auditing Department at the Council of Ministers is the responsible structure for the administrative internal audit and anti-corruption in all the institutions of the executive (ministries, central institutions dependant on the Prime Minister or ministers, prefecture administration, and commercial companies with state capital).
The Department's mission is to carry out the verification (administrative investigation) of legacy implementation and/or denouncement of abusive, corruptive or arbitrary practices, to identify officials of the public administration, who, through their actions or lack of actions, have committed violations of legal and sub-legal acts in force, to prepare recommendations

on different issues, including the type of measures against the authors, and to aware the public institutions on the fight against corruption.
In its activity, this department is focused on the implementation of the legal framework, by verifying the infringements, abusive acts and corruptive practices of public officials.

A very important role in this field is played by the structures of internal audit inside the administration's institutions, such as the High State Audit, the High Inspectorate of Declaration and Control of Wealth and Property, the Public Procurement Agency, the Public Procurement Advocate, etc.

a. **Public Procurement Agency** (PPA) is the central body for the supervision and coordination of the public procurement system in Albania.
b. **Public Procurement Advocate** protects the rights and legal interests of candidates, bidders, suppliers from illegal or irregular actions or lack of actions of contracting authorities in the field of public procurement, by monitoring and investigating the administrative procedures of public procurement.
c. In addition, there are special structures, such as the **Directorate of Internal Control at the Ministry of Interior**, that have as primary objectives of their work the fight against corruption and abusive acts with the office, which have been evidenced in the structures of the State Police and other structures of the Ministry of Interior. This directorate is engaged in increasing the level of efficiency in preliminary verifications of information, complete analyze of data, improvement of preliminary investigation techniques, which will bring about a considerable increase in the number of criminal denouncements for cases of corruption.

**3 Addressing priorities**

**3.1 Short-term priorities**

The short-term priorities are as follows:

- Harmonization of the Albanian legal framework with the European convents on corruption (for civil or criminal cases) ratified by Albania, as well as with the respective UN convents;
- A more efficient implementation of the legal framework in order to prevent the conflict of interest, the legal and sub-legal acts that are related to the control/audit, and the corruption related issues;
- Strengthening of institutional capacities for the investigation and criminal prosecution of corruption.

The following are some of the legislative initiatives that will be undertaken by the main institutions that are involved in the fight against corruption, so as to address short-term priorities:

***General Directorate of Taxation (Ministry of Finance):***

**Short-term legal initiatives**

- Prepare a draft on the revision of the table of remuneration of tax administration employees, in order to bring those to more optimal levels (increase of existing salaries) as a very important means in order to motivate the tax administration in their daily work and fight against corruption.
- Cooperate with the Ministry of Finance and the Ministry of Justice for the establishment of the Fiscal Court (with the USAID project).
- Revise the legislation as regards the definition of clearer criteria to determine whether a company is small or large business.
- Revise the legislation for the establishment of the Directorate of Financial Crime Investigation.

**Implementing Activities**

- Train tax inspectors on a better knowledge of the legislation, working procedures and professional ethics.
- Verify the implementation of the fiscal legislation, with the object of decreasing tax liabilities for year 2006 and the possibility of linking these actions with the influences of the tax inspectors.
- Verify nepotism and friends-favouring actions of the tax inspectors, in the determination of the income tax liability for year 2007 in some of the main districts in the country.
- Investigate the records and information for conflict of interest cases and abusive acts from part of the tax inspectors.
- Set up an information system of management, fill the gaps in the working processes, improve these processes, make possible the tracking function in the management system and generate reports, based on the new working

processes.

- Organize regional meetings with representatives of GDT, SII, and PSI, as regards the problems related to black labour and informality.
- Follow up in every tax period the accomplishment of objectives as per number of employees. Evidence deviations, their causes and the measures to be taken.
- Supervise the tax branch offices, as regards procedures and the effects of black labour identification from the structures of Tax Police. Evaluate the effects and prepare documentation.
- Analyze the data, evidence, periodical reports on the number of employees and the income from contributions. Evidence problems and prepare reports for the supervisors.
- The Tax Police should carry out a more effective work, in order to track down and fight those subjects that trade goods without fiscal stamp or contraband goods, as well as apply correctly the relevant legal measures.
- Fight the fiscal evasion through the control of goods movements, accompanied by tax invoices. Enforcement of permanent controls and surprise parallel inspections.
- Investigate the real prices of goods, services and immovable properties, in order to stop abusive acts with their declared prices.
- Carry out questionnaires as regards the respect of taxpayers' right from the tax administration, in order to stop arbitrary actions, or actions that are not in compliance with the tax provisions or procedures.
- Meetings and seminars with the business associations and different entities regarding their concerning issues, such as: filling out of the accounting balance sheet and annual declaration of revenues, unfair competition in the excise goods market and construction materials.

***General Directorate of Customs (Ministry of Finance):***

- The Risk Assessment Analysis;
- Accurate FTA quota management through the extension of the ASYCUDA ++ system country-wide;
- The Unification of procedures for the accurate implementation of the law on conflicts of interests and the necessary standards on the identification, declaration, registration, resolution and penalties for conflict of interests cases;
- The Management of customs values and reference prices, their uniform implementation throughout the customs territory. The extension of the VALU-NET module

***Public Procurement Agency:***

**Short-term Priorities (2007 - 2008)**

In the field of Public Procurement, the short-term priorities are as follows:

- Guarantee and respect the law and sub-legal acts while carrying out public procurement procedures.
- Enforce the existing legislation on public procurement and take measures, in order to bring it in full compliance with the European standards.
- The Community Companies established in Albania should have the right to participate in tendering procedures, equally with the local companies.
- Strengthen the Public Procurement Agency and the procuring entities in the Line Ministries.
- Ensure transparency and rigorous implementation of the tendering procedures.
- Decrease the threshold for tendering public works contracts.
- Secure investigation and criminal investigation for infringements that are related to procurement.

**Short-term implementing activities (2007 - 2008)**

In order to address the short-term priorities, the following implementing activities will be carried out:

- Training National Strategy in the field of public procurement.
- Improvement of the information system through the consolidation of the web site for procurement procedures.

***Ministry of Interior:***

**Short-term priorities (2007 - 2008**)

The short-term priorities determined by the Directorate of Internal Control Service for the period 2007 – 2008 are as follows:

- Amend and improve the existing law on the Internal Control Service, in order to adapt it to the structural changes of the Ministry of Interior itself.
- Establish special investigating structure with professional experts, which deals solely with the investigation of the criminal cases of corruption.

**Short-term legal initiatives (2007 - 2008)**

In order to address the short-term priorities the following legal initiatives will be taken:

- Approve the amendments to law no. 8749, dated 01.03.2001 "On the Internal Control Service".
- Approve the sub-legal acts, as per amendment of law "On the Internal Control Service".

**Short-term Implementing Activities (2007 - 2008)**

In order to address the short-term priorities, the following implementing activities will be taken:

- Deliver training aiming at strengthening of capacities in the structures of the Judicial Police of the Internal Control Service.
- Deliver training for some employees of the ICS from the Greek State Police, in the frame of the inter-border and mutual cooperation between our countries.

***Ministry of Justice:***

- draft and implement annual inspection programmes in courts;
- draft and implement annual inspection programmes in prosecution offices;
- draft an annual programme of inspections in court houses in relation to public relations, access of citizens to the court and court decisions;
- train inspectors on new inspections methods and the various inspection systems in various EU countries;

***Ministry of Economy, Trade and Energy:***

- Report on the existing schemes of state aid, aiming at awareness of central and local administration structures on the implementation of the basic principles for the state aid.
- Economic and legislative evaluation of the state aid schemes, in compliance with the provisions of the law and the preparation of respective recommendations.
- Prepare an annual report on state aid, based on European Commission methodology;
- Establish a National Business Centre to implement the "one-stop shop" practice for the registration of businesses, and a database for all businesses.

***Ministry of Foreign Affairs:***

- Complete the internal legal procedures for the approval of the "Memorandum of Understanding between the Republic of Albania, Bosnia Herzegovina, Republic of Croatia, ex Yugoslavian Republic of Macedonia, Republic of Bulgaria, Republic of Moldova, Republic of Montenegro and Republic of Serbia for the fight against corruption through the Southeast European anti-corruption initiative".
- Rigorous implementation of the law on audit and the regulatory manual for the functioning of accounts keeping system: accounting, administration of material, monetary and inventory values.
- Documentation and improvement of internal audit procedures in order to implement the regulation on the functioning of accounts keeping system: accounting, administration of material, monetary and inventory values, etc;
- Monitoring of rules on the functioning of the consular system in the diplomatic representative offices, by taking measures for the publication of fees, procedural practices for consular actions, documentation of actions, functioning of rule in the archiving-documenting procedures, etc;
- Continuation of auditing in the diplomatic representation and consular offices, starting with the biggest offices (Athens, Rome, Brussels, Washington, Thessalonica, Milan);
- From September 1, 2007, in the legalization sector the mailing system will start to function, which will stop any opportunity to bribery and will eliminate informality;
- Keeping continuous contacts by exchanging information with the respective structures in the Ministry with all the missions, in order to identify the cases of corruption, as well as follow-up and verify any complaint or request submitted by the citizens, as regards the ministry or the missions, taking all necessary measures to find out the responsible persons and continue with the proper administrative or judicial proceeding.

**3.2 Mid-term priorities**

- Consolidation in implementing the e-procurement system;
- Increase of institutional and operational capacities for the Public Procurement Advocate Office;
- Improvement of capacities for the National Registration Centre;
- Modernization of tax payment for VIP business.

**Public Procurement Agency**

**3.2 Mid-term Priorities (2009 - 2010)**

In the field of public procurement, the mid-term priorities are as follows:

- To provide a complete harmonization of the Albanian legal framework with the EU *aquis*.
- To make completely functional the public procurement structures, through a strict implementation of public procurement procedures, in compliance with the law and the requirements of the SAA.
- Access of Albanian Companies in the Community's tendering procedures, based on the laws of the latter.
- Community's Companies, which do not have seats in Albania should enjoy access to the tendering procedures, based on the Albanian Legislation, not later than 4 (four) years after the SAA comes into force.

**Mid-term legal initiatives (2009 - 2010)**

In order to address the mid-term priorities, the following legal initiatives will be taken:

- Amending of the law "On Public Procurement" and of the sub-legal acts, by fully harmonizing the Albanian legislation with the European Union's one in the field of public procurement.

**Implementing mid-term activities (2009 - 2010)**

The following implementing activities will be carried out, so as to address the mid-term priorities:

- Complete functionality of the public procurement structures through a strict implementation of the public procurement procedures, in compliance with the law and with the SAA requirements.

**Directorate of Internal Audit Service (Ministry of Interior)**

**Mid-term Priorities (2009 - 2010)**

The priorities that the Directorate of Internal Audit Service set out for period 2009 – 2010 are as follows:

- To improve considerably the logistic infrastructure in this service.
- To increase the use of special investigative means; interception of telecommunications and the use of intelligence information.

**Mid-term legal initiatives**
**Directorate of Internal Audit Service (Ministry of Interior)**

**Mid-term legal initiatives (2009 - 2010)**

In order to address the mid-term priorities, the following legal initiatives will be taken:

- Draft an Order of the Minister of Interior "On the establishment of an internal connection network for all operational agents in the IAS".
- Draft an Order of the Minister of Interior "On the allowance of complete computerization of information availed by this system".

**Implementing mid-term activities**
**Directorate of Internal Audit Service (Ministry of Interior)**

**Implementing mid-term activities (2009 - 2010)**

The following implementing activities will be carried out, so as to address the short-term priorities:

- Establishment of an internal connection network for all operational agents in the IAS.
- Develop capacities for the collection and analysis of information coming from the analyzing units in this service.

**Ministry of Foreign Affairs:**

- Consolidation of administrative internal audit procedures;
- Draft and implement the three-years Strategic Plan 2008-2010 on auditing, making provision for the system of personnel appointment in the missions and in the Ministry, the remuneration payments for after-work hours, travels, per diems;
- Train the consular employees in the missions and in the Ministry for a regular and efficient consular activity at the service of the Albanian citizens;
- Improve the procedures in the archive-documentation section;
- Further verify the cases of conflict of interest.

**3.3 Long-term priorities**

**Public Procurement Agency**

**Long-term legal initiatives (2011 - 2012)**

In the field of public procurement, the long-term priority and the legal initiative is as follows:

- Approve a special law on public procurement in the utilities sector, bringing it in complete harmony with Directive 2004/17/EC.

**Long-term implementing activities (2011 - 2012)**

- Improve the information system through the consolidation of the public procurement web-site.
- Good knowledge of the law "On public Procurement".

**Directorate of Internal Audit Service (Ministry of Interior)**

**Long-term priorities (2011 - 2012)**

The priorities that the Directorate of Internal Audit Service set out for the period 2011 – 2012 are as follows:

- Achieve considerable results in the fight against corruption, which is evidenced in all the structures of the State Police and the Ministry of Interior.
- Increase the level of awareness for the state police employees, as regards the causes and the preventing measures in case of corruptive deeds.

**Long-term legal initiatives**

**Directorate of Internal Audit Service (Ministry of Interior)**

**Long-term legal initiatives (2011 - 2012)**

In order to address the long-term priorities, the following legal initiatives will be taken:

- Draft the Code of Ethics and Behaviour as regards anti-corruption issues for the state police employees.

**Long-term implementing activities**

**Directorate of Internal Audit Service (Ministry of Interior)**

**Long-term implementing activities (2011 - 2012)**

In order to address the long-term priorities, the following implementing activities will be carried out:

- Awareness of the state police employees, improvement of educational materials related to the topic of corruption.
- Prepare themes and lectures for the state police employees, at the training centres, in the field of corruption prevention.

**General Directorate of Taxation (Ministry of Finance):**

- Improve transparency in the Tax Administration towards the media and the public, through implementing the

legislation on access to information and official documents.
- Prepare the Internal Regulation.
- Improve the work in the Services Sectors in the branch offices.
- Draft Instructions for the identification of corruption, in a way, which includes the typology of operations in cases of corruption, as well as in the reporting of cases, as regards doubtful transactions of money laundering.
- Close cooperation with the foreign assistances in preparing guidelines for corruption cases identification.
- Close cooperation with the General Directorate of Money Laundering Prevention, as regards the reporting of doubtful cases.
- Further alignment of the tax legislation with the *Acquis Communautare* and respecting the principles set out in the "Code of service in the tax activity", thus guaranteeing compliance of new tax measures with the above-mentioned principles.
- Draft the Code of Service in the tax activity.
- Undertake educational and information campaigns aiming at the taxpayers, through TV spots, seminars, etc.
- Raise the level of IT support, thus guaranteeing the enlargement and further improvement of the system.
- Set up an automatic system for VAT reimbursement.
- Introduction of the excise into the computerized system.
- Implement the risk analysis in the Computerized Branch Offices.
- The Tax Administration should give special attention to the issue of corruption, especially through the means of guidelines and special training modules, as regards the identification of corruptive actions and the implementation of the relevant legislation.
- Address the problem of duplicated invoices or false invoices (tax evasion).
- Train the internal investigation officials on the ways and means to follow, in order to fight and stop corruption.
- Monitor the results related to the services that the tax administration offers to the taxpayers and measure the results.
- Carry out questionnaires as regards the taxpayers' level of satisfaction.

**Ministry of Foreign Affairs:**

**Long-term implementing activities (2011 - 2012)**

- Complete the legal framework by identification and membership to international and European convents on corruption;
- Draft and implement the annual programs of mutual administrative + consular + internal audit in the Ministry and in the Missions;
- Consolidate the implementation of the electronic information system.

**Table 1 :** *Strengthening institutional capacities of the public procurement agency*

| Investments | Measuring Unit | Current Situation | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | persons | 36 | 10 | X | X | X |
| 4.Training (thousand ALL) | (thousand ALL) | Amount administered by USAID | | | | |

**Table 2:** *Foregin assistance in supporting the public procurement agency*

| Institution | Donor | Implementing Program/ Agency | Title of Project | Value | Commencement Time Line | Conclusion time line |
|---|---|---|---|---|---|---|
| Public Procurement Agency | USAID | Millennium Challenge Albanian Threshold Agreement project | Reform in Public Procurement | 5 mln $ | 2006 | 2008 |

# 1.2 HUMAN RIGHTS AND THE PROTECTION OF MINORITIES

### 1.2.1 RESPECT FOR HUMAN RIGHTS

#### 1.2.1.1 IMPROVING THE PRISON SYSTEM

**1 Political Objective**

In the framework of guaranteeing basic and fundamental rights for all individuals, and in particular the rights and freedoms of convicted criminals, the Albanian Government considers the creation of appropriate conditions for the rigorous implementation of all existing legal framework obligations, as a priority commitment. The Government requires that all law enforcement agencies ensure the human treatment of detainees, and the transformation of criminal punishment into a re-education/correctional opportunity.
Given that the prison legal framework is being approximated to international standards in the penitentiary field, another important objective for the Government is the implementation of international recommendations, regulations and other acts for both the prison and detention systems, as well as all SAA obligations.
The flexibility of all above-mentioned acts increases the likelihood of improving their practical implementation in the prison service, just as in Europe, where they have become both a symbol and an incentive for the improvement of general standards and humanitarian and progressive treatment regimes. This guarantees that a prison verdict will be implemented impartially without discrimination due to religion, race, colour, gender, political or economic beliefs, and so on.
In addition, another priority for the Albanian Government is to resolve the problem of overcrowding in prisons, whilst rigorously implementing the Council of Europe's recommendations. The necessary conditions have been put in place for the implementation of various projects funded by the CARDS programme for the construction of prisons and the reconstruction of existing ones.

**2 Current Situation**

**2.1 Legal Framework**

The legal framework in this field focuses primarily on:

- Law No. 8328 dated 16.04.1998 "On the Rights and Treatment of Prisoners", amended;
- Law No. 8331 dated 21.04.1998 "On the Enforcement of Criminal Case Decisions";
- Law No. 8137 dated 31.07.1996 "On the Ratification of the European Convention for the Protection of Fundamental Rights and Freedoms";
- Law No. 8321 dated 02.04.1998 "On Prison Police";
- Law No. 9375 dated 21.04.2005 "On various Addenda and Amendments to Law No. 8321 dated 02.04.1998 "On Prison Police";
- Law No. 9397 dated 12.05.2005 "On the Internal Control Service in the Prison System".
- Law No. 8688, dated 14.05.2001 "On the organization and functioning of the Ministry of Justice".

**2.2 Existing Institutional Framework**

In order to meet the obligations deriving from the legislation into force, the structures responsible for observing the respect of human rights, namely the prison system, are as follows:

a) General Directorate Prisons is an institution, which comes under the Ministry of Justice by way of Law No. 8678, dated 14.05.2001 "On the Organization and Functioning of the Ministry of Justice" amended by Law No. 9112 dated 24.07.2003. It monitors the organization and functioning of the detention system, the execution of criminal verdicts, the prison term, and so on.

b) The Ministry of the Interior is in charge of the respect of the rights of detainees and persons arrested in flagrance (48 hours), who are kept at Police Commissariats.

c) The General Prosecution is responsible for the execution of penal decisions and treatment of request and complaints by the detainees, for the cases of maltreatment of prisoners by Prison Police or Police whilst in detention, etc.

## 3 Addressing priorities

### 3.1 Short-term Priorities

The priorities of the Albanian Government for the 2007-2008 period, are as follows:

- *Respect international conventions for the establishment and management of penitentiary institutions;*
- *Implement the 2004 Master Plan with the aim of improving conditions for those arrested and others in detention whilst waiting for the court's decision;*
- *Rigorously implement the Code of Ethics for the prison service.*

#### 3.1.2 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Approving draft-regulation "On the Functioning of the Commission supervising the Enforcement of court decisions";
- Approving "Various Addenda and Amendments to the General Regulation of Prisons";
- Drafting and approving new regulations for the special detention centres which will be established across the country;
- Approving the DCM "On the Encouragement of and Recompense for work carried out by Convicted criminals and Detainees";
- Approving the draft-law "On various Addenda and Amendments to Law No. 8331 dated 21.04.1998 'On the Enforcement of Court Decisions'";
- Approving the draft-law "On various Addenda and Amendments to Law No. 8328 dated 16.04.1998 'On the Rights and Treatment of Prisoners'";
- Approving the draft-law "On various Addenda and Amendments to the Law 'On Prison Police'";
- Approving the draft-law "On various Addenda and Amendments to Law No. 8678 dated 14.05.2001 'On the Organisation and Functioning of the Ministry of Justice'";
- Approving the draft-law "On the Implementation and Monitoring of Alternative Sentences".
- Legal regulation related to the treatment of detainees and arrested persons, until they stay in the Police Commissariats.

#### 3.1.3 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Training education staff who deal with the treatment of minors in the environments where they serve their sentence and detention facilities;
- Comprehensive training of all prison staff in human rights issues, and encouraging them to respect the rights of prisoners and/or detainees, in so far as their treatment is concerned;
- Distributing prisoners to institutions near the areas they reside in;
- Construction of a new detention facility in Durres;
- Offering a 9 years school education in all detention facilities (I.E.D.P);
- Setting up a special system for the encouragement of work carried out by Convicted criminals and Detainees.
- Additional spaces for the detention facility in Jordan Misja Str. and in the Rrogozhina prison;
- Computerization of data on the training of convicted persons, including the software, equipment and staff training (second stage);
- Putting into complete efficiency the detention facility and the facility for limited mental ability persons in Durres;
- Putting into complete efficiency the detention facility in Vlora;
- Completing the necessary logistical infrastructure for the operation of the Fushë-Krujë prison;
- Completing the necessary logistical infrastructure for the operation of the Korca prison;
- Recruitment of civil and police staff for the new Fushe Kruja and Korca prisons;
- Training of civil and police staff for the new Fushe Kruja and Korca prisons;

#### 3.2.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the 2009-2010 are as follows:

- *Design and construct the new prison in Tirana and detention facilities in Kukes, Shkoder and Gjirokaster.*
- *Constructing or adapting premises that will serve as an academy of prisons' personnel;*
- *Refurbishment of the hospital centre of prisons and its equipment with medical supplies;*
- *Establishment of a radio relay station, in order to connect online all prisons with the General Directorate of Prisons (third stage);*
- *Putting into complete efficiency the detention facility in Elbasan and Fier.*
- *Constructing the system of heating in all prisons;*

### 3.3.2 Long term implementing activities (2011 - 2012)

- Modernization of a new statistical system in prisons.

**Table 1:** *Strengthening institutional capacities of the General Directorate of Prisons*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Additional human resource | persons | 2396 | 1245 | 80 | - | 400 |
| Training (thousand ALL) | (thousand ALL) | - | 27.141 | 1.744 | - | 8.720 |

**Table 2:** *Foreign assistance in supporting the Improvement of the Prisons' System*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AgENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Justice | EU | CARDS 2004 | Humanistic management of prisons | 0.478 mln € | 2007 | 2008 |
| Ministry of Justice | UNICEF | | For a better respect of the rights of minors and women in detention facilities | 0.044 mln € | 2007 | 2007 |
| Institutions of the Judicial System and depending on the Ministry of Justice | SOROS | | Monitoring the EU – Albania relations, especially in fields that are related to the judicial system, minorities, bailiff system, prisons/ detention, electoral system. | 0.478 mln € | 2007 | 2007 |
| Ministry of Justice | EU | CARDS 2004 | Infrastructural improvement of institutions that are dependant on the Ministry of Justice (Rehabilitation of the prison of Korca and Fushe-Kruja - Stage II / Training of prison staff in Fushe-Kruja / construction renovation of detention centres) | 4.0 mln € | In process | On going |
| Ministry of Justice and Courts | EU | CARDS 2005 | Investments in the Infrastructure of the judicial system and prisons' system (Detention Centres in Lezhe and Berat ) | 1.3 mln € | On going | On going |
| Ministry of Justice | EU | IPA 2007 | Support in the implementation of Master Plan for the detention facilities (Fier and Elbasan) | 10.0 mln € | In process | On going |

**Year 2007**
- 400 persons added in detention facilities.
- 415 persons added in the Prison of Fushë-Kruja.
- 430 persons added in the Prison of Korça

**Year 2008**
- 80 persons added for the Minors' Institute in Kavaja.

**Year 2010**
- 200 persons added for the detention facility in Elbasan
- 200 persons added for the detention facility in Fier

### 1.2.1.2 IMPROVING THE FUNCTIONING OF THE BAILIFF'S OFFICE

**1 Political Objective**

In the framework of reform in the judicial system, the Albanian Government is committed to the accomplishment of all necessary initiatives for the fulfilment of all commitments and obligations undertaken in relation to the improvement of the functioning of the Bailiff's System. Reforms in this area will aim at the strengthening of the capacities of this Office, the implementation of final court decisions, and the enforcement of a right awarded at the end of court proceedings.
In addition, particular attention will also be paid to the rigorous implementation of court decisions on every occasion by state institutions themselves, to the restructuring and strengthening of the capacities of the Bailiff's Office, creating possibilities for private bailiffs, improvement of the conditions and means of the judicial Bailiff System, increasing the professionalism of Bailiffs, transparency, objectivity in the appointment and career advancement of bailiffs.
All of these measures aim to increase the efficiency of this service and its alignment with the European standards and practices.

**2 Current Situation**

**2.1 Existing Legal Framework**

The legal framework in this area focuses primarily on:

- Law No.8417 dated 21.10.1998 "The Constitution of the Republic of Albania", Chapter "On Human Rights";
- Law No.8036 dated 22.11.1995 "On the ratification of Convent for the mutual judicial assistance in civilian and commercial fields between the Republic of Albania and the Republic of Turkey";
- Law No.8137 dated 31.07.1996 "On the Ratification of the European Convention on the Protection of Fundamental Rights and Freedoms";
- Law No.7760 dated 14.10.1999 "On the Ratification of the Agreement on Judicial Assistance in the Implementation of Civil and Criminal Cases between the Republic of Albania and Greece ";
- Law No.8624 dated 15.06.2000 "On the Ratification of the Hague Convention on the Protection of Children and Cooperation on Adoptions abroad";
- Law No.9359, dated 24.03.2005 "On the ratification of the Convent "On the relations with children" in the Republic of Albania";
- Law No.9443 dated 16.11.2005 "On the Ratification of 19 October 1996 Hague Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Cooperation in respect of Parental Responsibility and Measures for the Protection of Children";
- Law no. 9446, dated 24.11.2005 "On the ratification of the convent 'On the civil aspects related to international kidnapping' in the Republic of Albania";
- Law no. Nr. 9554, dated 08.06.2006 "On the ratification of the convent "On the notification and submission of judicial and non-judicial documents in the civil and commercial fields abroad' in the Republic of Albania";
- Law No.7850 dated 29.07.1994 "The Civil Code of the Republic of Albania", amended;
- Law no.8116 , dated 29.3.1996 "On the code of civil procedures in the Republic of Albania", amended;
- Law no.8977, dated 12.12.2002 "On the system of taxes in the Republic of Albania", amended;
- Law No.8730 dated 18.01.2001 "On the Organisation and Functioning of the Bailiff Office";
- Law no. 8678, dated 14.05.2001 "On the organization and functioning of the Ministry of Justice", amended;
- Law No.8894 dated 14.05.2002 "On the Agency of Loan Treatment", amended.
- Law No.9062 dated 08.05.2003 "The Family Code", amended;
- DCM no. 335, dated 8.12.1998 "On the procedures for the implementation of judicial decisions for liabilities that affect the state budget"

**1.2 Existing Institutional Framework**

The Bailiff Service has a unique and centralized organization, extended in all the territory of the Republic of Albania, and exercises its functions through the court bailiffs, who are the persons authorized by law to carry out the activity of all execution titles, in compliance with the provisions of the Civil Procedures Code. This Service depends on the Ministry of Justice and is organized in central and local level.

a) Ministry of Justice manages the system of civil decisions' execution.
b) At the central level, the General Director is responsible for the management, coordination and control of the Enforcement Service, the implementation of laws, subordinate and legal acts, execution practices, other regulations, drafting and issuing orders, instructions for internal use and methods for enforcement of court decisions, organisation and monitoring of bailiffs' professional development and training, monitoring the implementation of professional

ethics, and representation of the Bailiff's Office with third parties.

c) At the local level, there are Bailiff's Offices attached to each District Court of the First Instance. The Bailiff's Office consists of the Head of Office, bailiffs, who are legal persons, and administrative and technical personnel. Each Bailiff's Office at the Court undertakes the necessary procedural measures for the effective execution of Executive Titles.

The Judicial Bailiff cooperates with the following, in order to accomplish its duties:

a) State Police and local bodies, when, for the obligatory execution of a decision, it is required to open the residence or the debtor's building, in order to search the items within.
b) Construction Police, in cases of demolition of illegal buildings. This police puts at the bailiff's disposal all necessary means and resources, in order to carry out its functions.
c) In cases of obligatory enforcement of Executive Titles, the Directorate of Taxation receives orders to disclose information within a specific legal timeframe on whether the debtor carries out any commercial activity. If it does, this would allow for the seizure of any such activity by the Bailiff's Office.
d) Directorate of Road Transport Service for enclosing information as whether the debtor party avails of engine means.
e) The Real Estate Registry Offices steps in when real estate/immovable property is seized. When the creditor requests the recovery of the debt, the bailiff's office notifies the debtor on the legal deadlines for voluntary payment, and when no such payment is made, the bailiffs proceed with the seizure of the debtor's immovable property, the size of which equals the amount owed.
f) Second-level Banks are used when Bailiffs will enforce a penalty, thus requiring the use of cash. When the creditor requests the recovery of the debt, the bailiff's office notifies the debtor on the legal deadlines for voluntary payment, and when no such payment is made, the bailiffs proceed with the seizure of bank assets to the value that is necessary for the fulfilment of the obligation
g) The Ministry of Finance, which in case of insolvency by public institutions owing to natural or legal persons, establishes a separate budget (item) for these institutions with regard to their debts, which should be executed.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the European Commission recommendations, as set out in the European Partnership Document, the short-term priorities for the Bailiff Service are as follows:

- *Achieve a continuous increase in the enforcement of court decisions.*

**3.1.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address short-term priorities

- Approving the draft-law "On various Addenda and Amendments to law no. 8730, dated 18.01.2001, "On the organization and functioning of the Bailiff Office";
- Approving the draft-order "On the Division of Earnings, Criteria, Administration Procedures and their Distribution;
- Some addenda and amendments to the Internal Regulation of the Bailiff Office;
- Some addenda and amendments to the Code of Ethics in the Bailiff Office;
- Approving a draft-agreement with the General Directorate of Construction Police.
- Draft-law on some addenda to Law no. 9062, dated 08.05.2003, "On the Family Code", amended.

**3.1.2 Short-term implementing activities (2007 - 2008)**

The following implementing activities will be undertaken so as to address short-term priorities:

- Putting into place a new control system which will produce a new assessment of the progress and efficiency of enforcement by local Bailiff's Offices;
- Restructuring offices so as to improve the quality of work in troublesome districts;
- Providing new working spaces, where necessary.
- Providing the offices with logistic equipments (computers, printers).
- Establishing and installing an intranet service which can be used by all bailiff offices to communicate with one

another via computers so as to secure all documentation required by them;
- Providing the Bailiff Office with necessary spaces for each office through capital transfer;
- Reconstruction of bailiff offices that will pass under administration through capital transfers (Elbasan, Korce, Shkoder, Fier);
- Establishing an internal digitalized internet for the entire system of the Bailiff Office;
- Establishing a Bank of Data in the Bailiff Office, using a software, in order to improve the service to the public.

### 1.2.1.3 PROTECTING THE CHILDREN RIGHTS

**1 Political Objective**

Strengthening and perfection of the national service for adoption and the protection of children' rights. Further extension of a psychosocial service structure in regional level, in order to be closer to the families, so that the quality of adopting family selection increases, thus taking this responsibility at the child's best interest.

**2 Current Situation**

**2.1 Existing Legal Framework**

- Law No. 8624 dated 15.06.2000 "On the Ratification of the Hague Convention on the Protection of Children and Cooperation on Adoptions abroad";
- Law No. 9062 dated 08.05.2003 "The Family Code";
- Law No. 9695 dated 19. 3. 2007 "On the procedures of adoption and the Albanian Committee for Adoption"

**2.2 Existing Institutional Framework**

The Albanian Committee for Adoption is responsible for as follows:

- study the adopting family
- carry out a psychosocial evaluation of adopting couples through interviews
- study the conditions of the abandoned child and of his/her origin family
- in addition, the Committee gives the consent for the adoption of children by adopting applicants, based on the best children interests
- decides on the compatibility of the adopting applicants
- takes care to give necessary advise to the persons, whose consent is required for the adoption, and to provide on time information
- cooperates and controls the public and private institutions inside the country, in order to ensure the interests' protection of children that live in the above-mentioned institutions
- stimulates cooperation between the central authorities of other countries, as well as drafts the mutual agreements with the mediating foreign agencies
- Verifies the compatibility of inter-country adoption with the Hague Convent
- Licenses and supervises the mediating agencies for adoption.

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008)**

- Approve the sub-legal acts, implementing the law.

**3.1.1 Short-term legal initiatives (2007 - 2008)**

- Draft sub-legal acts and approve the internal regulation of the Committee, in line with the implementation of the law.

**3.1.2 Short-term implementing activities (2007 - 2008)**

Strengthen the administrative capacities of the Albanian Committee for Adoption.

**3.2 Mid-term priorities (2009 - 2010 )**

- *Establishment of a psycho-social service structure, in order to be closer to the families in the regions of Vlora, Elbasan and Shkodra.*

**3.2.1 Mid-term legal initiatives**

- Approve a new structure of the Albanian Committee for Adoption.

**3.2.2 Mid-term implementing activities**

- Cooperation with the foreign agencies, with which the Albanian Committee for Adoption has signed agreements, as well as with the care providing institutions, being these public or private, in order to exchange experiences and to train the staff of the Albanian Committee for Adoption.

**3. 3 Long-term priorities (2011 - 2012)**

- *Extension of the psycho-social service in the 12 regions of the country.*

**3.3.1 Long-term legal initiatives (2011 - 2012)**

- Changing the structure of the Albanian Committee for Adoption.

**3.3.2 Long-term implementing activities (2011 - 2012)**

- Strengthen the capacities of the Executive Secretariat.

**Table 1:** *Strengthening the capacities of the Executive Secretariat*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEAR 2007 | YEAR 2008 | YEAR 2009 | YEAR 2010 |
|---|---|---|---|---|---|---|
| Additional human resources | persons | 10 | | 3 | | 9 |
| Training (thousand ALL) | (thousand ALL) | | | 395000 | | 1740000 |

**1.2.2 MINORITIES**

**1 Political Objective**

Comprehensive institutional and legal reform aims to guarantee, meet and respect at an increasing level the fundamental freedoms of people, in particular the rights of minorities.

In conformity with institutional instruments in the field of minority protection, and in the framework of the obligations from the European integration process, the Albanian Government will be committed to the implementation and accomplishment of the highest standards of respect for and fulfilment of the rights of all of the minorities residing within the territory of Albania. All measures to be undertaken will aim at the full implementation of and compliance with the European Convention on Human Rights and the Council of Europe Convention on the Protection of National Minorities, already ratified by Albania.

The full implementation of the National Roma Strategy will be considered a priority, aiming to improve the living conditions, education and employment opportunities of this minority group through programmes of economic aid, public and private services, and social care.

**2 Current situation**

**2.1 Legal framework**

The treatment of minorities has taken a new dimension, which is clearly expressed not only in Albania's membership in international organisations, such as the OSCE and the Council of Europe, but also in the ratification of almost all

international conventions on human rights, more particularly the complete ratification of the Framework Convention of the Council of Europe on the Protection of National Minorities, 1995.

In so far as the United Nations Organisation is concerned, Albania has ratified almost all of the main conventions of this organisation in relation to the protection of human rights. Some of these documents are as follows:

- The Universal Declaration of Human Rights, 1948 (ratified in 1955);
- The International Convention for the Elimination of all Forms of Racial Discrimination, 1969 (ratified in 1994);
- The International Convention on Civil and Political Rights, 1966 (ratified in 1991);
- The International Convention on Economical, Social and Cultural Rights, 1976 (ratified in 1991);
- The Convention for the Elimination of all Forms of Discrimination against Women, 1980 ratified in 1996);
- The Convention on the Rights of the Child, on 1989 (ratified in 1992);
- The Convention against Discrimination in Education, on 1960 (ratified in 1963), and so on.

Albania has been a member of the OSCE since June 1991 and has signed all of its documents, including:

- The Helsinki Final Act, 1975;
- The Copenhagen Declaration, 1990;
- The Paris Charter for a New Europe, 1990;
- The Moscow Conference Document, 1991.

Albania is a member of the Council of Europe and has signed and ratified a substantial number of Council of Europe documents, some of which are:

- The Convention on the Protection of Fundamental Rights and Freedoms, 1951, *(ratified by Law No 8137 dated 31.07.1996)* and Protocols 1, 2, 4, 6, 7, 11 of this Convention;
- The Framework Convention for the protection of the National Minorities 1995 (*ratified by Law No. 8496 dated 03.06.1999, without any reservation*);
- European Convention on Trans-frontier Television (*ratified by Law No. 8525 dated 09.11.1999*);
- "Extended Partial Agreement establishing the European Centre for Modern Languages", Graz, Austria (*ratified by Law No. 8706 dated 01.12.2000*), etc.

Other than the above, there is additional legislation, which addresses minority issues, some of which are:

- Law No. 8485 dated 12.05.1999 "The Code of Administrative Procedures of the Republic of Albania", which emphasizes that in relations with private persons the Public Administration is guided by the principle of equality, meaning that no-one shall be privileged or discriminated against on grounds of gender, race, religion, ethnic origin, language, political convicted criminals, religious or philosophical beliefs, economic, educational and/or social status or ancestry.
- Law No. 7952 dated 21.06.1995 "On the Pre-University Education System" makes provisions for individuals from national minority groups and their education – they have the right to learn and be taught in their native tongue about their history and culture in conformity with school programmes and curricula;
- Law No. 8410 dated 30.09.1998 "On Public and Private Radio Television Stations in the Republic of Albania" which guarantees the minorities' full access to written and electronic media in their native tongue.
- Law No. 8145 dated 11.09.1996 "On the Right of Assembly" guarantees the right of assembly without any distinction on grounds of gender, race, colour, language, religion, economic, financial, educational and social situation, political convicted criminals, ancestry or any other personal circumstances.
- Law No. 8580 dated 17.02.2000 "On Political Parties" guarantees the constitutional rights of minorities to participate in Albania's public life.
- Law No. 9087 dated 19.06.2003 "The Electoral Code of the Republic of Albania" provides that electoral zones shall be compact and shall not be divided into areas that are separate from one another. This law guarantees the unity of areas populated by both Albanians and minority groups and establishes the criteria for the division of electoral zones.
- Law No. 8239 dated 03.09.1997 "Amendment to Law No. 7756 dated 11.10.1993 'On the Press'" guarantees the right of the minorities to set up their own written media in their native tongue without any impediments. The objective of this amendment is to preserve and strengthen the cultural identity of national minorities, so they can be constantly in contact with political, social, economic and cultural developments both inside and outside the country.
- Law No. 7895 dated 27.01.1995 "The Criminal Code of the Republic of Albania" contains provisions on a) the elimination of any type of discrimination or prejudice against minorities, and b) the protection of minorities

residing in Albania, or the reporting of discriminatory acts against them, such as provisions that punish the violation of the principle of citizens' equality, the incitement of hatred, the incitement of racial, national or religious conflicts, genocide, and so on.

- Law No. 8116 dated 29.03.1996 "Civil Procedure Code of the Republic of Albania" makes provisions for people who do not speak the Albanian language – they can use their native tongue throughout various stages of a trial, receive information on evidence in their native tongue and will be assisted by an interpreter throughout the entire process;
- DCM No. 396 dated 22.08.1994 "On the Primary and Secondary (8-year) Education of Minorities in their Native Tongue" defines state policy in the area of education in order to provide appropriate conditions for the expression, preservation and development of the linguistic and cultural identity of the people belonging to minorities, as well as their integration in the Albanian society.
- DCM No. 502 dated 05.08.1996 "An Amendment to DCM No. 396 dated 22.08.1994 "On the Primary and Secondary (8-year) Education of Minorities in their Native Tongue" aims at the functioning of mother tongue schooling units in primary and secondary (8-year) schools dependent on demand whilst respecting relevant criteria;
- DCM no. 27 dated. 11.03.2004, "On the establishment of the State Committee for Minorities".

**2.2 Institutional Framework**

In drafting and implementing minority policies, Albania takes into consideration the obligations of the Council of Europe's Framework Convention for the Protection of National Minorities. The structures responsible for the protection of minorities are:

**a** **The Minorities Sector** is established in the General Directorate of Multiparty Relationship, Directorate of International Organizations, (following Prime Minister's Order no. 231, dated 20.09.2006, "On the approval of the structure and personnel of MoFA").
This Sector follows up the accomplishment of Albania's international commitments and obligations in the field of minorities' rights, as well as follows up, in cooperation with the line institutions, the issues of protection and respect of minorities' rights and coordination and implementation of policies on minorities. In addition, another objective of this sector is to maintain and develop the official dialogue with the minorities' associations, to support their activity, aiming at the preservation and development of their lingual, cultural, religious and national identity. The Minorities' Sector, in cooperation with the line institutions, is responsible in undertaking and accomplishing the legal initiatives, in this field.

b **The State Committee for Minorities,** which was established by DCM No. 127 dated 11.03.2004, cooperates with local and central government structures, organisations and associations that conduct activities in the area of minority rights and freedoms, and the improvement of standards of minority rights in Albania. The Committee, which is composed of representatives from national and ethno-linguistic minorities in Albania, proposes specific measures for the economic, social and educational development of minorities.

c **The Section of Monitoring the Implementation of the Roma Community Strategy** at the State Social Services, Ministry of Labour and Social Affairs, which has followed the progress of objectives and has cooperated with all responsible actors. This Section has entered in relationship and exchanges information on a periodic basis, in two levels – In central level, with all the ministries and in local level, with the District, Municipalities, Communes, as regards the progress with the Strategy objectives, aiming at: (i) identifying the problems of the Roma community in the different districts, (ii) confrontation of the representatives of the community with those responsible institutions in charge of implementing this Strategy; (iii) opportunity to implement projects offered by donors for the Roma community, as well as (iv) presenting the Strategy to the local government. In the field of education and health, some programs have been implemented, as regards the identification of the number of residents from the Roma community, as per municipality, commune, etc, as well as some other programs for their inclusion in the education system.

**d** **The Directorate of Primary Education at the Ministry of Education and Sciences** deals with issues of minority education.

**e** **INSTAT** is a Central Institution, which specialises in drafting methodological criteria in accordance with international recommendations. In February 2004, it published in its Quarterly Bulletin, December 2003, the results of its nation-wide assessment study on minorities in Albania.

## 3 Addressing priorities

### 3.1 Short-term and Medium-term Priorities

The priorities of the Albanian Government for the 2007-2009 period are as follows:

- *Improve the existing legal framework for minorities so as to fulfil the requirements of the Council of Europe's Framework Convention on the Protection of National Minorities, and ensure its implementation throughout Albania;*
- *Implement the Roma Community National Strategy as part of the Government's strategy to fight poverty and social exclusion. Secure accurate data on minority figures in Albania.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Ensuring the Criminal Code incorporates as a separate offence crimes of racial or other discriminatory motives – considering discrimination as an aggravating circumstance in the Criminal Code, which will be fully compliant with the Council of Europe's Framework Convention on the Protection of National Minorities;
- Amending Law No. 8410 dated 30.09.1998 "On Public and Private Radio and Television Stations in Albania", Law No. 7756 dated 11.10.1993 and Law No. 8239 dated 03.09.1997 "On the Press", foreseeing positive provisions to facilitate minorities access to the media, which will be fully compliant with the Council of Europe's Framework Convention on the Protection of National Minorities;
- Amending the Electoral Code, so as to allow for the use of minorities' native languages during electoral campaigns in their areas of residence;
- Approving a Regulation related to the use of minorities' native languages in locations and other topographic indicators in the areas inhabited by national minorities;
- Approving the draft-decision "On a special fund for the financial support of projects for the development of national minorities' national and cultural identities", which will be fully compliant with the Council of Europe's Framework Convention on the Protection of National Minorities.
- Amending the law "On Public and Private Radio and Television" by determining the time, place, type of shows on minorities. This will be an initiative in full compliance with the Framework Convent for the Protection of National Minorities;
- Proposal for some amendments to DCM no. 127, dated 11.03.2004 "On the Establishment of the State Committee for Minorities";
- Proposal for the Prime Minister's Order "On the creation of territorial branches inside the State Committee for Minorities";
- Proposal for signing the European Convent "On the regional and minorities' languages".

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken, so as to address short-term priorities.

**a) The Ministry of Foreign Affairs, Sector for Minorities**

- Organizing an Informing Seminar, related to the obligations deriving from the conclusion of the Paper for Regional and Minorities' Languages, as well as the impact of the implementation of this Paper in our country.

**b) Ministry of Labour, Social Affairs and Equal Opportunities**

- Organising the second stage of round tables for the 12 regions of the country, for the Strategy implementation;
- Operating the inter-institutional group for the organisation, coordination, monitoring and assessment of the implementation of the Roma Community National Strategy;
- Organising a roundtable on the implementation of the Roma Community National Strategy;
- Completing the UNICEF project, in cooperation with the MoE, MoSAEO, and 'Save the Children' for the period January-December 2007, which will focus on the registration of roma children, access to pre-education system and counselling with parents in three areas of roma people, increase of teachers' capacities in their work with marginalized children and roma children that are in or out the education system. The project has a value of 186000 Euro.
- Strengthening the capacities of the Section for the Monitoring of the Implementation of the Roma Strategy;

- Publishing and distributing the Strategy in all of the regions of the country:
- Completing the project on the indicators of the monitoring of the strategy, and delivering various training sessions for the section and the inter-ministerial group responsible for the implementation of the Strategy with a software programme for the registration of data so as to monitor the progress of the strategy;
- Improving living standards, in accordance with Roma community priorities;
- Completing the UNDP project for a period of two years, September 2007 – September 2009, with a value of 786,175 $. The project focuses on the strengthening of Vulnerable Communities in Albania and supports the implementation of the Roma Community National Strategy. It will be accomplished in cooperation with 'Terre des Hommes', the Agency for Legal Services in Tirana, the Fund for Resident Coordinator of the United Nations, the Red Cross, UNFPA, UNICEF, and governmental structures in central and local level, which will be responsible for the implementation of the Strategy.

**c) State Committee for Minorities**

- Organising a National Conference on participation of minorities in the public life;
- Organising a round table on the implementation of the National Strategy;
- Organising a Folk Meeting and the Days of Minority Culture;
- Organising an international meeting with counterpart institutions in the region for "Implementing Practices of international norms in the filed of minorities";
- Strengthening the administrative capacities of the Committee with specialists and jurists in the respective fields;
- Preparing the technical, legal and IT infrastructure, training modules, allocated funds, etc;
- Round table on the foreseen instruments.

**d) Ministry of Interior**

- Definition of criteria related to the right to use mother tongue for the minorities in their local traditional designations and other topographic signs in the areas they live.

**3.2.1 Medium-term legal initiatives**

The following legal initiatives will be taken so as to address mid-term priorities:

- Approving the draft-law "On the protection of national minorities' rights and freedoms in the Republic of Albania", which will be an initiative in full compliance with the Framework Convent for the Protection of National Minorities;
- Amending the Electoral Code, by foreseeing the possibility for participation in election of Albanian emigrants outside the territory of the Republic of Albania, including minorities' emigrants;
- Negotiating and signing the Bilateral Agreement with the Countries of the Region as regards the mutual protection of national minorities, an initiative which will be in full compliance with the Framework Convent for the Protection of National Minorities;
- Approving the draft-law "On the education in languages of the national minorities in the Republic of Albania", an initiative which will be in full compliance with the Framework Convent for the Protection of National Minorities and the European Paper on the Regional Languages and Languages of Minorities.

**3.2.2 Mid-term implementing activities**

The following implementing activities will be undertaken so as to address mid-term priorities.

**a) The Ministry of Foreign Affairs, Sector for Minorities**

- Organising a round table with representatives of minorities organizations, associations that work in the field of minorities' rights, and state institutions, in the frame of the second cycle of reporting to the Council of Europe, as regards the implementation of the Framework Convent "On the protection of National Minorities" and as regards the conclusions from the Opinion of Advisory Committee for the Framework Convent.

**b) Ministry of Labour, Social Affairs and Equal Opportunities**

- Organising a National Conference on Education in minority languages;

- Organising a Folk Meeting and the Days of Minority Culture;
- Organising an international meeting with counterpart institutions in the region for "Minority Legislation in the Balkans";
- Organising a National Conference on the preservation and cultivation of the culture of minorities in Albania;
- Organising an International Conference with counterpart institutions in the region on "Positive Regional Policies on Minorities";
- Organising a National Conference on encouraging the participation of minorities' electronic and print media;
- Organising an International Meeting with counterpart institutions of the region on "Minorities and Euro-Atlantic Integration".

**c) State Committee for Minorities**

- Establishing an inter-institutional working group to prepare draft-laws;
- Consultations with the minorities' organizations, groups of interest and civil society;
- Organising a Folk Meeting and the Days of Minority Culture;
- Organising an international meeting with counterpart institutions in the region for "Implementing Practices of international norms in the filed of minorities";
- Organising a National Conference on Education in minority languages.

**3.3.1 Long-term legal initiatives (2011 - 2012*)***

- Approving the draft-law "On the official registration of the population and habitations in the Republic of Albania", which will include the self-declaration of ethnical and lingual belonging of citizens, an initiative which will be in full compliance with the Framework Convent for the Protection of National Minorities;
- Approving the draft-law "On the education in languages of the national minorities in the Republic of Albania", an initiative which will be in full compliance with the Framework Convent for the Protection of National Minorities and the European Paper on the Regional Languages and Languages of Minorities.

**3.2.2 Long-term implementing activities (2011 - 2012)**

State Committee for Minorities

- Organising a National Conference on Preservation and Cultivation of minority languages;
- Organising a round table on the monitoring results of the Roma Community National Strategy;
- Organising an International Meeting with counterpart institutions of the region on "Minorities and Euro-Atlantic Integration".

**Table 1:** *Strengthening the institutional capacities of the Ministry of Labour, Social Affairs and Equal Opportunities in the field of Respecting Minorities' Rights.*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Structure Establishment/Strengthening | Thousand ALL | 3 | X | X | X | X |
| 2. Investments in infrastructure (equipments) | | X | X | X | X | X |
| 3. Investments in IT | | X | X | X | X | X |

**Table 2:** *Strengthening the institutional capacities for the State Committee for Minorities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resource | persons | 9 | 3 | 4 | X | X |
| 4. Training (thousand ALL) | (thousand ALL) | 0 | 1250 | 7500 | 5625 | 7500 |

# 1.3 REAL ESTATE MARKET

### 1.3.1 REFORM OF AGRICULTURAL LAND, MARKET, SUSTAINABLE MANAGEMENT AND LAND PROTECTION

**1 Political Objective**

The obligations deriving from the Stabilisation and Association Agreement in the field of land reform, the market and the sustainable administration of land are determined with articles 50 and 61 of the SAA. These articles define that not later than seven from the entry into force of this Agreement, Albania should progressively regulate its legislation related to the right of immovable property purchase by citizens of the European Union member countries, in order to ensure equal treatment with that for the Albanian citizens. In addition, article 50 of the SAA determines that the branches of the community companies shall also have the right over immovable property, same as the Albanian companies and as regards public goods, common interest goods, where these rights are considered as necessary in order to carry out the economic activities for which they were meant, by excluding natural resources, agricultural land, forests, meadows and grazing lands. Seven years from the entry into force of the Agreement, the Stabilization and Association Council will determine the modalities for the extension of the rights in this paragraph and in the excluded sectors. The priority of strategic land development, use, market, administration and protection derives from the priorities of the European Partnership.

**2 Current Situation**

**2.1 Legal framework and existing institutional framework**

- Land Reform

The privatization of 557 000 ha of agricultural land has been carried out. This constitutes 98% of the total land, as foreseen for distribution from 569 200 ha.
The change of the land property right from state property to private property marks one of the biggest accomplishments. 440 thousand families were given agricultural land, which constitutes 65% of the total country population. In average, there has been 1.2-1.3 ha agricultural land for each family.
The issuance of the legal document that represents the property title “Act of Property Taking” has been accomplished for 541 thousand ha or 97% of the total land that has been distributed. This meant the security for the new legally created owners over the right of property, thus a very important element of land property consolidation has been achieved, creating an important premise for the land market development.

The legal reform on land is composed of the following:

- Law No. 7501 dated 19.07.1991, “On Land” and the DCM No. 230, dated 22.07.1991 and DCM No. 255, dated 2.08.1991 implementing it;
- Law No. 8312 dated 26.03.1998 “On non-distributed agricultural land” and the DCM No. 531, dated 21.08.1998, amended implementing it.
- Law No. 8053 dated 21.12.1995, “On transferring the ownership of agricultural land without repayment” and the Minister of Agriculture Order No. 106, dated 23.02.1996, implementing it.
- The land market.

One of the premises in its development is the Initial Registration of land, at the quality of immovable property.
Until the end of year 2005 the Ministry of Agriculture, Food and Consumer Protection administered this process. It has been carried out in 2563 rural cadastre areas from a total of 2928 areas in all Albania. This constitutes the 87.5 % of the total.
In accordance with DCM N0. 159, dated 21.03.2006, the activity of the Immovable Property Initial Registration has been transferred under the dependency of COIPR.
The transactions’ rhythm has intensified during the last 2-3 years, especially in the peripheral areas of big urban centres.

The legal framework on the land market is composed of:

- Law No. 7843 dated 13.07.1994 “On immovable property registration” and the DCM No. 432, dated 18.04.1995, implementing it.
- Law No. 8318 dated 1.04.1998 “On letting state owned agricultural and forest land, meadows and grazing

lands", and the DCM No. 830, dated 28.12.1998 and DCM No. 831, dated 28.12.1998 implementing it.
- Law No. 8337, dated 30.04.1998 "On transferring the ownership of the agriculture and forest lands, meadows and grazing lands".
- Sustainable land management of agricultural land

The change of the character of property over land and the right therein, made it necessary to make a radical change in its administration manners. The accomplished changes consist in:

- Setting up a Land Information System (LIS), which is actually maintained manually.
- Start up the use of the Geographic Information System (GIS), which has been piloted in 4 communes until now.
- Monitoring the policies for land use, sustainability of resources, and their change in accordance with the legal procedures.
- Consolidating land and enlarging the agricultural farms based on transactions, leasing, stimulating policies, etc.

The legal framework on the sustainable administration of land is composed of:

- Law No. 8752, dated 26.03.2001, "On the creation and functioning of the land administration structures" and the DCM No. 532, dated 31.10.2002, implementing it;
- Land protection.

The objective is to harmonize the right of property over land with the obligation to protect it, as well as the natural functions it has.
This harmonization is regulated with the provisions of Law No. 9244, dated 17.06.2004, "On protection of agricultural land" and the DCM No. 80, dated 28.01.2005 and DCM No. 59, dated 28.01.2005, implementing it. As regards the sub-field of reform, market, administration and protection of land, there is a respective institutional framework, in line with the relevant legislation.

The activities in this sub-field include as follows:

- Land Management Sector in the MoAFCP, which functions as part of the Directorate of Management of Land and Waters in the MoAFCP.
- Sections of Land Administration and Protection (SLAP), under administrative dependence on the districts and under technical dependency of the MoAFCP.
- Land Management and Protection Offices (LMPO) in the communes (municipalities).
- Commissions in three levels that carry out the land reform.
- These structures carry out their activity, as determined with the legal provisions.

**3 Addressing Priorities**

**3.1.1 Short-term legal initiatives (2007 - 2008)**

- Amending Law No. 8312, dated 26.03.1998 "On non-distributed agricultural land";
- Improvement of Law No. 7501, dated 19.07.1991 "On land";
- Amending DCM No. 532, dated 31.10.2002 "On the manner of the exercise of functions of the LMPS and LMPO";
- Amending Law No. 8752, dated. 26.03.2001 "On the creation and functioning of the land management structures".

**3.1.3 Short-term implementing activities (2007 - 2008)**

- Land protection by: 1) ensuring the functioning of SILP; 2) establishing the ILP.
- Sustainable administration of agricultural lands by: 1) adjourning the information on the conditions of the land fund; 2) following transfers and resources changes.
- Land reform, by: 1) following the process of land distribution; 2) filling in the documentation and property consolidation; 3) checking the applicability of the law and creating information on the land.

**3.2.1 Mid-term legal initiatives (2009 - 2010)**

The approval of DCM "On the ways of creating and using the LIS documentation"

### 3.2.2 Mid-term implementing activities (2009 - 2010)

- Development of the land market by 1) consolidating the property documentation; 2) checking the law applicability.
- Land protection by: 1) ensuring the functioning of SILP; 2) ensuring the functioning of the LPI in the districts.
- Sustainable administration of agricultural land by: 1) adjourning the information on the conditions of the land fund; 2) following transfers and resources changes; 3) monitoring the land category evaluation procedures, creation of the LIS documentation.

The legal framework to be prepared will have the following main objectives:

Amendment of law no. 8752, dated 26.03.2001, aims at harmonizing the specific components of land administration with the necessary activities for land protection.
In addition, this amendment accomplishes the establishment of the cadastre and the adoption of new methods in a sustainable administration of agricultural land.

The activities for the implementation of the obligations in this sub-field are divided into the following activities:

- In the frame of the land reform (2007-2008) the budget will invest the continuation of the activity of the legal structures (commissions) for the land distribution.
- In order to adapt the new methods in land administration, the budget will invest the financial means for the creation of the necessary documentation and training on the strengthening of existing capacity levels.
- In the frame of land protection, it has been planned that during the second half of year 2007, there will be a new State Inspectorate for Land Protection (SILP) near the Ministry of Agriculture, as a necessary structure and as mandatory from the legal provisions, which will be permanent.

Apart from that, during the second half of year 2007, it has been foreseen to establish the Inspectorates of Land Protection (ILP) near the Districts. The creation of this structure is an obligation that derives from the Law no. 9244, dated 17.06.2004 "On the protection of agricultural land".
The entirety of planned measures constitutes a specific strategy of the Ministry of Agriculture for the development of the land market, as part of the national strategy for the development of agriculture and of the Albanian Government Program, which was approved by the Parliament of Albania in September 2005.
Apart from this activity, which is managed and administered by the Ministry of Agriculture, closely related with this sub-field there is also the activity of the Ministry itself, the State Committee for Property Restitution and Compensation, and other departments that administer Immovable Properties.

**Table 1:** *Strengthening institutional capacities in the Land Management Sector*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Additional Human resource | persons | 3 | 3 | 3 | 3 | 3 |
| Training (Thousand ALL) | Thousand ALL | 0 | 0 | 200 | 200 | 300 |

**Table 2:** *Strengthening institutional capacities in the Land Protection Inspectorate (LPI)*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Additional Human resource | persons | 4 | 4 | 4 | 4 | 4 |
| Training (Thousand ALL) | Thousand ALL | 0 | 0 | 200 | 200 | 200 |

### 1.3.2 INITIAL REGISTRATION

#### 1 Political Objective

The Albanian government is committed to accelerating the process of initial registration of immovable property in rural and urban areas at the earliest possible timeframe. The policy of the IPRO consists in providing quick services to the citizens

and the Albanian institutions, as regards the registration of titles over all immovable property in the territory of Albania, as well as in providing information on these properties through an efficient, contemporary, clear, accurate, transparent and secure system of registration. The main objective of this Institution's Policy consists in guaranteeing the titles of immovable property in all Albania.

**2 Current Situation**

**2.1 Existing Legal Framework**

Initial registration of immovable property is regulated by the following legal acts:

- Law No. 7843, dated 13.07.1994, "On the immovable property registration ";
- DCM No. 432, dated 14.8.1995 "On the procedures of immovable registration office in the urban area of villages";
- DCM No. 492, dated 5.08.1996 "On some amendments to DCM No. 352, dated 3.05.1995, "On the approval of the ownership certificates over immovable property";
- DCM No. 556, dated 23.10.2000 "On the submission of the ownership documentation to the Immovable Property Registration Offices";
- DCM No. 411, dated 29.8.2002 "On the transfer of some premises into the management of the Immovable Property Registration Central Office and the Immovable Property Registration Office Tirana, Korça, Durrës;
- DCM No. 292, dated 24.04.2003 "On some amendments to DCM No. 549 dated 26.8.1996 "On defining the tariffs of services of the Immovable Property Registration Office" amended;
- DCM No. 3 dated 21.03.2006 "On the closure of the Management Unit of the Project on the Immovable Property Registration System and transfer of its functions to the Immovable Property Registration Central Office".
- DCM No. 24, dated. 19.01.2007 "On the procedure of issuing documents from some offices of immovable property registration and change of tariff therein".
- Directive of the Council of Ministers, no. 1, dated. 31.01.2007, "On the registration procedures in the immovable property registration offices".

**2.1 Existing Institutional Framework**

The fulfilment of the commitments deriving from the legislation in force concerning the first registration of immovable property is under the responsibility of the following institutions:

a) Immovable Property Registration Central Office, is the main institution responsible for the immovable property registration. The Office operates under the Ministry of Justice. IPRCO cooperates closely with the local government bodies (municipality and communes) and other central institutions, in particular with ministries, prefectures and State Committee on Land Restitution and Compensation. Moreover, this office cooperates closely with the private sector (constructors, Chamber of Advocacy, Notary, banks etc). The mechanism of the cooperation consists in the entering of agreements between the IPRCO and these institutions;
b) Immovable Property Registration Office in the regions, which exercise their activity in the territory of the immovable property registration zones, as defined by the Council of Ministers.

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008)**

- *Carry out the initial registration of immovable property.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- Amending Law No. 7843, dated 13.07.1994 "On immovable property registration" aiming at transforming the IPRCO into a self-financing institution;
- Amending DCM No. 292, dated 24.04.2003 "On some amendments to DCM No. 549 dated 26.8.1996 " On defining the tariffs of services of the Immovable Property Registration Office" amended;

**3.1.2 Short-term Implementing Activities (2007 -2008)**

- Prepare the Business Plan (revision and preparation of Business Plan and strategies, implementing the latter, in

order to transform the IPRS into a self-financing institution);
- Applying the IT strategy through the computerization of the registration system, digitalization of data (computerization of IPRS and the application of scanning, conversion, and registration data update);
- Improving the administrative capacities for the first registration through training sessions (Staff training on the procedures and legislation on the registration of immovable property and the work with the computerized registration system);
- Carrying out investments for the construction, enlargement and equipment of the working spaces in the Central and Local Offices of Immovable Property Registration (reconstruction and enlargement of IPRO offices and purchase of equipment for the offices);
- Informing the public on the functioning of the IPRS and on the registration procedures (preparation and development of the awareness campaign on the functioning of the IPRS and the initial registration of immovable properties);
- Completion of the initial registration process (Initial registration of 150 000 immovable properties).

**3.2 Mid-term Priorities (2009 - 2010)**

- *Carry out the initial registration of immovable property*

**3.2.1 Mid-term legal initiatives (2009 - 2010)**

- Amending Law No. 7843, dated 13.07.1994 "On immovable property registration" aiming at transforming the IPRCO into a self-financing institution.
- Preparing the supporting legal basis, in order to implement the new law on immovable property registration, so that the IPRO becomes a self-financing institution.

**3.2.3 Medium-term Implementing Activities (2009 - 2010)**

- Prepare the Business Plan (revision and preparation of Business Plan and strategies, implementing the latter, in order to transform the IPRS into a self-financing institution);
- Applying the IT strategy through the computerization of the registration system, digitalization of data (computerization of IPRS and the application of scanning, conversion, and registration data update);
- Improving the administrative capacities for the first registration through training sessions (Staff training on the procedures and legislation on the registration of immovable property and the work with the computerized registration system);
- Carrying out investments for the construction, enlargement and equipment of the working spaces in the Central and Local Offices of Immovable Property Registration (reconstruction and enlargement of IPRO offices and purchase of equipment for the offices);
- Informing the public on the functioning of the IPRS and on the registration procedures (preparation and development of the awareness campaign on the functioning of the IPRS and the initial registration of immovable properties);
- Completion of the initial registration process (Initial registration of 300 000 immovable properties).

**3.3 Long-term priorities (2011 - 2012)**

- *Initial registration*

**3.3.2 Long-term legal initiatives (2011 - 2012)**

- Prepare the supporting legal basis, in implementing the new law on immovable property registration, aiming at transforming the IPRO into a self-financing institution.

**3.3.3 Long-term implementing activities (2011 - 2012)**

- Applying the IT strategy through the computerization of the registration system, digitalization of data (computerization of IPRS and the application of scanning, conversion, and registration data update);
- Improving the administrative capacities for the first registration through training sessions (Staff training on the procedures and legislation on the registration of immovable property and the work with the computerized

registration system);
- Carrying out investments for the construction, enlargement and equipment of the working spaces in the Central and Local Offices of Immovable Property Registration (reconstruction and enlargement of IPRO offices and purchase of equipment for the offices);
- Informing the public on the functioning of the IPRS and on the registration procedures (preparation and development of the awareness campaign on the functioning of the IPRS and the initial registration of immovable properties);
- Completion of the initial registration process (Initial registration of 300 000 immovable properties).

**Table 1:** *Strengthening institutional capacities in the Immovable Property Registration Office*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | x | x | x | X | X |
| 4. Training (thousand ALL) | (thousand ALL) | X | 11.791 | 15.715 | 18.658 | 13.753 |

**Table 2:** *Foreign Assistance in Supporting the Initial Registration*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Justice | EU | CARDS 2005 | Support to the system of immovable property registration | 3 mln € | In process | ongoing |
| Ministry of Justice | EU | CARDS 2006 | Continuation of the support in the registration of immovable property in the coastal areas | 1.9 mln € | In process | ongoing |
| Ministry of Justice | World Bank, Swedish Government | | Ensuring Ownership and Registration of the right over immovable property | 19.42 mln $ | 2007 | 2011 |

### 1.3.3 PROPERTY RESTITUTION AND COMPENSATION

#### 1 Political Objective

One of the main objectives of the government is the expedition of the process of property restitution and compensation. Other than the restitution of property and replying to the complaints of the expropriated subject entities, during the 2007-2008 period, the State Committee for Property Restitution and Compensation will compile the Property Value Map (PVM) for all the Republic. PVM is important in that it represents the final and decisive step for the possibility of resolving ownership-related problems. This map will assist the Albanian government in the creation of ideas and funds that will be needed for the compensation of expropriated subject entities. In addition, it will serve as the reference point for the value of land in case of contracts, and will create an idea about the land market in Albania.

#### 2 Current Situation

#### Legal Framework

The property compensation and restitution process is regulated by the following legal and subordinate legal acts:

- Law No. 9235, dated 27.09.2004 “On the land restitution and compensation” which is the legal basis in this process;
- Parliament Decision No. 183, dated 28.04.2005 “The methodology of immovable property valuation”. This document is a necessity for the calculation of the value of immovable property, which based on the law, will not be restituted, but compensated.
- Parliament Decision No. 330, dated 13.05.2005 “On the provision of data on Public and Private Properties”;
- Decision of the Council of Ministers no. 566, dated 23.08.2006, “On the organization and functioning of the State Committee for Property Restitution and Compensation”;
- Decision of the Council of Ministers, no. 747, dated 23.08.2006, “On the procedures of collection, processing and administration of the expropriated subjects during the process of property recognition, restitution and

compensation", on the basis of which, the treatment of requests coming from expropriated subjects takes place, as regards the recognition of the right over property;

- Decision of the Council of Ministers, no. 758, dated 16.11.2006 "On the approval of procedures for the distribution of the compensation fund for year 2006" based on which, the allocated fund for year 2006 was distributed.
- Decision of the Council of Ministers, no. 51, dated 07.02.2007 "On the approval of models for the decisions that are issued by the State Committee for Property Restitution and Compensation".
- Decision of the Council of Ministers, no. 52, dated 07.02.2007 "On the definition of procedures and time limits for the communication between the State Committee for Property Restitution and Compensation and the state institutions during the process of property recognition, restitution and compensation".
- Decision of the Council of Ministers no. 257, dated 11.04.2007 "On the criteria to be followed in the natural compensation procedure, with state land, to the expropriated persons, in some specific cases";
- Order of the Director General, no. 251, dated 03.11.2006 "On the approval of standard forms, to be used during the process of property recognition, restitution and compensation".
- Order of the Director General, no. 51, dated 02.02.2007 "On the approval of the regulation 'On the organization and functioning of regional offices for property restitution and compensation in the Districts".
- Order of the Director General, no. 259, dated 20.06.2007 "On the organization and functioning of the State Committee for Property Restitution and Compensation".

**2.2 Institutional Framework**

The fulfilment of the commitments deriving from the legislation in force concerning property restitution and compensation is under the responsibility of the following institutions:

a) State Committee for the Property Restitution and Compensation (SCPRC), whose duty is to lead the property restitution and compensation process in Albania, under the Ministry of Justice. State Committee for the Property Restitution and Compensation is responsible for: (i) fair settling of the issues on ownership right, according to the criteria defined in article 41 of the Constitution, which have arisen from expropriations, nationalisation or confiscation; (ii) restitution and, when property restitution according to this law is not possible, its compensation; as well as (iii) procedures for the property restitution and compensation, as well as, the administrative bodies tasked with this duty. The SCPRC structure, as approved by Prime Minister Order No. 98, dated on 29.06.2007, "On the approval of structure and personnel of the SCPRC" is composed of 150 staff members, from which 50 work in the central office, and the other 100 in the regional offices.
b) 12 Local Commissions, under the SCPRC.

**3 Addressing Priorities**

**3.1 Short-term Priorities**

Based on the EC recommendations in the European Partnership Document 2005, the short-term priority (2007-2008) in the area of property restitution and compensation is to:

- *Implement the existing legislation on property restitution and compensation;*

**3.1.1 Short-term implementing activities**

The State Committee will undertake the following short-term implementing activities for the Property Restitution and Compensation, so as to accelerate the process on property restitution and compensation:

- Making functional the regional offices for the property restitution and compensation;
- Finalising the immovable property value map;
- Finalising the process of recognition and restitution within July 2008, whereas the compensation process within 2014;

# 1.4 REGIONAL AND INTERNATIONAL COOPERATION

### 1.4.1 FREE TRADE AGREEMENTS

**1 Political Objective**

The trade policies that Albania is currently implementing are intended to meet the obligations deriving from articles 12 and 15 of the SAA. These trade policies have now been upgraded to a regional level, and have thus been set the objective of negotiating and signing the amended and extended Unique Free Trade Agreement (CEFTA) by December 2006. This objective was endorsed in the political decision undertaken by the Prime Ministers of the seven countries of the region – Albania, Bulgaria, Croatia, Macedonia, Moldova, Romania, the Serbia-Montenegro Union and UNMIK and Kosovo – signed on 6 April 2006 in Bucharest in respect of the negotiation and conclusion of this Unique Agreement by the end of year 2006, which will create a regional free trade area.
This regional agreement will incorporate trade policies in relation to industrial products, agriculture products, rules of origin, and tariff and non-tariff barriers. This agreement will also be based on the text of the Central European Free Trade Agreement (CEFTA), although it will be characterised by modern, contemporary and complete provisions, which will determine a higher level of trade liberalisation, and will be open to and comprehensive for all parties in the Region.
Another objective of the Government is the negotiation and signature of Free Trade Agreement with Turkey five years after the Albania-EU FTA has entered into force. Turkey is a country, which is applying the customs union with the EU at present. These negotiations will focus on the further liberalisation of bilateral trade between the two countries, thus eliminating tariff and non-tariff barriers, in conformity with the GATT/WTO principles and criteria of Article XXIV "On Territorial Application – Border Traffic – Customs Union and the Areas of Free Trade", as well as giving mutual advantages for the preferential treatment and national treatment in the service trade, in compliance with the GATT/WTO principles and criteria of Article V "On Economic Integration".

**2 Current Situation**

**2.1 Legal framework**

The laws that do not transpose the community acts and their compliance, as well as the legal acts in force, are as follows:

- Law No. 8892 dated 14.05.2002 "On the Ratification of the Free Trade Agreement between the Government of Albania and the Government of Macedonia", entered into force on 14.06.2002;
- Law No. 8973 dated 21.11.2002 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Republic of Croatia", entered into force on 04.01.2003;
- Law No. 9050 dated 17.04.2003 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Republic of Romania", entered into force on 09.04.2003;
- Law No. 9077 dated 09.06.2003 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Republic of Bulgaria", entered into force on 15.07.2003;
- Law No. 9101 dated 10.07.2003 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Republic of Bosnia Herzegovina", entered into force on 14.08.2003;
- Law No. 9122 dated 29.07.2003 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the UNMIK on behalf of the Self-Governing Institutions of Kosovo", entered into force on 29.08.2003;
- Law No. 9195 dated 26.02.2004 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Union of Serbia-Montenegro", entered into force on 07.04.2004;
- Law No. 9196 dated 26.02.2004 "On the Ratification of the Free Trade Agreement between the Republic of Albania and the Republic of Moldova", entered into force on 07.04.2004;
- Law no. 9696, dated 21.03.2007, "On the ratification of the 'Amending and adhering to the free trade agreement of the Central Europe";
- Law no. 9733, dated 14.05.2007, "On the Ratification of the Free Trade Agreement between the Republic of Albania and Turkey".

**2.2 Existing Institutional Framework**

The following institutions are responsible for the implementation of the commitments that derive from the

legislation in force for the implementation of the sole Free Trade Agreement with the countries of the Region:

a) Ministry of Economy, Trade and Energy.
b) Ministry of Finance and Ministry of Agriculture, food and Consumers' Protection.
c) All the line ministries and the other central institutions.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based upon the recommendations of the European Commission outlined in the European Partnership Document, and the commitments that derive from the implementation of the SAA, the short-term priorities in the area of regional cooperation are as follows

- *Article 12 of the SAA, Paragraph 3:* "*Albania shall review existing bilateral Agreements with all relevant countries, or will conclude new ones, in order to ensure that they are compatible with the principles set out in the Memorandum of Understanding on Trade Facilitation and Liberalisation, signed in Brussels on 27 June 2001."*
- *Article 15 of the SAA: "Cooperation with the candidate countries for adhering to the EU.*
- *Implement all Free Trade Agreements in the Region.*

**3.1.1 Short-term Legislative Initiatives**

The following implementing activities will be undertaken so as to address short-term priorities:

- Analysing import/export data received from the General Directorate of Customs, (ii) organising Joint Committees with the signatories of the FTAs, such as CEFTA, Turkey;

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the obligations that derive from the Stabilisation and Association Agreement, the priorities for the medium-term are as follows:

- *Negotiate and sign the Free Trade Agreement with the Republic of Turkey, five years from the entering into force of the FTA with the EU ;*

**3.2.1 Medium-term Implementing Activities**

During the period 2007-2008, the Ministry of Economy, Trade and Energy will undertake the following implementing activities so as to address medium-term priorities:

- Monitoring the implementation of regional FTAs through the: (i) analysis of import/export data received from the General Directorate of Customs, (ii) organisation of Joint Committees with the signatories of the FTAs; (iii) organisation of seminars so as to make businesses aware of the new changes; (iv) consultation sessions with business, so as to clarify any problem that might come out during the implementation phase (annually).

- Monitoring the implementation of the Albania-Turkey FTA through the: (i) analysis of import/export data received from the General Directorate Customs, (ii) organisation of Joint Committees with the signatories of the FTAs; (iii) organisation of seminars so as to make businesses aware of the new changes; (iv) consultation sessions with business so as to clarify any problems that might come out during the implementation phase (annually).

**1.4.2 ANTI-DUMPING**

**1 Political Objective**

The political objective in the sector of anti-dumping, in the frame of complying with the obligations deriving from articles 24 and 25 of the Interim Agreement, as well as articles 37 and 38 of the Stabilization and Association Agreement is related to the provision of the necessary legal and administrative basis in Albania, aiming at the application of the

anti-dumping measures protecting the local industries. In the short-term period, the aim is the adoption of the anti-dumping legal package, which consists of two important draft-laws on the safeguards in import and anti-dumping and countervailing measures, suitable and harmonised with European ones in this field. In addition, another main objective is the establishment of the Commission for the Assessment of Import Measures, immediately after the approval of the legal package.

## 2 Current Situation

### 2.1 Existing Legal Framework

The laws, the sub-ordinate acts and the community acts that are transposed, as well as their level of approximation.

| |
|---|
| 1. Law No. 8466, dated 24.03.1999 "On anti-dumping". |
| EU Regulation No. 384/96 – On the protection against dumped imports from countries not members of the European Community.<br>General Agreement on Tariffs and Trade, 1994 - article VI "Anti-Dumping Agreement". |
| Level of Approximation - Partial. |

### 2.2 Existing Institutional Framework

Fulfilment of the commitments deriving from the legislation in force in the field of anti-dumping is the responsibility of:

a) The Ministry of Economy, Trade and Energy, namely the Anti-dumping Section at the Market Surveillance Directorate – General Regulatory Directorate, which consists of 3 employees: 1 head of sector and 2 specialists. The Section's mission is to protect domestic industry in cases when it is damaged, threatened to be damaged and hindered by the unfair practices of international trade through imports dumped or subsidised and by the import of a product in great quantities and in such conditions which bring the above-mentioned effects in the domestic industry.
b) In this field METE cooperates with the Line Ministries, the General Directorate of Customs, and the Chamber of Commerce and Industry.

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

In order to fulfil the commitments undertaken in the framework of the Interim Agreement (Article 24 "Dumping and subsidies" and article 25 "General Clauses for Safeguarding Measures"), the short-term priorities in the anti-dumping area are as follows:

- *Undertake actions to protect trade in compliance with article 24 paragraph 2 and article 25.*
- *Implement article IV – "Agreement on antidumping" of GATT 1994.*
- *Implement article XVI – "Agreement on Subsidies and Countervailing Measures" of GATT 1994.*
- *Implement article XIX – "Agreement on Safeguarding Measures" of GATT 1994.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken during 2007-2008 by the Ministry of Economy, Trade and Energy so as to address short-term priorities:

- Approving the legal package "On Antidumping and the prevention of Unfair International Trade Practices", which contains:
- Draft-law "On safeguarding measures on import", drafted in full compliance with the EU Regulation No. 3285/94 and GATT 1994 (article XIX).
- Draft-law "On anti-dumping and countervailing measures" in compliance with EU Regulation No. 384/96, EU Regulation No. 2026/97, and GATT 1994 (article IV, article XIV);
- Approving subordinate acts, in the frame of compliance with the legal package:
- Decision on the establishment of the Commission for the Assessment of Import Measures;
- Decision on the approval of: a – regulation on the Commission's functioning; b – public notice on the commencement of investigation; c – public notice on the completion of investigation;
- Regulation of application and procedures for the safeguard measures.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Organising the national seminar on safeguarding *antidumping* and countervailing measures, aiming at raising awareness of the business community. Raising awareness of the business community as the category affected directly, on the existence of the state responsible structures for the application of this regulatory instruments, as well as the existing legal framework and legislative initiatives in the field.
- Establishing a Commission for the Assessment of Import Measures.
- Preparing booklets, which aim at informing and raising awareness of the interested categories. The aim of this activity is to inform, briefly, on the unfair international trade practices and raise awareness on these practices.

### 3.2 Medium-term Priorities (2009 - 2010*)*

In order to fulfil the commitments undertaken in the framework of Interim Agreement, article 24 - "Dumping and subsidies", and article 25 - "General Clauses for Safeguarding Measures", the medium-term priorities in the field of anti-dumping are as follows:

- *Undertake actions to protect trade in compliance with article 24 paragraph 2 and article 25.*
- *Implement article IV – "Agreement on antidumping" of GATT 1994.*
- *Implement article XVI – "Agreement on Subsidies and Countervailing Measures" of GATT 1994.*
- *Implement article XIX – "Agreement on Safeguarding Measures" of GATT 1994.*

### 1.4.3 COMMON FOREIGN AND SECURITY POLICY

### 1 Political Objective

Good neighbourhood relations and cooperation with the countries of the region, in particular with the countries of the Western Balkans, remain one of the priorities of Albania's foreign policy, whilst also being one of the main requirements of the Stabilisation and Association Agreement with the EU (SAA Articles 1, 11-15).
Aware of the fact that regional cooperation is a pre-condition to the European and Euro-Atlantic integration of the countries of the region, Albania adheres to the European Union's course of a stabilised and safe region in which bi- and multi-lateral cooperation between all countries of the region replace ethnic and religious conflicts.
The philosophy of the Albanian Government in the development of relations with its neighbours is based on three fundamental principles: transparency, tolerance and dialogue. In this respect, Albania has intensified political dialogue at the highest level with all countries of the region, and has extended the legal basis for bilateral institutional cooperation in many areas of mutual interest.
Not only in the bilateral plan, but also in the multilateral one, Albania is very active. It is now a member of the SEECP, NEQ, Adriatic 3, Adriatic-Ionian Initiative, and so on, whilst this year it holds the Chairmanship/Presidency of two of them, (the NEQ and the Adriatic-Ionian Initiative). As an expression of its active regional policy, Albania organised in Tirana the meeting of the Ministers of Southeast European countries on 28th April 2006, when issues of economic and Euro-Atlantic integration were discussed.
In the framework of establishing a free trade area in the region, Albania has signed free trade agreements, a substantial part of which are being implemented, with all countries of the region. In addition, Albania wishes that just like goods, impediments to the free and safe movement of people in the Balkan region are removed gradually.
On 6th April 2006, Albania signed up to the Bucharest Declaration for the Extension of the Free Trade Area (CEFTA) between all countries of the region. The agreement, which is expected to be signed within the year, will replace the network of bilateral free trade agreements between Southeast European countries, giving a new impetus to economic development, commercial exchanges, and the acceleration of the further integration of the Western Balkans into the EU's economic structures.

### Relations with countries of the region

Relations with Macedonia have progressed increasingly due to the continuous political dialogue at the highest levels with Macedonian authorities, and the Albanian Government's constructive policy towards certain developments that have taken place this year. By adopting a similar stance to that of the international community, Albania has continually encouraged the full implementation of the Ohrid Agreement, as a key process, not only for the stability

of Macedonia, but also for its accession into the European Union.
In exchanges of political visits of the highest level between the two parties, which have taken place intensively recently, there has been a reconfirmation of the political will of both countries for the deepening of bilateral cooperation in all areas, as well as cooperation in bilateral and regional cross-border projects in the interest of the well-being of the people of both countries, and the economic and social development of these areas.

Relations with the Union Serbia and Montenegro take on a particular significance, without prejudice in all areas of mutual interest. In the political dialogue with the Belgrade authorities, Albania has been careful so as not to allow the issue of Kosovo to become an impediment in the development of bilateral relations despite the dissimilar stances of Serbia and Albania in relation to Kosovo's status.
The Albanian Government believes in the philosophy of the absolute necessity for dialogue, as an act of civility, which allows each side to overtly put forward its position, even if this was to be the reverse of the other. It is because of this re-settled political dialog, after more than 50 years, which open the road to the creation of institutional cooperation in different fields, which will be further extended through the mutual efforts of both countries. Albania has also supported the inclusion of the Serbia and Montenegro Union in various regional initiatives, and wishes for Belgrade to be included as soon as possible in the European and Euro-Atlantic integration processes.

In the meantime, the relations with the Montenegro authorities remain constant and they are even increasing, as a result of the well understanding that exists between these authorities and the political factors of the Albanian minority in this Republic.

Albania welcomed the referendum results in Montenegro, for the independence of this Republic from the Union, as an expression of the people free will to be independent. The Albanian Government has approved the establishment of a General Consulate in Podgorica, the functioning of which is pending approval from the authorities of this country.

Relations with Croatia are important in the regional policy of Albania, as well as relations with Bosnia Herzegovina, which share the same commitments towards the integration processes in the European and Euro-Atlantic structures. The political dialogue with these countries is constant in all levels, both in the bilateral relations, and in the frame of mutual multilateral initiatives, such as the Atlantic Paper, SEECP, NEQ, SECI, etc.

Relations with Croatia are important in all aspects and areas, as Albania wishes to learn from the Croatian experience in the acceleration of various phases of the Stabilisation and Association process with the EU and it being awarded candidate status for accession into the European Union.

Tri-lateral cooperation between Albania, Macedonia and Croatia at the political and military levels has been very efficient and intensive. This has taken place in the framework of the Adriatic 3-USA Charter for the acceleration of the integration of these countries into NATO, and the non-official periodic meetings of the Foreign Ministers of the 5 countries of the Western Balkans with the Foreign Ministers of EU countries that hold the Presidency of the EU.

Relations and political exchanges between Albania and Italy have marked a quantitative and qualitative increase recently. The strategic partnership between the two countries has been reconfirmed in bilateral visits, focusing not only on bilateral relations, but also on initiatives of a global and regional character, thus securing the absolute support of the Italian government and parliament for Albania's integration in the EU and NATO. In this aspect, the periodic visits of government representatives and personalities demonstrate not only that cooperation between the two countries is intensive, multi-dimensional and multi-lateral, but also that it takes place at both central and local levels. Due to the EU's good neighbourhood programmes and the autonomy Italian regions enjoy because of the decentralisation law, a new and efficient dimension has been encouraged in local level cooperation making possible the signature of various Cooperation Protocols between the Albanian and Italian regions.

Relations with Greece, which are good at present, have witnessed progressively positive growth. Close cooperation has taken place at the bilateral, regional, European and international levels on the preservation and further strengthening of stability, peace and progress in Southeast Europe. Given that Albania is committed to accession into the EU and NATO, it leans on neighbouring Greece as a member of both of these organisations/structures. The partnership that has been achieved this far in Albanian-Greek relations is a reality which is appreciated by the governments of both countries, and the international community. This bilateral approach has its positive effects at a level of regional cooperation, and more particularly so for Albania's integration processes, for which Greek support has been forthcoming.

Relations with Turkey are considered to be very friendly and excellent by the highest authorities of both countries and governments. They are consolidated even further through the regular exchanges of bi-lateral official visits between the Heads of States and/or Governments, and ministers and their counterparts. Particularly intensive is cooperation in the area of defence, for which Turkey is one of Albania's main donors for this country's Armed Forces. In addition, Turkey supports completely Albania's NATO membership. There is and continues to develop a fruitful institutional cooperation between Albania and Turkey in all areas, including public order, intelligent services, justice, health, education, sciences, culture, transport, tourism, and so on.

Political relations with Romania have traditionally been good, and in the past few years, they have witnessed important developments accompanied by high-level exchanges. Albania is interested in cooperating with Romania not only in relation to exchanges of experience about Romania's strategy and logistics in its negotiations with the EU and NATO, but also in securing Romania's support and lobbying as a member of the NATO Alliance. The cooperation between the two countries has been intensive and in the framework of both regional initiatives and international organisations.
Political relations between Albania and Bulgaria, which have been traditionally good, have developed further recently through the intensification of political dialogue and high-level visits. A significant emphasis in these relations is placed on co-operation in transport and communications, agriculture, energy, education and culture. Albania is interested in joint projects such as the Burgas-Vlore oil pipeline, Corridor VIII, a railway line and the construction of a high voltage line (400k) between Albania, Bulgaria and Macedonia. In addition, Albania seeks Bulgarian support and lobbying in NATO since Bulgaria is now a full NATO member. Cooperation between the two countries was intensive and has taken place in the framework of regional initiatives and international organisations.

**Albania's Policy to the Kosovo Issue**

The Albanian government carefully follows and is sensitive to Kosovo's political developments and processes, and believes that the Kosovo leadership is exercising wisdom, unity and consensus in the management of the situation during such a significant and historical phase of Kosovo's history. The Albanian government welcomes the rounds of bilateral talks in Vienna, encouraging participants to continue their constructive dialogue. What is needed at present from all parties is a realistic approach. Therefore, the Albanian government asks the Belgrade authorities to encourage Kosovo's Serbs to become involved in Kosovo's institutions. Albania appreciates the fact that Kosovo is advancing in the meeting of standards for the establishment of a democratic, free and multiethnic Kosovo, as a source of stability for the entire region.

The policy of the Albanian government towards Kosovo is clear. It supports the efforts of the international community – the Security Council, the Contact Group and the mission of the Special Envoy of the UN's Secretary General – in finding a solution, which above all will take into account the will of the people of Kosovo. It also supports the basic principles on which this solution is founded – no to a return to the situation prior to 1999, no to Kosovo's division and no to Kosovo's unification with any country or part/s of any country.

Albania stands for the respect of international borders, including Kosovo's borders as they stood after the 1974 Constitution. An independent and democratic Kosovo, focused on Euro-Atlantic integration, will be a factor for peace and stability in the region.

**Regional multilateral relations**

In the frame of multilateral relations, Albania holds the presidency of the Central Europe Initiative and Adriatic-Ionian Initiative. From January of this year, Albania organizes meetings in the frame of these initiatives, which vary from meetings of the Political Directors of member and participant countries, to the high-level meetings with heads of states or governments.

**Common Security**

The association of Albania's position with that of the EU, as a direct consequence of the Thessalonica Summit, strengthened priorities of security and foreign policy, and brought them closer to the EU's political sphere. In its foreign policy, Albania contributes towards the maintenance of peace and security by playing an active role in various regional and international organisations.

**Participation in international organisations**

**The United Nations**

Albania implements all obligations that derive from the resolutions of the Security Council and international Conventions approved by the United Nations. Albania maintains contacts and cooperates with specialised UN agencies and organisations. By complying with the UN Charter and Resolutions approved by the Security Council and the General Assembly, Albania has contributed substantially to the peaceful resolution of crises in the Balkans throughout the 1990s and onwards. Albania's foreign policy has encouraged the creation of a favourable climate of good neighbourhood by promoting peaceful political developments, regional security, and economical and social developments.

Albania contributes towards UN activities in various unsafe areas of the world. It participates in international peacekeeping operations in Bosnia-Herzegovina and Georgia, and contributes actively to the fight against international terrorism by having own troops in Iraq and Afghanistan.

Albania rigorously implements the sanctions system imposed by the UN. In 2004, Albania became for the first time an ECOSOC member, for the 2005-2007 period. As such, it intends to contribute directly to global and regional developments in the economic and social area, and human rights protection.

**The Council of Europe**

Albania has been a member of the Council of Europe since 13 July 1995. Albania has ratified the European Convention on Human Rights recognizing at the same time the jurisdiction of the European Court of Human Rights. Albania has signed and ratified 51 international conventions on the maintenance of peace, the fight against corruption and organised crime. In June 2003, the Albanian Government and the Council of Europe signed the Memorandum of Understanding in Strasbourg.

**OSCE**

The goal of Albania's cooperation with the OSCE Presence in the country is a) to increase the Presence's efficiency, and b) to focus its assistance on the deepening of democratic processes and strengthening of institutions in Albania. The efficient implementation of the Presence's mandate, responsive to the developments and progress achieved in the country with practical and result-oriented projects, in particular in relation to the completion of the legislative electoral and justice package, is the added value of the assistance of the OSCE Presence in Albania.

**Weapons Control**

With regard to participation in/signature of international treaties and conventions on the non-proliferation of weapons of mass-destruction and conventional weapons, Albania has signed a series of international acts that play an important role in preserving peace and common security.

**Albania's contribution to the fight against terrorism**

The contribution is reflected in Albania's active participation and the fact that it has joined the alliance against terrorism at present alongside US military troops and those of other allied countries. In addition, Albania has signed UN and CoE conventions against terrorist acts.

**European Security and Defence Policy (ESDP)**

Albania observes ESDP developments in the framework of the CFSP and is preparing for gradual involvement in the ESDP by assuming all obligations that stem from participation and contributing to its further development.

With regard to the military aspect, Albania is carrying out an extensive reform of its defence system, which consists in the consolidation of the new organisational structure of the Armed Forces, legislative reform and the application of Equipment and Organisation Tables, all of which are a step forward towards alignment with the military structures of NATO countries. During this period, Albania has increased its participation by sending troops to peacekeeping operations as an indicator of Albania's commitment to the increase of regional and global security and stability.

During 2005, the Albanian Armed Forces have participated in 19 out of 23 NATO cooperation exercises, which account for approximately 100 activities (seven of which are joint exercises) in the framework of the Individual

Partnership Plan (IPP). The Armed Forces continue to participate in ALTHEA, the EU operation in Bosnia and Herzegovina, and are also present in Afghanistan at the ISAF mission.
The participation of the Armed Forces in the NATO Partnership for Peace constitutes the main indicator of the growth of operational co-operation with the Alliance and NATO membership preparations. The implementation of partnership programmes such as the IPP and PARP constitute an important orientation in the transformation of the Armed Forces in accordance with NATO standards.

### 1.4.4 MINE - CLEARING

#### 1 Political Objective

The Albanian Government, in compliance with the obligations deriving from membership in the International Conventions in this field, has drafted the Anti-Mine Action Programme, aiming at the mine clearing of the areas identified as having mines or ammunitions.
One of the priority objectives of this programme is the creation of national capacities for mine clearing. The main aim in this regard is to clear minefields of mines, and to then restore them back to the community as safe areas. The Albanian Government will continue to implement concrete programmes in this area by cooperating closely with international partners who have assisted in mine-clearing operations.

#### 2 Current Situation

#### 2.1 Legal Framework

The primary laws as regards mine clearing are:

- Law No. 8547, dated 11.11.1999 “On the ratification of the Convention “on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Person Mines and on Their Destruction”;
- Law No. 8928, dated 25.07.2002 “On the accession of Albanian to the Convention “On Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may be deemed to be excessively injurious or to have indiscriminate effects”, Geneva, 10 October 1980 and its additional protocols”;
- Law no. 9515 dated 18.4.2006 on the implementation of the Convent “On the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Person Mines and on Their Destruction”.
- DCM No. 269, dated 25.5.2000, “On the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on Their Destruction”;
- DCM No. 617, dated 04.12.2002 “On the removal from the inventory of the dangerous, old and unstable ammunitions”.
- DCM No 138, dated 14.03.2007, “On the procedure to treat arms, the technique and equipment of armed forces, removed from ammunition and use”

#### 2.2 Institutional Framework

The following institutions are responsible for the fulfilment of the obligations deriving from the legislation in force concerning mine clearing:

a) The national authority for mine clearing is the Minister of Defence, as determined with law no. 9515, dated 18.4.2006 “On the implementation of the Convent “On the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Person Mines and on Their Destruction”.
b) The Anti-Mine Action Committee, established in October 1999, whose duty is to draft mine-clearing policies and use funds and assistance to this end. The Committee is chaired by the deputy Minister of Defence and consists of representatives from the line ministries.
c) The Anti-Mine Action Executive Authority (AMAE), under the Anti-Mine Action Committee, whose duty is the coordination and monitoring of the activities and actions i.e: mine clearing, assisting the persons injured by mines, and raising public awareness in the mines danger.
d) Furthermore, in the framework of Anti-Mine Action Programme, the Albanian Government is cooperating with the following partners: the UNDP, the United Nations Mine Action Service (UNMAS), the European Commission, Danish Church Aid, the Slovenian International Trust Fund, the Geneva International Centre for Humanitarian mine-clearing, the US State Department and the South East Region Mine Action Centres.

## 3 Addressing priorities

### 3.1 Short-term Priorities

The priority of the Albanian Government for the short-term period, 2007-2008 is as follows:

- *Finalise the mine clearing process.*
- *Continue the mine clearing process in the north border, which was contaminated during the Kosovo conflict, for the areas that have remained not mine cleared.*

#### 3.1.1 Short-term legal initiatives

- Drafting the Understanding Memorandum between the Ministry of Defence, the UNDP, as regards the cooperation in the field of mine clearing in the Republic of Albania.

#### 3.1.2 Short-term Implementing Activities

In the frame of finalising the mine clearing process, the following implementing activities will be taken:

- Annihilating the ammunitions from the plants;
- Annihilating the explosive ammunitions by the Anti-Mine Action Committee.

The implementing activities defined for the short-term period will be carried over for completion in the medium-term period, too.

# II. ECONOMIC CRITERIA

# 2 ECONOMIC CRITERIA

## 2.1 MACRO ECONOMIC STABILITY

During 2006, Albania's economy was characterised by a general macroeconomic sustainability, mainly expressed in relatively high economic growth, keeping inflation in low levels and under control, stability of the national currency, good performance of the indicators of foreign trade, as well as increased crediting in economy. The average value of the economic growth during the last three years, 2004-2006, is estimated to have been approximately 5.6%. The real increase of the Gross Domestic Product during year 2006 is estimated to have been approximately 5%, which was mainly a result of the problems that were faced with the power supply during the end of year 2005 and 2006. The economic growth continues to be mainly led by the internal request, which is supported by a quick increase in crediting economy. The main economic indicators through the years are shown in the table below:

Some economic indicators through the years.

| | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | 2006* |
|---|---|---|---|---|---|---|---|
| Real GDP grow (in %)[1] | 7.7 | 6.5 | 4.7 | 6.0 | 6.0 | 5.5 | 5.0 |
| GDP (with current prices, in million LEK[2]) | 530,900 | 588,700 | 624,700 | 682,700 | 766,100 | 836,600 | 896,300 |
| GDP (with current prices, in million USD) | 3,694 | 4,102 | 4,459.0 | 5,600.5 | 7,452.3 | 8,382.8 | 9,136.6 |
| GDP (per capita in USD)[3] | 1086 | 1329 | 1,438.4 | 1,806.6 | 2,328.9 | 2,619.6 | 2,855.2 |
| Number of employees (in thousands) | 1068 | 1065 | 921 | 928 | 917 | 932 | 934 |
| Percentage of unemployment | 16.9 | 14.6 | 15.8 | 15.0 | 14.6 | 14.2 | 13.8 |
| Inflation Rate (v/v) | 4.2 | 3.5 | 1.7 | 3.3 | 2.2 | 2.0 | 2.5 |
| Budget Deficit (with grants, in % of GDP) | -8.2 | -7.9 | -6.6 | -4.5 | -5.1 | -3.6 | -3.1 |
| Public Debt (in % of GDP) | 71.3 | 66.8 | 65.3 | 61.7 | 56.6 | 56.7 | 55.9 |
| Foreign debt (in % of GDP)[4] | 29.4 | 25.8 | 23.5 | 20.6 | 18 | 17.5 | 17.2 |
| Domestic debt (in % of GDP) | 41.9 | 41.0 | 41.8 | 41.1 | 38.6 | 39.2 | 38.7 |
| Current account (in % of GDP) | -7.0 | -6.1 | -10.0 | -7.9 | -4.8 | -7.3 | -7.6 |
| Average exchange rate, LEK/USD | 143.7 | 143.5 | 140.1 | 121.9 | 102.8 | 99.8 | 98.1 |
| Average exchange rate, LEK/EURO | 132.6 | 128.5 | 132.4 | 137.5 | 127.7 | 124.2 | 123.1 |

Source: INSTAT, Ministry of Finance, IMF and Bank of Albania Estimates.
* Preliminary assessment.

### THE EXISTENCE OF A FUNCTIONAL MARKET ECONOMY

**Achieving macro-economic stability, including a suitable level of prices and stable levels of public finances and foreign sector accounts.**

***Gross Domestic Product:*** Based on the available data, the GDP has increased with nearly 5.0 percent in real terms during year 2006, if compared to 5.5 percent during year 2005. The data coming from INSTAT indicate that the economic growth is mainly based in the construction, commercial and services sector. The statistical information related to the progress of the economic sectors is mainly based on the volume of sales, which were nearly 16 percent higher in year 2006 then in year 2005. Recently, the construction activity has turned into one of the main pillars of the Albanian economy, demonstrated first from its weight in the general product, and secondly from the high pace of development, that has been evidenced in this sector. Meanwhile, the progress of indicators in the construction licenses, which approve new buildings, has remained at the same levels during year 2006, which demonstrates that the request for construction has remained at the same levels with the past years.

The Services Sector, where the most relevant branch is trade, remains one of the most dynamic sectors of the Albanian economy. The value of hotels and restaurants' sale has increased with nearly 14 percent, if compared with a year ago. The telecommunication sector has marked a considerable increase of 12 percent, while the transport sector, differently from previous years, has realized a sales' annual volume of nearly 5 percent lower than that of the previous year. The increase is mainly due to the quick sale of financial services, immovable properties and social services. The trade and

1 Data on GDP and its real growth are estimates of the Ministry of Finance, IMF and Bank of Albania.

2 Table is compiled based on the revised nominal GDP.

3 Nominal GDP converted with the average exchange rate of the period.

4 Governmental debt including the debt guaranteed by the government.

services sector are expected to remain the main contributors to the economic growth for year 2007. During year 2006, an increasing tendency was observed in the sector of industry – 17 percent if compared to one year ago. It has been observed from few years that, in the general increase of sales in industry, the processing industry (manufacturing) continues to give an important contribution, whereas the mining industry is preserving a small weight, because of lack of internal and foreign investments. The progress of raw material import suggests that the manufacturing sector will continue to have a growth, even during 2007.

The last quarter of 2006 was characterized by the re-appearance of the energy crisis, which decelerated or obstructed the economic activity in many enterprises and companies (the weight of the non-family consume is counted as 25 percent of the general production of electricity). The lack of new producing capacities, the big technical losses, the unfavourable weather conditions and the irregularities in paying the consumed energy invoices, have generated a series of problems that are accumulated through the years and have resulted in considerable restrictions in energy supply. These restrictions continued for the first trimester of year 2007. If compared to the first trimester of year 2006, the production of energy was halved, thus making it difficult to supply different economic operators with energy. This considerable decrease of the domestic production was compensated with a considerable import of energy. Therefore, during the first quarter, the amount of imported energy was nearly 4 times bigger than the amount of the produced energy.

The data on the agricultural production are peripheral. A modest increase has been observed during 2006, and it is mainly concentrated during the second half of the year. The low level of automating the agricultural processes, and the high level of farms' partition are seen as the main barriers to the development of agriculture. Based on the projections for the sub-branch of agro-industry, the increase for year 2007 is foreseen to be even lower than that of year 2006.

*Inflation:* The inflation of prices for the consume goods during 2006 has fluctuated between the limits of interval 2 - 3 percent, thus being close to the objective of 3 percent of the Bank of Albania and within its tolerance interval. The year was concluded with an annual inflation norm of 2.5 percent. This value was near the annual average inflation of 2.4 percent, thus being the same with last year 2005. The inflationist pressures have been increasing during year 2006. The average annual inflation norm rose to 2.7 percent during the second half of the year, from 2.0 percent in the first half. The biggest weight in the inflation formation was the group of items "Rent, water, fuel, and energy", which has contributed with an average of 1.4 points of percentage, in each month of the year. The biggest effect of price increase in this group has been registered during the second half of the year, thus reflecting an increased price for energy to be paid by consumers, with 13.7 percent during August. This group has also reflected the increase/decrease of the oil price in the international market. The impact of the exchange rate ALL/USD in transferring the foreign price into the domestic price has been almost insignificant during 2006.

***The inflation*** of food items has contributed with nearly 0.4 points of percentage in the general inflation norm, but its contribution has not been uniform during each month of the year. This group marked high values of inflation during the best part of the first half, under the influence of agricultural offer restriction. During the second half, the decrease of food prices has counter-balanced the increase of energy price and the effect of excise tax increase for some items. At the end of the first quarter of 2007, the annual inflation norm registered an amount of 2.7 percent (the average annual norm resulted to be 2.8 percent). The inflation figures are close to the Bank of Albania objective of 3.0 percent, but it is being noted that the inflationist pressures in economy during the first trimester of year 2007 have been more obvious than a year ago. This was a result of added pressures from part of the offer factor originating outside the country's economy. More concretely, the presence of the tendency to increase the import prices, the intensification of underestimating rates of the domestic currency against the European one, as well as the high fluctuation and the insecurity as regards the price of petrol in the international market have all increased the weight of these factors on inflation.
For year 2007, the Bank of Albania will aim at preserving the annual inflation norm close to the level 3 percent +/-1 percent. The forecasts that were based on its staff models show that the annual inflation norm will fluctuate near this interval.

***Exchange rate:*** During 2006, the ALL continued to empower against the two main currencies, the euro and the American dollar, even though in lower levels if compared to last two years. In annual nominal terms, the lek has been overestimated on an average of 1.1 percent from 2.8 percent during 2005. In the first quarter, the lek has fluctuated in the interval 123.60-126.60. This behaviour influenced in the further increase of import prices, since the most part is provided from the partner states, members of the European Union. The Lek has continued to be overestimated against the American dollar, being traded within the limits 93.20-95.00 lek/usd.

***Monetary Policy:*** The main objective of the monetary policy is to achieve and maintain stability of prices. The Bank of Albania, which is responsible for the monetary policy and for the currency exchange, is engaged to preserve the annual inflation near the value of 3.0 percent (regardless the fact that it does not officially apply the targeted inflation regime) for the mid-term. Thus, the monetary policy of the Bank of Albania has been oriented at the function of expectations for further prices progress. During 2006, in the presence of a series of factors, which were expected to favour the further

increase of prices, the Bank of Albania decided for a restriction of the monetary conditions during the second half of the year. The change of the monetary policy direction from the neutral one was materialized in two increases of the basic norm of interest (expressed as the interest of the agreements of resale with a maturity of one week with 25 basic points, thus achieving a level of 5.50 percent. This action is assessed as having normalized the pace of the annual increase of money offer, which was encouraged by the request of the private sector for monetary means. The Bank of Albania, by evaluating from one part the expansion of crediting the economy as a welcomed development, did not leave outside focus the fact that this phenomenon might influence the increase of inflationist pressures, oriented to the domestic request. If compared to the increasing request in the private sector, the request from the public sector resulted in lower levels then the previous years, when it dominated the pace of monetary expansion. The Bank of Albania continues to closely monitor the development as regards the progress of economic indicators, aiming at taking decisions and finding methods that would improve the forecasting models of inflation, in order to preserve the stability of prices for the mid term.
The instruments of the monetary policies remain the indirect ones – the open market operations, where the re-sell agreements prevail, aiming at the administration of the liquidities conditions and orientation of the short-term norms of interests.

***Monetary aggregates:*** During 2006, the annual increase of M3 has fluctuated between the minimum of 9.7 percent during June and the maximal norm of 16.7 percent, in December, influenced by the seasonality of request for monetary means from the public sector. At the end of February 2007, the annual increase of monetary offer is calculated at 17.9 percent, where the main impact belongs to the increase of credit for economies. The developments with the money were supported by the increase of the limited deposits' levels. In this aspect, the fastest increase was observed with the deposits in foreign currency, which counts 30 percent of the aggregate M3 at the end of February 2007, from 26 percent at the end of year 2005. The money value outside the banks against M3 marks 22.6 percent, or 3.3 points of percentage less than the value at the end of 2005.

***Interest norms:*** The interest norms in general have followed the signals of the monetary policy. During the first half of 2006, they were decreased because of high liquidities conditions and the decrease of interests in the money market. Since the second, half of year 2006 (when the basic interest norm increased) and ever since, the interest norms in ALL in the banking system have shown an increasing tendency. Actually, the annual norm of the deposits in ALL is 5.60 percent (calculated in real terms, it results as 2.9 percent).

***Unemployment:*** According to the official statistics (INSTAT), the unemployment norm registered a relatively stable value, of around 13.9 percent at the end of year 2006 from 14.2 percent at the end of year 2005. Around 65 percent of the unemployed are long term unemployed, which shows the deep problems and those that are inherited in the labour market in Albania.

***Foreign debt:*** The foreign public debt, until the end of 2006, is estimated to have reached nearly 17 percent of the GDP.

***Fiscal indicators:*** The actual level of the budgetary deficit is a lower weight on the GDP against the historic average and positively contributes at the decrease of the cost of public debt service. In terms of GDP, the budgetary deficit has preserved the same relevance, of nearly 3.2 - 3.3 percent. The budgetary expenses were within the level foreseen during 2006, thus remaining below the planned level in the budget voices for capital expenses. Respecting each point in the budget for year 2006, especially for operational expenses and internal loaning, has helped in preserving and consolidating the macro-economic stability, not generating excessive pressures through the fiscal stimuli of economy. Even though, the budgetary expenses have observed visible deviations from their planned distribution through the year, thus bringing a fluctuation of the financial market.
The public investments have preserved the increasing tendency during this year. The capital expenses observed an increase of 36.3 percent, if compared with year 2005. Their relevance against the total expenses has increased in 18.6 percent. For 2006, the capital expenses make 5.3 percent of the GDP or 1.2 points of percentage more than in 2005.
The public savings resulted to be 2.43 percent of the GDP, from 1.24 percent for year 2005. In parallel, the stock of public debt in comparison with the GDP decreased to 55 percent of the GDP, against the 56.9 percent in 2005. The fiscal burden of expenses, at the function of the public debt service, is following the decreasing tendency. The payments for the public debt interests have suffered a decrease of 2.8 percent of the GDP, against the 3.1 percent in 2005. This decrease in the fiscal burden is owed partly to the extension of deadline for debt discharge, from 195 days in 2005, to 235 days at the end of year 2006.
***Current account:*** The current deficit for 2006, was assessed at a level of 556 million euro, at an increase of nearly 13 percent if compared to the year 2005, thus being equivalent with nearly 7.6 percent of the GDP. The progress of the current account has continued to be determined based on the progress of trade of goods and from the incoming fluxes of current transfers, which are the main source of goods and services import financing. The high commercial deficit has neutralized the positive effects of sensitive reduction of the deficit position in the services account, as well as the

increase of positive fluxes of net incomes, thus remaining the main cause in deepening the current deficit for this period. The commercial deficit in 2006, registered 1.7 billion euro, or 14 percent more than last year. The revenues from export are estimated nearly 8.7 percent of the GDP, which represents the highest level in years, whereas the relative indicator of imports against the GDP is estimated nearly 31.7 percent, from 29.8 percent in 2005. The Albanian economy, as a growing economy, is characterized by a high request for import goods, thus covering the increasing consume and the additional capacities. Nevertheless, the increase of imports during 2006 has been influenced by some other factors, such as the unusual increase of petrol prices, and the increase of some other products in international markets, as well as by some internal factors, such as the aggravated energy situation in the country, which caused high imports of electricity.

The level of *trade opining*[1] of Albania has been improved to 74 percent from 68 percent of last year, even though it remains in very low levels, if compared to the regions' economies. The increase of the trade opening of the country is a welcomed development, though it would be more encouraging if sourcing from exports, since the export-oriented companies, which would face the strongest international competition, are usually more efficient. This year the improvement of this indicator was mainly a result of import increase. The trade deficit has been softened by the considerable entry in the form of current transfers. During 2006, the net flux of current transfers reached nearly 979 million euro, from which over 95 percent are estimated to be the contribution of the Albanian immigration (nearly 12.8 percent of the GDP). On the other side, the funding of the current deficit has been completely possible through the entering fluxes of foreign capital, in the form of capital transfers, as well as financial fluxes in the form of direct foreign investments and borrowing from outside. It was because of these fluxes that the general balance of payments is closed with a sufficit of nearly 210 million euros, from 125 million euros in 2005. At the end of 2006, the currency reserves were estimated as 1.3 billion euro. *The ratio of import coverage,* which measures the ability of economy to meet its needs for import (of goods and services) through its reserves is estimated as 4.5 months of import for year 2006 and this is seen as a satisfactory level.

**The existence of a sufficiently developed financial sector in order to orient the savings towards productive investments.**

***Banking sector:*** The banks continue to play the major role in financing the economy, since the capitals market is not developed. On the other side, the banks are considered as the main segment of the financial system in the country, and their assets count nearly 94 percent of the total assets in the financial system.

For 2006, the income of the banking system resulted in 0.83 percent of the DGP, compared to 0.79 percent of a year ago. This indicator for the first quarter of 2007 is reported as a positive one, with nearly 2.255 million ALL or 453 million ALL (25.2 percent) more than the same period a year ago. The assets of the banking system marked an increase during 2006 of 25.7 percent more than the assets increase that was evidenced in 2005, whereas during the first quarter of 2007, the assets of the banking system were increased with 24.1 billion ALL or 3.9 percent. At the end of March 2007, the total of banking system assets is calculated as 648.3 billion ALL or 66.2 percent of the GDP. The ratio of deficiency of capitals for the system, at the end of 2006 is presented at a level of 18.1 percent, thus marking a reduction of 0.5 points of percentage, if compared to the end of 2005, while at the end of March this ratio is calculated to be 17.5 percent. The maximal limit of this indicator, determined by the Bank of Albania is 12.0 percent.
At the end of 2006, the Albanian banking system is composed of 17 banks, from which, 3 have a private capital and completely Albanian. The dynamics of expanding the banking system within the territory of Albania, started in the previous years, continued even during 2006 and the first four months of 2007. Thus, during this period, the banking network was expanded with 79 more branches and new agencies, throughout Albania and outside its territory, where the district of Tirana counts the most. In total, there are 308 branches and agencies of the banking system.

During 2006, it started the approval of electronic products, used by second level banks, at the customers' service. What is noted is the introduction of ATM services and the issuance of credit cards, almost in all banks, which, not only increases the service speed, but also its quality. The *e-banking* system is now extended in different banks. At the end of 2006, the Assembly of Albania approved the new law "On banks in the Republic of Albania", which regulates the activity of banks and foreign banks' branches that operate in the country. The law aims at coordinating the experience of some years of development in the banking system with the best European practices and experiences.

***Credit for economy*:** The development of the banking system and the increase of the banks' role as financial mediator have caused a sensitive expansion of the crediting activity during the last two years. The portfolio of credits reaches a value of 22.3 percent of the GDP, at the end of March 2007 from 4.6 percent at the end of year 2005

1 Calculated as a ratio of the commercial volume in terms of goods and services against the GDP.

and 8.4 percent at the end of year 2004. The annual norm of credit increase during 2006 and later is averagely 57 percent. The most part of the credit portfolio is the foreign currency one, nearly 70 percent. In addition, nearly 65 percent of the credit (or 15 percent of the GDP) was allocated to businesses. The credit for individuals is calculated as 8 percent of the GDP, where the dominating one is the credit for immovable property.

***Money and capital market:*** Both these markets are characterized by a low level of development. The first market consists mainly of the inter-banking market, which in most of the cases serves as a source to secure short-term funds for the banks. In general, the banking system has resulted to have overstocks of liquidities during the last years; consequently, the need for funds has been moderated. The transactions in this market vary from 1-7 days and in special cases from 14-30 days. The average daily volume of transactions for year 2006 resulted in 1.6 billion ALL, or 0.2 billion ALL more than the previous year. Aiming to align this market with the international practices, and to increase its efficiency, the Bank of Albania, at the beginning of 2007, started to implement the regulation on the daily publication of TRIBID (Tirana Inter-bank Bid Rate) and TRIBOR (Tirana Inter-bank Offer Rate) of the banks in the Reuters system.

The capital market is a new market, not yet explored. It consists on the emission of obligations of the Albanian government with a time limit of 2, 3 and 5 years. The latter were emitted for the fist time in November 2006, whereas the three-year obligations were first emitted in April 2005. The participants in this market are the commercial banks, which have gradually moved their portfolio from the treasury bills to the obligations. On the other side, changing to the emission of obligations made it possible to reduce the public debt service cost. The secondary market for the treasury bills, as well as for the obligations is characterized by a low level of transactions, in terms of volumes and numbers. In 2006, 44 transactions are counted for the trade of treasury bills (a volume of 5.6 billion ALL) from 36 transactions (volume of 4.2 billion ALL) in year 2005.

Regardless the fact, that since year 2002, the Tirana Stock market is operational, no commercial activity has been registered.

## MACROECONOMIC FORECAST FOR THE YEARS 2008 - 2010

### Addressing Priorities

- *Maintain macroeconomic stability through accelerating the fiscal reforms, especially as regards the budgeting process, management of expenses and reforms of salaries in the public sector;*
- *Improvement of the commercial balance;*
- *Improvement in the management of public fund and risk, through implementing a Strategy.*

Aiming at maintaining the macroeconomic stability and the economic growth, the Albanian Government aims at taking the following measures:

- Further fiscal consolidation, continuous reduction of internal debt and improvement of current and primary balance;
- Return to the relatively high pace of economic growth by ensuring a 6% increasing level per year;
- Strengthen growth potentials through the continuation of reforms that will promote public and private investments;
- Reduce public debt in percentage of GDP, through improvement in the management of income and its best management;
- Ensure a stable position of the general balance of payments expressed in the increase of currency reserves and reduction of the current account deficit.

These objectives will be attained through the implementation of a policy which supports the growth and enlargement of the private sector; the support of the latter with credit facilities by the banking sector; continuation of the privatisation of the important state enterprises; increase of tax collection capacities; a financial policy which will respect a low annual deficit; public investments increase; general expenditures efficiency increase, allocating them to the sector/s which support/s economy growth and have a direct impact on sustainable and long-term growth, such as infrastructure, health and education.

At the same time, the Bank of Albania will aim at maintaining an annual inflation norm at a level of 3 %, with a tolerance interval of +/-1 %, by drafting and implementing a careful, credible and effective monetary policy.

*Main macroeconomic indicators, aimed to reach for the years 2007-2010*

| INDICATORS | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|
| GDP (nominal, with current prices) in million ALL | 982200 | 1 075 718 | 1 176 600 | 1 293 100 |
| GDP (real increase with constant prices) in % | 6.0 | 6.0 | 6.0 | 6.0 |
| GDP per capita, in $ | 3153.0 | 3426.0 | 3724.0 | 4055.0 |
| Average Annual Inflation | 3.0 | 3.0 | 3.0 | 3.0 |
| Trade Balance in % of the GDP | -20.6 | -20.1 | -19.7 | -19.4 |
| Balance of the current account, in % of the GDP | -7.3 | -7.4 | -6.9 | -6.2 |

For the period 2008-2010, *the Economic Growth* will be supported by the main producing sectors, such as construction, transport, and industry. Thus, the structure of the gross domestic product is foreseen to be improved as regards the increase of contribution of the producing sectors of economy, and the reduction of the contribution in the services sectors and in the sector of agriculture. Consequently, it is expected that the increase norm maintain the high norm of 6% per year, until year 2010. This increase will have a positive impact on employment and income.

By the end of 2010, GDP in nominal terms is foreseen to reach 1293.1 billion ALL with a 31.7 % increase compared to 2007. GDP per capita, by the end of 2010, is foreseen to reach around 4055 USD, with an 8.9 % increase compared to a year ago.

Through a credible and effective monetary policy, supported by a flexible regime of the exchange rate, the inflation has been foreseen to be kept in line with the Bank of Albania objectives, (at a level 3 % +/-1 %.) the extension and increase of exports constitutes one of the main challenges for Albania. An increasing norm between 11% and 13% will be maintained for the future three years, as a sign of trust in the economic growth, and because of the impact of high level of investment during the recent years. The exports are foreseen to reach approximately 10 % of the GDP during 2010, from 7.8 % during year 2006. Meanwhile, the trade balance deficit is foreseen to reach nearly 19.4 % of the GDP. Whereas the current account deficit is foreseen to represent nearly 6.2 % of the GDP, from nearly 7.6 % during 2006.

## 2.2 MONETARY POLICY

### 1. Political Objective

The major objective of the government as regards macroeconomic stability is to maintain macroeconomic stability in the short and medium-term. In this respect, the Bank of Albania will aim at maintaining stability of prices, through drafting and implementing a careful, credible and effective monetary policy. It will follow a careful policy in the exchange area, thus contributing in the maintenance of macro economic stability in the country. Albania's aim is to achieve the successful establishment of an association regime with the Community and its member states, where one of the priorities is the provision of economic stability.

### 2. Current Situation

### 2.1 Existing Legal Framework

This sector in the Republic of Albania is regulated through the following legal act:

- Law No. 8269, dated 23.12.1997 "On the Bank of Albania", amended, article 31 of which provides that the main objective of the Bank of Albania is to reach and maintain stability of prices. In compliance with its main objective and based on the bank domestic market, the Bank of Albania promotes and supports the development of the currency exchange regime and system, domestic financial trade, payments system and assists in the improvement of the monetary and crediting conditions, which support stability and economic development of the country;

### 2.2 Existing Institutional Framework

The fulfilment of commitments deriving from the legislation in force, as regards monetary policies, is the responsibility of the following institutions:

a) The Bank of Albania, based on Article 3.1 of Law No. 8269, dated 23.12.1997 "On the Bank of Albania",

amended, provides as the main objective to reach and maintain the stability of prices. The working structures in the BoA are: (i) Department of Monetary Policies, which is composed of 16 employees and two sectors: the Sector of Economy and the Finance Sector, which is composed of two offices: Office for Monetary Issues and Office of Markets; (ii) Research Department, which is composed of 10 employees and two sectors: the Financial Research Sector and the Macroeconomic Modelling Sector; (iii) Monetary Operations Department, which is composed of 17 employees and two sectors: Operations Sector and Sector for Relations with the Government and for the Foreign Debt. The latter is composed of the Foreign Debt Office, the Treasury Bills Office and the Middle Office;

b) The Directorate of Macroeconomic Policies in the Ministry of Finance, which is the main responsible structure for the macroeconomic stability, in the aspect of fiscal policies. This Directorate General consists of 3 sectors and 12 employees and is responsible for the macroeconomic analysis and forecast, in compliance with the programmes of economic development of the country.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the EC recommendations in the European Partnership Document, as well as in the fulfilment of commitments undertaken in Article 1 of the SAA on macro-economic stability, the short-term priority concerning macroeconomic stability - monetary policy is to:

- *Maintain macroeconomic stability*

**3.1.2. Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken to address short-term priorities:

- Scanning the existing regulatory framework in the field of statistics by the Bank of Albania, in order to identify discrepancies of the monetary and fiscal statistics and the balance of payments with the standards of the European System of Central Banks (ESCB), having accurate statistics will help in the decision-taking process as regards monetary policy;
- Reviewing the existing regulatory framework of the implementation of the amended law “On the banks in the republic of Albania”;
- Improving further external communication of the Bank of Albania, in order to raise public awareness and confidence in the Albanian banking system;
- Establishing the Department of Financial Stability in the Bank of Albania.

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the EC recommendations in the European Partnership Document, as well as in the fulfilment of commitments undertaken in article 1 of the SAA on the macro-economic stability, the medium-term priorities concerning macroeconomic stability/monetary policy are:

- *Continue the implementation of the cautious monetary policy and exchange rate;*
- *Maintain macroeconomic stability.*

**3.2.1 Medium-term Legislative Initiatives (2009 - 2010)**

The following legislative initiatives will be undertaken by the Bank of Albania to address medium-term priorities:

- Drafting and approving the law “On some Amendments and Addenda to Law No. 8269, dated 23.12.1997, “On the Bank of Albania”, which will be “partially” harmonised with the *acquis* in this field, aiming at the adoption of articles 101, 102, 105/1, 105/2 and 108 of the EU Treaty (consolidated version) and articles 2, 3, 7 and 14 of the Statute of the Central European Bank and Central European Banks Systems. This draft-law will also provide some addenda aiming at the improvement of the Bank of Albania activity, in compliance with the recommendations of the International Monetary Fund.
- The amendment of this law will aim at prohibiting the direct financing of the public sector from the central bank; prohibit overdraft or any other crediting to the public institutions and the direct purchase of any instrument of public debt by the Bank of Albania; strengthen the institutional independence of the central bank in Albania

### 3.2.2 Mid-term implementing activities (2009 - 2010)

- Purchasing a specialized software (trade platform), aiming at the encouragement of further development of the inter-banking market.
- Purchasing specialized software to make statistical analysis, aiming at improving the statistic compilation for the payments balance.

**Table 1:** *Strengthening the institutional capacities in the Bank of Albania*

| Investments | Measurement Unit | Current Situation | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Training | (thousand ALL) | X | 1150 | 1150 | 1150 | X |
| 2. Additional Staff | (persons) | 6 | 5 | X | X | X |

# III. CAPACITY TO DEAL WITH THE OBLIGATIONS OF EU MEMBERSHIP

# 3 CAPACITY TO DEAL WITH THE OBLIGATIONS OF EU MEMBERSHIP

## 3.1 FREE MOVEMENT OF GOODS

### 3.1.1 HORIZONTAL ASPECT

#### 3.1.1.1 STANDARDISATION AND CERTIFICATION

**1 Political Objective**

Government policies will aim at the deepening of the opening-up of the Albanian economy through the liberalisation of the economy by respecting the commitments undertaken in the framework of the WTO, free trade agreements with the countries of the region and obligations deriving from the Interim Agreement between Albania and the European Community. To this end, in order to implement the obligations deriving from Article 75 of the SAA institutional and legal reforms will be pursued and specialised institutions will be established and strengthened to guarantee the free movement of goods and support Albanian exports. In order to implement this programme, DG Standardisation at the Ministry of Economy, Trade and Energy will work to achieve further progress in adopting European standards, raising the awareness of economic operators on the standardisation and certification notions, provision of administrative capacities for the fulfilment of the SAA obligations, improvement of the function of the competent bodies in standardisation, taking into account community practices, as well as full membership in European Standardisation Organisations.

**2 Current Situation**

**2.1 Existing Legal Framework**

The existing legal framework is composed of laws and other acts, which transpose the community acts.

| |
|---|
| 1. DCM no. 382, dated 23.07.2002 “On the exchange of data in the field of technical standards and rules”; |
| Directive 98/34/EC of the European Council and Parliament, dated June 22, 1998, “Information Exchange in the Field of Technical Standards and Rules”. OJ L 204/37, dated 21.07.1998; |
| Level of approximation - partial |

The following are laws and acts that do not transpose the community acts:

- Law No. 8464, dated 11.3.1999 “On standardisation”;
- DCM No. 242, dated 28.05.1999 “On the approval of the Code of preparation, adoption and implementation of standards”;
- DCM No 371, dated 04.08.1999 “On the criteria and competences in the field of standardisation, certification and accreditation”;
- Prime Minister Order No. 36, dated 06.05.1999 “On some measures for the membership of the Republic of Albania in the WTO”;
- Prime Minister Order No. 129, dated 18.09.1999 “On the setting up of inter ministerial working groups for sanitary and phyto-sanitary measures and TBT”;

**2.2 Existing Institutional Framework**

a) Based on the legislation in force, the DGS at the Ministry of Economy, Trade and Energy is the national institution responsible for the drafting and approval of standards. The DGS assists in the removal of technical barriers to trade; businesses awareness on the role of the European standards; quality promotion of products and services; approximation of the practices of our quality infrastructures with those of EU counterparts; fulfilment of the obligations as WTO Reference Point.

b) So as to achieve its priorities, the DGS should cooperate closely with line ministries. DGS has a great number of collaborators in the ministries and public institutions, universities, scientific research institutions, manufacturers and traders as well as consumers who participate in: Technical Committees (TC) for the drafting, adoption and approval of standards; Consumer Policy Committee as regards standards, which represents consumers in the process of drafting, approval and adoption of standards; Groups of Experts for Standards, gives opinions on the review of the TC and the work plan on the drafting of new standards and the adoption of the existing EN;

c) The DGS has entered into cooperation agreements with some standardisation counterparts in other countries: DIN- Germany, UNI- Italy, ELOT- Greece, BDS- Bulgaria, ARSO- Rumania, TSE- Turkey, HZN –Croatia, ASK – Kosovo;

d) The DGS is an observing member in ISO (International Standardisation Organisation) and associated member in CEN (European Committee for Standardisation), IEC (International Electro technical Commission) and CENELEC (European Committee for Electro technical Standardisation).

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

The following priorities are determined for the GDS for the short-term:

- *Adopting 80% European standards (EN) as Albanian standards;*
- *Adopting 100% of harmonised European standards of CEN&CENELEC, as Albanian standards in compliance with the European Standards in force, thus implementing the New Approach Directives;*
- *Taking measures in order to increase awareness of the economic operators, as regards the concept of the certification standards and their importance in international trade.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

Draft-law on standardization.
Amending DCM No.382, dated 23.07.2002, “On the exchange of data in the field of technical standards and rules”, which will be fully aligned with Directive 98/34/EC amended by Directive 98/48/EC July 1998;
Amending DCM No. 242, dated 28.05.1999 in compliance with the Code of Good Practice for the Preparation, Adoption and Application of Standards Annex I TBT/WTO;
Amending DCM on Technical Barrier in Trade, which completely adopts the act-Agreement on the Technical Barriers in Trade.
Draft-DCM on the establishment of the GSD board.
In 2008, adopting 80% of European standards (EN) of CEN&CENELEC, as Albanian standards, according to this calendar: 2007 - 70%; 2008 - 80%; in compliance with the European Standards in force;
In 2008, adopting 100% of harmonised European standards of CEN&CENELEC, as Albanian standards in compliance with the European Standards in force, thus implementing the New Approach Directives.

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Preparing promotion materials, translation of leaflets, guides and different articles on standards and conformity assessment procedures;
- Organising promotion seminars (4 for the local economic operators and 1 for the part of administration, which deals with directives and technical rules;
- Meeting 9 criteria to become a full member in CEN & CENELEC;
- Organising a Conference during World Standards Day.

### 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the GDS for the medium-term period are as follows:

*Provide administrative capacities to implement the SAA*

- *Make further progress in the adoption of European standards and increase of efforts to becoming a full member in CEN & CENELEC*
- *Provide the improvement of the functioning of the DGS as the National Standardisation Body, taking into account the best European practices.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Adopting 90% European standards (EN) of CEN&CENELEC, as Albanian standards for 2009, in compliance with the European Standards in force;
- Adopting 100% of harmonised European standards of CEN&CENELEC –it, as Albanian standards in compliance with the European Standards in force, thus implementing the Technical Approach Directives;
- Continuing the adoption of EN standards, as Albanian standards (S SH) in compliance with the European Standards in force, thus implementing the Technical Approach Directives.

### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Preparing promotion materials;
- Translating and publishing EU leaflets and guides, selected for the standards and conformity assessment as well as re-publication of the above-mentioned leaflets/guides and brochures;
- Promoting materials in form of gifts;
- Meeting 9 criteria to become a full member in CEN&CENELEC;
- Providing IT and Internet connection of the DGS network;
- Ensuring full membership in CEN&CENELEC;

**Table 1:** *Strengthening institutional capacities in the General Directorate of Standardization*

| INVESTMENTS | MEASUREMENT UNIT | 2006 | 2007 | 2008 | 2009 |
|---|---|---|---|---|---|
| 1. | No. of persons | 18 | 18 | 20 | 22 |
| 2. IT | 000/ALL | | X | 1250 | |
| 3. Infrastructure | 000/ALL | | 2782 | | 8750 |
| 3. Consultancy (foreign) | 000/ALL | 2750 | 337 | | 3 600 |
| 4. Training (thousand ALL) | 000/ALL | | 4500 | 6725 | 4 500 |

**Table 2:** *Foreign assistance in support of standardization and certification*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| METE, General Directorate of Standardization | European Union | CARDS 2006 | Support to the quality of market infrastructure – in the field of standardization, accreditation, metrology, consumer's protection and market supervision | 0.8 mln € | 2007 | 2009 |
| | | | | | | |

### 3.1.1.2 ACCREDITATION

### 1 Political Objective

The Government's 2005-2009 programme has defined exports as the measuring unit of the growth of the Albanian economy. Government policies will aim at the deepening of the opening-up of the Albanian economy through the liberalisation of the economy by respecting the commitments undertaken in the framework of the WTO, free trade agreements with the countries of the region and obligations deriving from the Interim Agreement between Albania and the European Community. To this end, in order to implement the obligations deriving from Article 75 of the SAA institutional and legal reforms will be pursued and specialised institutions will be established and strengthened to guarantee the free movement of goods and support Albanian exports. In order to implement this programme, the Accreditation Directorate at the Ministry of Economy, Trade and Energy must sign an agreement with the European Accreditation Forum, which brings the recognition of analysis and quality certificates issued by the Albanian accredited conformity assessment bodies and similar accreditation bodies of other European and international countries.

## 2 Current Situation

### 2.1 Existing Legal Framework

The laws and acts that do not transpose the community acts are as follows:

- Law No. 9024 dated 06.03.2003 "On the accreditation of the testing and calibrating laboratories, certification and inspection bodies in the Republic of Albania", which has been examined by the exports of the European Accreditation Organisation and it is in compliance with the European accreditation practices.
- Order of the Minister of Economy, Trade and Energy, no. 661 dated 29.9.2006, "On the approval of structure and staff of the Accreditation Directorate".
- DCM No. 77 dated 12.2.2004 "On the approval of the payment system of the Accreditation Directorate employees".

### 2.2 Institutional Framework

a) Based on the legislation in force, the mission of the Accreditation Directorate is to offer accreditation of the testing and calibrating laboratories, certification and inspection bodies; monitor the accredited bodies; interrupt and withdraw accreditation; represent the Republic of Albania in the international bodies on accreditation. In addition, this structure should ensure the free movement of goods and services for the Albanian industry through the recognition of the conformity assessment bodies accredited by the Accreditation Directorate.
b) This Directorate cooperates with other institutions, such as the Directorate General of Standardisation, the Directorate General of Metrology and Calibration, the Chamber of Commerce and Industry so as to raise the awareness of economic operators on the role and importance of the accreditation procedures. Moreover, it cooperates with the ministries and their dependent institutions on the drafting of legislation, in compliance with the principles of accreditation.

## 3 Addressing priorities

### 3.1 Short-term Priorities

The priorities of the Albanian Government for the short-term period are as follows:

- *Ensure a proper infrastructure and trained personnel for the Accreditation Directorate, and adopt a work plan based on the future membership in the European Accreditation Organisation.*

### 3.2 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Drafting the law "On the accreditation of the conformity assessment bodies in the Republic of Albania", in full harmony with standard ISO 17011.
- Drafting the Decision of the Council of Ministers, "On the functioning of the Accreditation Directorate" in full harmony with ISO standard 17011, which will abrogate DCM no. 854, dated 19.12 2003.
- Drafting the order of the Prime Minister "On the structure and personnel of the Accreditation Directorate, which will abrogate Order no. 162, dated 08.12.2003.
- Drafting a DCM, which will abrogate DCM no. 77, dated 12.02.2004.
- Making changes bound from the changes in the requirements of the standards or limited from the other requirements of the European and international bodies.

#### 3.2.1 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Improving the physical infrastructure and establishment of the training centre at the Accreditation Directorate;
- Preparing the procedures and performance of internal controls;
- Training the staff of the Accreditation Directorate.
- Promoting the Directorate and its services.
- Improving the accreditation schemes in compliance with the requirements of the standards and following the accreditation procedures.

- Establishing a system for the recruitment of evaluators.
- Implementing the quality system of the Accreditation Directorate.
- Improving the management system of the Accreditation Directorate in compliance with the standards and guidelines of the European Accreditation Organisation.
- Self-assessing the situation regarding the meeting of the technical conditions, according to the ISO 17011 list;
- Providing consultancy with the experts of the European Accreditation Organisation for the settling of the identified inconsistencies.

### 3.3 Medium-term Priorities

The priorities of the Albanian Government for the medium-term period are as follows:

- *Ensure an improved functioning taking into consideration the best practices of the European Community, bodies responsible for standardisation, accreditation and certification, as well as bodies responsible for metrology and calibration;*
- *Ensure membership of Albania in the European Accreditation Organisation.*

#### 3.3.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Making changes bound from the changes in the requirements of the standards or limited from the other requirements of the European and international bodies.

#### 3.3.2 Medium-term Implementing Activities

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Improving the accreditation schemes in compliance with the requirements of standards;
- Training of the staff of the Accreditation Directorate;
- Performing internal controls and review of accreditation procedures;
- Preparing the necessary documentation in the framework of membership in the European Accreditation Organisation;
- Making joint accreditations with the member bodies of European Accreditation Organisation;
- Extending the accreditation schemes for the certified bodies of environment management and safety at work;
- Ensuring membership in the European Accreditation Organisation;
- Applying for the signing of the multilateral agreement on accreditation.

**Table 1:** *Additional institutional capacities for the Accreditation Directorate*

| INVESTMENTS | MEASURING UNIT | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|---|
| 1.Additional persons | Employees | X | 2 | 1 | |
| 2.IT | 000/ALL | 700 | 400 | 400 | |
| 3.Infrastructure | 000/ALL | 4 800 | 1 800 | 1 600 | 0 |
| 3.Consultancy (foreign) | 000/ALL | 1500 | 4 000 | 15400 | 6000 |
| 4.Training (thousand ALL) | 000/ALL | 6 160 | 4 000 | 6400 | 1700 |

**Table 2:** *Foreign assistance in support of accreditation*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAMS / AGENCIES | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | COMPLETION TIME LINE |
|---|---|---|---|---|---|---|
| METE, General Directorate of Accreditation | World Bank | BERIS | Prepare a strategy and increase the training capacities in the field of accreditation | 0.2 mln € | 2007 | 2010 |
| METE, General Directorate of Accreditation | World Bank | CARDS 2006 | Support the quality of market infrastructure – in the field of standardization, accreditation, metrology, consumer's protection nd market monitoring | 0.8 mln € | 2007 | 2009 |

### 3.1.1.3 LEGAL METROLOGY AND PRE-PACKAGING

#### 1 Political Objective

Government policies will aim at the deepening of the opening-up of the Albanian economy through the liberalisation of the economy by respecting the commitments undertaken in the framework of the WTO, free trade agreements with the countries of the region and obligations deriving from the Interim Agreement between Albania and the European Community. To this end, in order to implement the obligations deriving from Article 75 of the SAA institutional and legal reforms will be pursued and specialised institutions will be established and strengthened to guarantee the free movement of goods and support Albanian exports. In order to implement this programme, DG Metrology and Calibration at the Ministry of Economy, Trade and Energy will take the necessary measures to ensure the gradual compatibility with the Community's technical rules and European metrology procedures. To this end, the Albanian government will approve the National Strategy on Metrology and it will prepare a new metrology law through which DGMC may create and develop a regulated metrology system, with the optimum use of sources to meet national needs. Albania has an urgent need to create and operate a proper national system, which would be on the conditions to ensure transmission and measurement in the International Metrology System units. In national level, efforts will be made in order to establish and put into function an effective national metrology system, which would provide a sustainable service of a high quality for various activities and services. One of the priorities will be the implementation of proper technical competencies, in order to carry out metrology services and in order to adapt these services to the national needs.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The laws and subordinate legal acts, the community acts that are transposable, as well as their level of approximation:

| |
|---|
| 1. DCM NO. 431, DATED 26.06.2003 "ON LEGAL MEASURING UNITS". |
| Directive 80/181/EEC. |
| Partial approximation. |

The other laws and acts that do not transpose the community acts:

- Law No. 8996, dated 30.01.2003 "On the legal measuring units and control of measuring instruments";
- DCM No. 216 dated 10.04.2004 "On the organisation and functioning of the Directorate General of Metrology and Calibration" (DGMC);
- Prime Minister Order No. 157 dated 05.10.2004 "On the approval of the structure and organisational scheme of the DGMC";
- Minister of Finance Ordinance "Tariffs of authorisation, registration, verification and calibration of the measuring instruments and the rules to apply them";
- DGMC Order No. 29 dated 13.03.2003 "On the metrological characteristics of the measuring instruments";
- DGMC Order No. 179 dated 18.09.2003 "On setting the binding deadline for the periodic verification of the measuring instruments";
- DGMC Order No. 110 dated 02.07.2003 "On the organisation and functioning of the Council of Metrology";
- Rules of Procedure ''On the organisation and functioning of the DGMC", approved by the Ministry of Economy, dated 28.12.2004;
- Order of the Minister of Economy, Trade and Energy, "On the approval of the structure and personnel of the General Directorate of Metrology and Calibration", dated 31.10.2006";
- Decision "On the establishment and functions of the Technical Council", dated 05.03.2007 (GDMC).
- Law no. 9542, dated 22.5.2006 "On some amendments to law no. 8996, dated 30.1.2003 "On the measurement units and control of measurement instruments (metrology)".
- Law no. 9731, dated 30.04.2007 "On some amendments to Article 8 "On the composition of the Metrology Council", of the law no. 8996, dated 30.1.2003, "On measurement units and control of measurement instruments (metrology)".

#### 2.2 Existing Institutional Framework

a) DG Metrology and Calibration (DGMC) at the Ministry of Economy, Trade and Energy is the only institution responsible for metrology, the integral part of the quality infrastructure along with standardisation, accreditation, market surveillance and conformity assessment. The mission of the DGMC is to establish and manage the national metrology system in the Republic of Albania, in compliance with the global and regional metrology

system; protect citizens through the organisation of the control of measuring instruments in the field of official and commercial transactions, health protection, environment protection and safety; offer calibration services to the producers and users of measuring instruments, in order to be competitive in both the domestic and foreign market.

b) DGMC, in performing its functions, cooperates with line ministries: the Ministry of Agriculture and Food; the Ministry of Economy, Trade and Energy, the Ministry of Health; the Ministry of Public Works, Transport and Telecommunications; and the Ministry of Interior.

c) DGMC cooperates with the respective institutions of quality infrastructure, the Council of Metrology, Technical Standardisation Committees, the Accreditation Board as well as the Co-ordinating Committee for Consumer Protection. Cooperation with the Polytechnic University, KESH, the Institute of Nuclear Physics and the Institute of Hydrometeorology functions on the basis of joint agreements, since these institutions have the laboratories and specialised staff in the field of electrical equipment, ionising radiation and humidity.

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Provide the administrative capacities for the meeting of SAA requirements.*
- *Mark progress in the transposing of New and Old Approach Directives.*
- *Ensure the functioning of the structures responsible for metrology and calibration based on the best practices of European Union.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

- New draft-law “On metrology”, which will be partially aligned with Directive 71/316/EEC, amended with 72/427/EEC; 83/575/EEC; 87/354/EEC; 87/355/EEC; 88/665/EEC and Document D1 of OIML;
- Draft DCM “On the control of pre-packaged products and bottles used as measuring containers” which will be fully aligned with Directives: 75/106/EEC; 75/107/EEC; 76/211/EEC; 80/232/EEC, amendments 79/1005 EEC; 85/10EEC; 88/316 EEC; 89/676EE ;
- Draft DCM “On national measurement units”, which will be fully aligned with CIMP MRA, OIML’s Document D8;
- Draft DCM “On the measurement instruments”, which will be fully aligned with Directive 2004/22 EC”;
- Draft-Order of METE, “On the measuring manometers for vehicles’ tire pressure”, which will be completely aligned with Directive 86/217 EEC.
- Draft-order of METE, “On the alcoholmeters, alcohol-hygrometers and alcohol tables”, which will be fully aligned with Directive 76/765/EEC and Directive 76/766/EEC.
- Draft DCM “On the measuring instruments, object to legal metrological control”, which will be fully aligned with Directive 71/316/EEC, amendments 72/427/EEC; 83/575/EEC; 87/354/EEC; 87/355/EEC; 88/665/EEC.
- Draft Order of the Minister of METE, “On the standard measures for grain”, which will be fully aligned with Directive 71/347/EEC.
- Draft-Order on the structure and organizational scheme of the GDMC.
- Draft Order of the Minister “On the organisation and functioning of the DGMC “;
- Draft DCM “On non-automatic weighing instruments”;

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Increasing the level of national measurement units in the field of measurement of the weight, electricity, temperature, pressure, volume, as well as in other priority areas;
- Creating the environmental conditions and the establishment of laboratories at the Fier regional centre;
- Finalising the mid-term strategy of the development of the national metrology system.
- The construction of the new national metrology centre.
- Translating into and publishing in Albanian of the International Dictionary of the Basic Metrology Terms;
- Improving and strengthening infrastructure of the branches of control of measuring instruments (three branches): study, training of the technical staff, buying equipment;
- Participation in the technical activities of the Working Groups of WELMEC, with the observer’s status, as well as in the Technical Committees of EUROMET.
- Preparing to become member of EUROMET, declaration of CMCs (capacity of measuring and calibrate, according to CIPM).
- Participation in activities for comparison of national measurement units.

- Participation in the technical committees of EUROMET/EURAMET.
- Organising the awareness activities with the parties interested in the New Approach Directive "On Measuring Instruments" and quality management in legal metrology;
- Organising the awareness activities with the parties interested (producers, importers of the packaged products) in the control of pre-packaged products;
- Promoting activity on metrology in national level;
- Organising regional activity on the promotion of metrology and cooperation at regional level;
- Training course on the high security issues in the laboratories of national measurement units and legal metrology laboratories;
- Signing cooperation and understanding agreements with the local institutions (KESH, Accreditation Directorate), associations that operate in the field of consumer's and citizen's protection (SHMK, ZMK, ZMQ) and with homologue institutions (UME Turkey);
- Establishing the level of national measurement units in the field of measurement of the weight, electricity, temperature, pressure, and volume;
- Preparing the DGMC Order relating to the performance of the metrological supervision;
- Improving (reconstruction) the existing laboratories in the DGMC;
- Improving the rules of procedure on the organisation and functioning of the DGMC;
- Improving the Order of the Director General of the DGMC "On the organisation and functioning of the Council of Metrology";

### 3.2 Medium-term Priorities

The priorities of the Albanian Government for the medium-term period are as follows:

- *Provide the appropriate administrative capacities so as to meet SAA requirements;*
- *Mark progress in the transposing of New and Old Approach Directives;*
- *Ensure the functioning of the structures responsible for metrology and calibration based on European Union's best practices.*

#### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-order of the Minister "On weights from 1 mg to 50 kilogramme medium accuracy rectangular bar weights", which will be fully aligned with Directive 74/148 EEC;
- Draft-order of the Minister of METE "On the approval of the type and verification of the measuring instruments legally controlled ";
- Draft-order of the Minister "On weights from 5 to 50 kilogramme medium accuracy rectangular bar weights and 1 to 10 kilogramme medium accuracy cylindrical weights", which will be fully aligned with Directive 71/317 EEC.

#### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Buying national measurement units for the laboratories of the national metrology centre.
- Preparing of the documentation for the quality system in the laboratories of the storage of the national measurement units, aiming at their accreditation;
- Improving and strengthening the infrastructure of the branches of control of measuring instruments (three branches): study, training of the technical staff, buying equipment;
- Participating in the technical activities of the Working Groups of WELMEC having the status of the observer, as well as in the Technical Committees of EUROMET;
- Participating in activities comparing the national measurement units;
- Training on the calibration of measurement instruments and calculation of doubt.

**Table 1:** *Strengthening the institutional capacities in the General Directorate of Metrology and Calibration*

| INVESTMENTS | MEASUREMENT UNITS | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 100 | 2 | 4 | 3 | 4 |
| 4. Training (thousand ALL) | (thousand ALL) | X | 1250 | 7500 | 5625 | 7500 |

### 3.1.2 TECHNICAL APPROACH DIRECTIVES

### 3.1.2.1 NEW APPROACH DIRECTIVES

#### 3.1.2.1.1 ELECTRICAL EQUIPMENT

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity Assessment";
- Law No. 8734 dated 12.12.2001 "On guaranteeing persons', animals' or materials' safety from electrical danger".
- DCM No. 723, dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments";
- DCM No. 494 dated 14.8.2001 "On the organisation and functioning of the Electrical Equipment Inspectorate" (today, Central Technical Inspectorate).

**2.2 Existing Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the institution responsible to draft the legislation on the market surveillance and low-voltage equipment.
b) The Market Surveillance Directorate (MSD) is responsible for the drafting of the technical legislation (new and old approach), which fall under the activity of METE.
c) Actually, the Central Technical Inspectorate is the institution responsible for monitoring the observation of rules, which guarantee the safety of electrical equipment and installations at work in the activity of legal and natural persons. The Inspectorate is organised and operates based on Law No. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and other legal acts, there is a Directorate of Equipment Inspection and Electric Installation. This directorate is composed of 3 departments and 3 heads of department, as per prefecture, as well as 15 field inspectors.

With the approval of the law "On general safety, basic requirements and conformity assessment of products", until the establishment of the market surveillance structure, the CTI is the responsible institution for the implementation of this law, as regards the tasks for the market surveillance for industrial products and consumers (not food).

**3 Addressing priorities**

**3.1 Short-term Priorities (2007-2008)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directive.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- DCM "On basic requirements and conformity assessment for the low voltage equipments", which will be fully aligned with the Directive 73/23/EEC, amended by Directive 93/68 EEC.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Strengthening the capacities of the Directorate of Electrical Equipments Inspection, at the CTI.
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaign for the consumer and economic operators.

**Table 1:** *Strengthening institutional capacities of institutions*

| INVESTMENTS | MEASUREMENT UNITS | CURRENT SITUATION | 2007 | 2008 |
|---|---|---|---|---|
| 1. Additional human resources | Persons | 3 | 1 | |
| 2. Cost for additional human resources | Thousand ALL | | 480 | |
| 3. Training | | | 375 | |
| 4. IT | | | 125 | |
| 5. Training for the CTI | | | | 375 |
| 6.Awareness campaign for the consumers | | | | 2500 |

### 3.1.2.1.2 PRESSURE EQUIPMENT

#### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The acts that transpose the community acts are as follows:

| |
|---|
| 1. LAW NO. 8739 DATED 12.12.2001 "ON THE SAFETY OF PRESSURE EQUIPMENT" |
| ➢ Directive 97/23/EC, "On the approximation of the laws of the Member States concerning pressure equipment" |
| ➢ Directive 87/404/EEC "On the harmonisation of the laws of the Member States relating to simple pressure vessels", amended by Directive 90/488/EEC, and Directive 93/68/EEC. |
| ➢ Directive 1999/36/EC "On the transportable pressure equipment" |
| Partial. |

The acts that do not transpose the community acts are as follows.

- Law No. 9097, dated 3.7.2003 "On conformity assessment ";
- DCM No. 723, dated 5.11.2004, "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments ";
- DCM No. 497, dated 14.8.2001 "On the organisation and functioning of the Pressure Equipment Inspectorate" (today CTI);

#### 2.2 Existing Institutional Framework

a) The Ministry of Economy, Trade and Energy is the institution responsible to draft the legislation and for the market surveillance for pressure equipments.
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which fall under the activity of METE.
c) Actually, the Central Technical Inspectorate (CTI) is responsible for monitoring the observation of rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and the other subordinate legal acts, there is a directorate under the CTI, namely the Pressure Equipment Inspection Directorate. It is composed of three sectors and three heads of sectors, as per prefecture, as well as 11 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

### 3.1.2 Short-term legal initiatives (2007 - 2008)

- Amending DCM "On main requirements and assessment of conformity for simple pressure vessels", which will be fully aligned with Directive 97/23/EEC "On pressure equipments".
- Amending DCM "On main requirements and assessment of conformity for simple pressure vessels", which will be fully aligned with Directive 87/404EEC, 90/488/EE and 93/68/EEC "On simple pressure vessels";

### 3.1.3 Short-term Implementing Activities (2007 - 2008)

- Strengthening capacities of the Pressure Equipment Inspection Directorate.
- Strengthening capacities of the Standards and Technical Safety Sector.
- Organising awareness campaign for the consumers and economic operators.
- Strengthening implementing capacities for DCM "On Pressure Equipment", of the structure under the Central Technical Inspectorate. (CTI)

### 3.2 Medium-term Priorities (2009 - 2010)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

DCM "On the main requirements and assessment of conformity for transportable pressure vessels", which will be fully harmonised with Directive 1999/36/EC.

### 3.3 Long-term priorities (2011 - 2012)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

### 3.3.1 Long-term Implementing Activities (2011 - 2012)

- Strengthening capacities of the Pressure Equipment Inspection Directorate.
- Organising awareness campaign for the consumer and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNITS | CURRENT SITUATION | 2007 | 2008 | 2011 |
|---|---|---|---|---|---|
| 1. Additional human resource for the SSRRT | Persons | 3 | 0 | | 0 |
| 2. Cost for additional human resource for the SSRRT | Thousand ALL | | 0 | | 0 |
| 3. Training SSRRT | | | 1250 | | 625 |
| 4. IT for SSRRT | | | 0 | | 0 |
| 5. Training for CTI | | | | 1250 | 625 |
| 6. Awareness campaign for the consumers | | | | 5000 | 2500 |

### 3.1.2.1.3 TOYS

#### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

#### 2 Current Situation

#### 2.1 Existing legal Framework

The laws that do not transpose the community acts and their level of approximation are as follows:

- Law No. 9097, dated 3.7.2003 "On conformity assessment".
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

#### 2.2 Institutional Framework

a) The Ministry of Economy, Trade and Energy is the responsible institution to draft the legislation and to perform market surveillance.
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

#### 3 Addressing priorities

#### 3.1 Short-term priorities

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

#### 3.1.1 Short-term legal initiatives

- DCM "On the technical rules and procedures of conformity assessment of toys", which will be fully aligned with Directive 88/378/EEC "On toys", amended by Directive 93/68/EEC.

#### 3.1.2 Short-term implementing activities

- Strengthening the CTI capacities.
- Strengthening capacities of the Standards and Technical Safety Sector.
- Organising awareness campaign for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2007 | 2008 |
|---|---|---|---|---|
| 1. Additional human resource for the SSRRT | Persons | 3 | 1 | |
| 2. Cost for additional human resource for the SSRRT | Thousand ALL | | 480 | |

| | | | | |
|---|---|---|---|---|
| 3. Training SSRRT | | | 625 | |
| 4. IT for SSRRT | | | 125 | |
| 5. Training for CTI | | | | 625 |
| 6. Awareness campaign for the consumers | | | | 2500 |

### 3.1.2.1.4 CONSTRUCTION PRODUCTS

#### 1 Political objective

The gradual assurance of the Albanian legislation compatibility with the European technical standards and rules on the safety of Albanian products, as well as the procedures for the conformity assessment, is one of the main obligations of our country, as defined in article 75 of the SAA, and finds full support by the Government of Albania. To this scope, all necessary measures are being taken, in order to stimulate the use of the Community technical rules, of the European standards and of the conformity assessment procedures, the assistance for further development of quality infrastructure, as well as to stimulate the participation of Albania in the international activities that are related to the standards, conformity assessment, accreditation, metrology and similar other functions. In the frame of the European Partnership Document of 2006, the Albanian Government is committed to increase the level of administrative capacities, in order to implement the SAA requirements, in the field of free movement of goods and in achieving a considerable progress in the transposition of the new and old approach directives. Based on the Government's program, a quick and stable economic development should be achieved, as an accelerating condition for the Albanian integration process in the European Union.

#### 2 Current Situation

#### 2.1 Existing legal framework

| |
|---|
| Law No. 9290, dated 07.10.2004 "On construction products' |
| Approximation level: Partial |
| DCM No. 68, dated 15.02.2001 "On approval of the Standards and Technical Conditions of Designation and Application of the Construction Work'; the annex amended with DCM no. 279, dated 18.04.2007, "On the approval of the construction products list, for which the conformity assessment is required". |
| Standards harmonized as regards the construction products, based on Council Directive 89/106/EEC of 21 December 1988 "On the approximation of laws, regulations and administrative provisions of the Member States relating to construction products" Amended. |
| Approximation level: Complete |

The laws and other acts that do not transpose the community acts:

- Law No. 8402, dated 10.09.1998 "On the control and the discipline of the construction work";
- DCM No. 323, dated. 08.07.1999, "On the preparation, adaptation and implementation of rules and procedures for the assessment of conformity with the rules and standards.
- Instruction No. 3, dated 15.02.2001 "On the supervision and technical check of Construction Work ";
- Instruction No. 2, dated 13.05.2005 "On application of Construction Work".

#### 2.2 Existing institutional framework

The Ministry of Public Works, Transport, and Telecommunications has the following institutions under its dependency:

a) Institute of Construction
b) Institute of Urban Studies
c) National Entity of Habitations
d) General Directorate of Roads
e) General Directorate of Water-supply and Canalization

#### 3 Addressing priorities

#### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*

- *Mark progress in the transposing of the new approach directives.*

**3.1.1 Short-term legal initiatives (2007 - 2008)**

The MoPWTT has foreseen to undertake the following legislative initiative for the short-term period:

- Amending Law No. 9290, dated 07.10.2004 "On construction products", which will be fully aligned with Directive 89/106/EEC;

(Note: The objective aims the amendment of the above mentioned law through a DCM, as a consequence of the approval of the law "On the main requirements and assessment of conformity for construction products", drafted by METE, as part of horizontal technical legislation, in compliance with the full transposition of the European Directive 95/2004/EC "On the general safety of products").

- Drafting the regulation "On the technical security at work, in the permanent or temporary construction sites", based on Directive 92/57/EEC for security at work.

**3.1.2 Short-term Implementing activities (2007 - 2008)**

The following implementing activities will be in line with the addressed short-term priorities:

- Creating the necessary structures for the Inspectorate for Quality Control.

**3.1.3 Medium-term Priorities (2009 - 2010)**

The priorities of the Albanian Government for the medium-term period are as follows:

- *Provide administrative capacities to meet the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

**3.2 Medium-term Legislative Initiatives *(2009-2010)***

Changes resulted due to the changes in the standards requirements or changes that are conditioned from new requirements of European and international bodies.

**3.2.1 Long-term priorities (2011 - 2012)**

The long-term priorities of the Albanian Government are as follows:

- *Provide administrative capacities to meet the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives.*

**3.3 Long-term legal initiatives (2011 - 2012)**

Changes binded due to the changes in the standards requirements or changes that are conditioned from new requirements of European and international bodies.

**3.3.1 Mid-term implementing activities (2011 - 2012)**

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 4 | 2 | 2 | - | - |
| 4.Training (thousand ALL) | (thousand ALL) | 10000 | 5000 | 5000 | - | - |

### 3.1.2.1.5 ELECTROMAGNETIC COMPATIBILITY

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On conformity assessment".
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

**2.2 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards electro-magnetic conformity;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and on the other subordinate legal acts, there is another department, which is dependant on the CTI, namely the Department of Electrical Equipment and Installations Inspection. It is composed of three sectors and three heads of sector, as per prefectures, as well as of 15 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new approach directives*.

**3.1.1 Short-term legal initiatives (2007 - 2008)**

- DCM "On the main requirements for the conformity assessment as regards the Electro-magnetic Compatibility", which will be fully aligned with Directives 89/336/EEC, 92/31/EC, 93/68/EEC, 2004/108 EC on the Electro-magnetic Compatibility.

**3.1.2 Short-term implementing activities (2007 - 2008)**

- Strengthening capacities of the Inspection Directorate of Electric Equipment in the CTI, which will be responsible for the Electro-magnetic Compatibility.
- Strengthening capacities of the Standards and Technical Safety Sector.
- Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening the institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2008 | |
|---|---|---|---|---|
| 1. Additional human resource for the SSRRT | Persons | | 0 | |
| 2. Cost for additional human resource for the SSRRT | Thousand ALL | | 0 | |
| 3. Training SSRRT | | | 625 | |
| 4. IT for SSRRT | | | 0 | |
| 5. Training for CTI | | | 625 | |
| 6. Awareness campaign for the consumers | | | 2500 | |

### 3.1.2.1.6 MACHINERY

### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

### 2 Current Situation

### 2.1 Existing Legal Framework

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

### 2.2 Institutional Framework

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Machineries;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and on the other subordinate legal acts, there is another department, which is dependant on the CTI, namely the Department of Electrical Equipment and Installations Inspection. It is composed of three sectors and three heads of sector, as per prefectures, as well as of 15 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

### 3 Addressing priorities

### 3.1 Medium-term Priorities (2008 - 2009)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

### 3.1.1 Medium-term Legislative Initiatives (2008 - 2009)

- DCM "On the main requirements and conformity assessment as regards *Machineries*", which will be fully aligned with Directive 98/37/EC "On machinery", amended by Directive 98/79/EC;

**Medium-term Implementing Activities (2009 - 2010)**

The following implementing activities will be undertaken so as to address medium-term priorities:

- Strengthening the existing capacities of the CTI;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | |
|---|---|---|---|---|
| 1. Additional human resource | Persons | | 0 | |
| 2. Cost for additional human resource | Thousand ALL | | 0 | |
| 3. Training CTI | | | 625 | |
| 4. IT for CTI | | | 0 | |
| 5. Training | | | 625 | |
| 6. Awareness campaign for the consumers | | | 2500 | |

**3.1.2.1.7 PERSONAL PROTECTIVE EQUIPMENT**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

**2.2 Existing Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Personal Protective Equipment;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and on the other subordinate legal acts, there is another department, which is dependant on the CTI, namely the Department of Electrical Equipment and Installations Inspection. It is composed of three sectors and three heads of sector, as per prefectures, as well as of 15 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

### 3.1.1 Medium-term Legislative Initiatives

- DCM "On the technical requirements and conformity assessment procedures for personal protective equipment e (PPE)" which will be partly aligned with Directive 89/686/EEC "On safety of personal protective equipment";

### 3.1.2 Medium-term Implementing Activities

- Establishing an implementing structure;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | 2010 |
|---|---|---|---|---|
| 1. Additional human resource for CTI | Persons | | 4 | |
| 2. Cost for additional human resource for SSRRT | Thousand ALL | | 2160 | |
| 3. Training CTI | | | 625 | |
| 4. IT for CTI | | | 500 | |
| 5. Training for the SSRRT | | | 625 | |
| 6. Awareness campaign for the consumers | | | 2500 | |

### 3.1.2.1.8 APPLIANCES BURNING GASEOUS FUELS

### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

### 2 Current Situation

### 2.1 Existing Legal Framework

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

### 2.2 Institutional Framework

d) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Appliances burning gaseous fuels;*
e) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
f) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and on the other subordinate legal acts, there is another department, which is dependant on the CTI, namely the Department of Electrical Equipment and Installations Inspection. It is composed of three sectors and three heads of sector, as per prefectures, as well as of 15 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this

law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Mid-term priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives**

- DCM "On the technical requirements and conformity assessment procedures for appliances burning gaseous fuels ", which will be partly aligned with Directive 90/396/EEC "On appliances burning gaseous fuels";

**3.1.2 Medium-term Implementing Activities**

- Strengthening the CTI structure;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | 2010 |
|---|---|---|---|---|
| 1. Additional human resources | Persons | | 0 | 0 |
| 2. Costs for additional human resources | Thousand ALL | | 0 | 0 |
| 3. Training for the CTI | | | 0 | 600 |
| 3. Training for the CTI | | | 0 | 0 |
| 4. IT for the SSRRT | | | 600 | 0 |
| 5. Training | | | 0 | 2500 |

**3.1.2.1.9 ON EFFICIENCY REQUIREMENTS FOR NEW HOT-WATER BOILERS FIRED WITH LIQUID OR GASEOUS FUELS**

**1. Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

**2.2 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Appliances burning gaseous fuels;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of pressure equipment and installations at work in the activity of legal and natural persons.

The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate". Based on the law and on the other subordinate legal acts, there is another department, which is dependant on the CTI, namely the Department of Electrical Equipment and Installations Inspection. It is composed of three sectors and three heads of sector, as per prefectures, as well as of 15 field inspectors.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.2 Medium-term Legislative Initiatives**

- DCM "On efficiency requirements for new hot-water boilers fired with liquid or gaseous fuels" which will be fully aligned with Directive 92/42/EEC, amended by Directive 93/68 EEC, 2004/8/EC, 2005/32/EC;

**3.2.1 Mid-term implementing activities**

- Strengthening the CTI capacities;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | |
|---|---|---|---|---|
| 1. Additional human resources | Persons | | 0 | |
| 2. Costs for additional human resources | Thousand ALL | | 0 | |
| 3. IT for the CTI | | | 625 | |
| 4. Training for the CTI | | | 0 | |
| 5. IT for the SSRRT | | | 625 | |
| 6. Training | | | 2500 | |

**3.1.2.1.10 EXPLOSIVES FOR CIVIL USE**

**1 Political objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Legal Framework**

The sector of explosives for civil use is regulated by the following legal acts:

| |
|---|
| LAW NO. 9126 DATED 29.07.2003 "ON EXPLOSIVES FOR CIVIL USE IN THE REPUBLIC OF ALBANIA". |
| Directive 93/15/EEC "On the harmonisation of the provisions relating to the placing on the market and supervision of explosives for civil use"; |
| Full approximation |

As well as legal acts, that do not transpose the community acts:

- DCM No. 597 dated 10.09.2004 "On the procedure of licensing of import, export and manufacturing of explosives for civil use";
- DCM No. 853 dated 17.12.2002 "On the procedure of licensing of import, export, and manufacturing of pyrotechnics for civil use";
- Order of the Minister of Defence "On the approval of the regulation on the composition and functioning of the Commission issuing licences for import, export and production of explosives for civil use and pyrotechnics for civil use";
- A Joint Order of the MoD and the MoF "On the tariffs about issuing licences on import, export and production of explosives for civil use".

**2.1.1 Institutional framework**

a) The Ministry of Defence is the institution responsible for the issuing of licences of production, import and export of explosives for civil use in the Republic of Albania. To this end, the MoD has set up the Authorisation Commission which is an *ad hoc* structure consisting of five white-collar workers from various directorates. A Technical Secretariat supports the Commission - functions are carried out by the Arms Control Section at the Directorate of Logistics.
b) The Ministry of Interior is the institution responsible for the transfer, storage and annihilation of explosives for civil use.
c) The Ministry of Economy, Trade and Energy is the institution responsible for the use of explosives for civil use.

Only legal or natural persons authorised to perform such an activity, who are equipped with certificates from an accredited laboratory can test the characteristics of explosives for civil use. They are obliged to demonstrate to the Ministry of Defence that they comply with the practices of the accredited laboratory.

**3 Addressing priorities**

**3.1 Mid-term priorities**

The priorities of the Albanian Government for the mid-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | 2010 |
|---|---|---|---|---|
| 1. Additional human resources in the CTI | Persons | | 0 | |
| 2. Costs for additional staff in the CTI | Thousand ALL | | 0 | |
| 3. Training in the CTI | | | 0 | 625 |
| 4. IT for the CTI | | | 0 | |
| 5. Additional persons in the SSRRT | | | 0 | |
| 6. Costs for additional staff in the CTI | | | 0 | |
| 7. Training for the SSRRT | | | 625 | |
| 8. IT for the SSRRT | | | 0 | |
| 9. Awareness campaign for the consumers | | | 0 | 2500 |

**3.1.2.1.11 EQUIPMENT AND PROTECTIVE SYSTEMS INTENDED FOR USE IN POTENTIALLY EXPLOSIVE ATMOSPHERES**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5 .11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

**2.2 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Equipment in Explosive Atmospheres;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of equipment at work in explosive atmospheres, in the activity of legal and natural persons. The CTI is organized and functions based on Law No. 9595, dated 27.7.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives**

- DCM "On the main requirements and conformity assessment procedures for equipment working in explosive atmospheres" which will be fully aligned with Directive 94/9/EEC "On equipments that are used in explosive atmospheres";

**3.2 Medium-term Implementing Activities**

- Strengthening the CTI capacities;
- Organising awareness campaign for the consumer and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2008 | 2009 |
|---|---|---|---|---|
| 1. Additional human resources | Persons | | 0 | 0 |
| 2. Costs for additional human resources | Thousand ALL | | 0 | 0 |
| 3. IT the CTI | | | 0 | 600 |
| 4. Training for the CTI | | | 0 | 0 |
| 5. IT for the SSRRT | | | 600 | 0 |
| 6. Training | | | 0 | 2500 |

**3.1.2.1.12 LIFTS**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

## 2 Current Situation

### 2.1 Existing Legal Framework

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

### 2.2 Institutional Framework

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Lifts;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring of the observation of the rules, which guarantee the safety of equipment at work of Lifts, the activity of legal and natural persons.

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

#### 3.1.1 Short-term Legislative Initiatives

- DCM "On the main requirements and conformity assessment procedures for Lifts" which will be partly aligned with Directive 95/16/EEC "On Lifts";

#### 3.1.2 Short-term Implementing Activities

- Strengthening the SSRRT capacities.
- Establishing an implanting structure in the CTI.

### 3.2 Medium-term Priorities (2009 - 2010)

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

#### 3.2.1 Medium-term Implementing Activities

Organising awareness campaigns for the consumers and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2008 | 2009 |
|---|---|---|---|---|
| 1. Additional human resources for the CTI | Persons | | 3 | 0 |
| 2. Costs for additional human resources in CTI | Thousand ALL | | 1620 | 0 |
| 3. IT for the CTI | | | 625 | 0 |
| 4. Training for the CTI | | | 390 | 0 |
| 5. Additional human resources for the SSRRT | | | 1 | 0 |
| 6. Costs for additional human resources | | | 480 | 0 |
| 7. Training for the SSRRT | | | 625 | 0 |
| 8. IT for the SSRRT | | | 125 | 0 |
| 9. Awareness campaign for the consumers | | | | 2500 |

### 3.1.2.1.13 MEDICAL DEVICES

#### 1 Political Objective

The gradual assurance of the Albanian legislation compatibility with the European technical standards and rules on the safety of Albanian products, as well as the procedures for the conformity assessment, is one of the main obligations of our country, as defined in article 75 of the SAA, and finds full support by the Government of Albania. Based on the obligations deriving from this article in the SAA, it is aimed at the increase of administrative capacities in the field of free movement of goods and the achievement of a considerable progress in the transposition of the new and old global approach directives. The continuous improvement in the field of health care for the population through the deep reform in the health system, based on the most successful and contemporary models and experiences remains one of the most important objectives in this field.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The laws and other acts that do not transpose the community acts
The field of medical devices is regulated by the following legislation:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723 dated 5.11.2004 "On Basic Rules and Procedures for the Functioning of the Authorised Body for the Completion of Conformity Assessments".

#### 2.2 Existing Institutional Framework

a) The Ministry of Health in the Republic of Albania is the institution responsible for medical devices. It operates based on Law No. 9000, dated 30.01.2003 "On the organisation and functioning of the Council of Ministers". At present, the following bodies that are responsible for the control of medical devices operate at the Ministry of Health:
b) Hospital Department and Dental Section, which authorises the import of medical devices;
c) Authorisation Commission – which authorises activity of import and wholesale trade of medical devices;
d) Radiation Protection Commission –which controls the ionising radiation sources;
e) Unit for Standardisation and Management of Medical Devices at the Ministry of Health.

#### 3 Addressing priorities

#### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities*:*

- Draft-Law "On medical devices", fully aligned with Directive 90/385/EEC, Directive 93/42/EC and Directive 98/79/EC;
- Draft DCM "On the implementation of the law on medical devices".

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Establishing within the structure of the Ministry of Health a Competent Authority for the medical devices and establishing the State Agency for Medical Devices, as a necessity for the implementation of requirements in the relevant legislation.
- Establishing and raising the capacities in the Competent Authorities.
- Establishing and strengthening the Clinical Engineering Unit, in hospital level.
- Drafting the action plan on the provision of activities and measures in the framework of law.

**3.2 Medium-term Priorities (2009 - 2010)**

- *Continue the strengthening of administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.2.1 Medium-term Legislative Initiatives (2009 - 2010)**

- Draft-acts for the implementation of the law on medical devices;

**3.2.2 Mid-term implementing activities (2009 - 2010)**

- Raising the level of continuous education in the system of the Competent Authorities and Clinical Engineering Units in hospital level, in order to comply with the legal framework, as regards the management and standardization of medical devices.

**3.3 Long-term priorities (2011 - 2012)**

- *Full alignment with the community acts and their practical application using medical devices.*

**Table 1:** *Strengthening institutional capacities for the Ministry of Health*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human resources | Persons | 5 | 2 | 4 | | |
| 2. Training (Thousand ALL) | Thousand ALL | 1250 | 1250 | 7500 | 5625 | 7500 |

**3.1.2.1.14 MEDICINAL PRODUCTS FOR HUMAN CONSUMPTION**

**1 Political Objective**

The gradual assurance of the Albanian legislation compatibility with the European technical standards and rules on the safety of Albanian products, as well as the procedures for the conformity assessment, is one of the main obligations of our country, as defined in article 75 of the SAA, and finds full support by the Government of Albania. Based on the obligations deriving from this article in the SAA, it is aimed at the increase of administrative capacities in the field of free movement of goods and the achievement of a considerable progress in the transposition of the new and old global approach directives. The continuous improvement in the field of health care for the population through the deep reform in the health system, based on the most successful and contemporary models and experiences remains one of the most important objectives in this field; the access increase in effective health services and mainly provision of a stable coverage with medicinal products; strengthening of control and monitoring capacities as regards their production, storage and trade by strengthening the inspection function and the structures that deal with information on medicinal products, vigilance in pharmaceutical products, etc.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws and subordinate acts that transpose the community acts and their approximation level:

| |
|---|
| 1. Law no. 9644, dated 20.11.2006 "On some addenda and amendments to the law no. 9323, dated 25.11.2004 "On the medicinal products and pharmaceutical service", amended. Object: Definition of principles and procedures for the determination of prices. Subject: The Medicinal Products Price Commission. |
| 2. 31989L0105, Directive 89/105/EEC of the Council, dated December 21, 1998, relating to the transparency of measures regulating the prices of medicinal products for human use and their inclusion in the scope of national health insurance systems. Official Journal L 040, 11/02/1989 P. 0008 - 0011 Object: Regulation of measures for the definition of prices, in order to ensure transparency in this process. Subject: Contracting Authorities |
| 3. Approximation level / Partial |

The laws and other acts that do not transpose the community acts:
The field of medicinal products is regulated by the following legislation:

- Law No. 9323, dated 25.11.2004 "On medicinal products and pharmaceutical service" which is partly aligned with Directive 2001/83/EC of the European Parliament and of the Council of 6 November 2001 on the Community

code relating to medicinal products for human use *(Official Journal L 311, 28/11/2001 p. 67 - 128)*.

- Law no. 9644, dated 20.11.2006 "On some addenda and amendments to the law no. 9323, dated 25.11.2004 "On the medicinal products and pharmaceutical service", amended".
- DCM No. 52, dated 27.10.2005 "On the organisation and functioning of the Commission for the Prices of Medicinal Products" fully aligned with Directive 89/105/EC, dated 21.12. 1988 "On the transparency of measures regulating the prices of medicinal products for human use and their inclusion in the scope of national health insurance systems";
- DCM No 325, dated 14.6.1993 "On the regime of export-import and production of medicinal products";
- Joint Instruction No. 180, dated 13.8.1993 of the Minister of Health and Minister of Finance "On cooperation over the regime of the import-export of medicinal products";
- Order No. 104, dated 5.3.2004 of the Minister of Health "On an amendment to the Instruction No. 180, dated 13.8.1993 "On co-operation over the regime of import-export and clearance of medicinal products";
- Minister of Health Order No. 214, dated 22.4.2004;
- Regulation No. Prot. 399, dated 20.1.1998 "On fabrication of medicinal products";
- Regulation No. Prot. 296, dated 26.1.1998 of pharmaceutical service.

**2.2 Existing Institutional Framework**

a) The Ministry of Health is the institution responsible for the drafting of legal and subordinate legal acts in the field of pharmaceutics.
b) The National Centre of Medicinal Products Control (NCMPC) is the institution specialised for the testing, registration, control of medicinal products, and pharmaceutical inspection. It controls the activity, premises, fabrication equipment, wholesale and retail trade, storage conditions of the medicinal products, and imported medicinal products. The NCMPC consists of the Registration Section, Inspection Section, Testing Section, Information Section, Pharmaceutical-vigilance Section and Administration Section.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Amending Law No. 9323, dated 25.11.2004 " On medicinal products and pharmaceutical service" which is partly aligned with:
- Directive of the Council (85/432/EEC), dated September 16, 1985 concerning the coordination of provisions laid down by Law, Regulation or Administrative Action in respect of certain activities in the field of pharmacy. *OJ L 253, 24.9.1985, p. 34–36*
- Commission Directive 2003/94/EC of 8 October 2003 laying down the principles and guidelines of good manufacturing practice in respect of medicinal products for human use and investigational medicinal products for human use (*Official Journal L 262, 14/10/2003 p. 22 - 26*)..
- Directive 2001/83/EC of the European Parliament, dated November 6, 1999, relating to "Medicinal products for human use";
- Regulation No. 41 of the European Parliament and Commission, dated December 16, 1999 "On vital medicinal products";
- Draft DCM "On the organisation of the Ethics Commission";
- Draft regulation "On the good clinical practice";

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to address short-term priorities:

- Increasing capacities in the field of good production practice;
- Increasing administrative capacities in the field of good clinic practice.

**Table 1:** *Strengthening institutional capacities of the Ministry of Health*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | Persons | 5 | 2 | 4 | X | X |
| 4. Training (Thousand ALL) | Thousand ALL | X | 1250 | 7500 | 5625 | 7500 |

### 3.1.2.1.15 DUAL USE ITEMS AND TECHNOLOGIES

#### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

#### 2 Current Situation

#### 2.1 Legal Framework

The field of dual use items and technologies is regulated by the following subordinate legal acts:
The acts that transpose the community acts.

| |
|---|
| 1. Law no. 9707, dated 5.4.2007, "On the state control of import-export activities for military items and technologies of dual use". |
| Regulation No. 1334/2000 EC. |
| Complete approximation |

The acts that do not transpose the community acts:

- DCM No. 366, dated 5.10.1991 "On the creation of the import-export enterprise under the Ministry of Defence";
- Order No. 5, dated 8.1.2002 of the Minister of Defence "On the functioning of the import-export military enterprise "MEICO" and its relationship with the directorates and commands of the Ministry of Defence";

#### 2.2 Institutional Framework

The Ministry of Defence is preparing the draft-decision "On the establishment of the State Agency for the control of import-export of military and dual-use items and technologies". The decision will define the conditions of, deadline, and procedures for the adjustment of the import-export activity of these items and the state control over this activity.

#### 3 Addressing priorities

#### 3.1 Short-term Priorities

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiative will be undertaken by the Ministry of Defence, so as to address short-term priorities:

- DCM " On the approval of the national list of items, which are object to export state control".

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken by the Ministry of defence so as to address short-term priorities:

- Establishing the State Agency for the Control of Import-Export of Military Items and Technologies of Dual Use".

**Table 1:** *Strengthening institutional capacities for the Ministry of Defence*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2008 | 2009 | 2010 |
|---|---|---|---|---|---|
| 1. Additional human resources in the Agency | Persons | | 27 | 0 | |
| 2. Costs for additional human resources in the Agency | Thousand ALL | | 23500 | 24700 | 26000 |
| 3. Training | | | 38000 | 380000 | 38000 |
| 4. IT for the Agency | | | 500 | 0 | |
| 9. Awareness campaign for the consumers | | | 2500 | 0 | 2500 |

### 3.1.2.1.16 HIGH SPEED RAIL SYSTEM

#### 1 Political Objective

The final long term objective is the integration of the national rail system in the Regional High Speed Rail System. This objective is supported by article 105 of the SAA, as well as Articles 7-10 of the Protocol no. 5 "On land transport".

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The field of high-speed rail system is regulated by the following legal acts:

- Law no. 9317, date 18.11. 2004, "Railway code of the Republic of Albania";
- Law no. 9689, date 05.03.2007, "On the adherence of the Republic of Albania in the European Agreement for the Main International Railway Lines";
- Law no. 9620, date 16.10.2006, "On the ratification of the 'Agreement on the Establishment in South-East Europe of a High Performance Railway Network".

#### 2.2 Existing Institutional Framework

The Railway Transport Policy Sector at the Ministry of Public Works, Transport and Telecommunications is the general regulatory unit for the railway transport in Albania. The main duties of this Sector are:

- Drafting and continuously improving the railway transport development policies, in line with the current developments of the national economy and needs of the population for the transport of goods and persons, as well as internal and international railway transport;
- Drafting and continuously improving of the legislation in compliance with EU directives aiming a promotion and an optimal management of the railway transport according to the the drafted sectorial policies;
- Following the drafting of the feasibility studies and master plans for the overall development of the rail transport according to the specific areas and corridors of transport;
- Supporting, encouraging and favouring the transit-traffic development, giving priority to the development of multi-modal transport in the east-west, north-south corridors, as well as towards Kosovo;
- Taking measures to avoid the unfair competition;
- Defining policies regarding the existing railway transport infrastructure improvement, expansion and development of the new infrastructure;
- Monitoring policy implementation cooperating with the local government on specific problems;
- Overall analysing, follow up of the railway transport technical problems related to the current situation of the mobile equipment inventory, systems communication and signalling, as well as the follow up of the policies approved for this field.

#### 3 Addressing priorities

#### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*

- *Mark progress in transposing of the new and old approach directives.*

### 3.1.1 Short-term Implementing Activities

The MoPWTT has foreseen to undertake the following implementing activities for the short-term period:

- Translation and knowledge of the European Union directives on High Speed Railway System, more concretely as follows:
  - Directive 96/48/CE relating to the interaction with the international high speed railway system;
  - Directive 2001/16/CE relating to the interaction with the conventional trans-European railway system;
  - Directive 2004/50/CE, which modifies the two above directives.
- Carrying out of a study aiming the detailed identification of the European legislation in this field and approximation of the domestic legislation with the European one.

### 3.1.2 Mid-term legal initiatives

Gradual transposing of the European legislation on High Speed Railway System and of its standards in the national legislation;

### 3.2 Mid-term implementing activities

Knowledge on the standards for the High Speed Railway System, as regards:

- Infrastructure;
- Maintenance;
- Transport vehicles;
- Signalling System;
- Communication System;
- Energy System;
- Railway Use.

**Table 1:** *Strengthening institutional capacities of the Ministry of Public Works, Transport and Telecommunications (Rail Transport Sector)*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2006 | 2007 | 2008 | 2009 |
| Increase of the employees no. | Persons | 3 | 0 | 0 | 0 | 0 |
| Training | Thousand ALL | | 0 | 30 | 2000 | 0 |

### 3.1.2.1.17 PACKAGING AND PACKAGING WASTE

### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

### 2 Current Situation

### 2.1 Existing Legal Framework

The laws that do not transpose the community acts and their approximation level

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723, dated 5.11.2004, "On the procedures and basic rules for the functioning and authorized organization, in order to carry out the conformity assessment".

**2.2 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Packaging and Packaging Waste;*
d) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
e) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for of equipment at work for *Packaging and Packaging Waste*, the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Short-term legal initiatives (2007 - 2008)**

- DCM "On the main requirements and conformity assessment for the packaging and waste packaging", which will be fully aligned with Directive 94/62/EC, 2005/20/EC "On the packaging and waste packaging".

**3.1.2 Short-term implementing activities (2007 - 2008)**

- Strengthening the capacities for the Standards and Technical Rules Sector.

**3.2 Mid-term priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**Mid-term implementing activities**

- Establishment of an implementing structure at the CTI;
- Awareness campaign for the consumers and economic operators.

**3.1.2.1.18 CABLEWAY INSTALLATIONS DESIGNED TO CARRY PERSONS**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level:

- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723, dated 5.11.2004, "On the procedures and basic rules for the functioning and authorized organization, in order to carry out the conformity assessment".

**2.2 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, as regards Cableway Installation Designed to Carry Persons;
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for Cableway Installations Designed to Carry Persons, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives (2009 - 2010)**

The following legislative initiatives will be undertaken so as to address medium-term priorities:
- DCM "On the main requirements and conformity assessment for cableway installations designed to carry persons" which will be partly aligned with Directive 2000/9/EC on cableway installations designed to carry persons.

**3.1.2 Mid-term implementing activities (2009 - 2010)**

The following implementing activities will be undertaken by METE so as to address long-term priorities:
- Establishing an implementing structure;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising an awareness campaign for the consumer and economic operators.

**3.1.2.1.19 ON ENERGY EFFICIENCY REQUIREMENTS FOR HOUSEHOLD ELECTRIC REFRIGERATORS, FREEZERS AND COMBINATIONS THEREOF**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

**2 Current Situation**

**2.1 Existing Legal Framework**

The laws that do not transpose the community acts and their approximation level
- Law No. 9097, dated 3.7.2003 "On Conformity assessment";
- DCM No. 723, dated 5.11.2004, "On the procedures and basic rules for the functioning and authorized organization, in order to carry out the conformity assessment".

**2.2 Institutional Framework**

d) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market

surveillance, *as regards Efficiency Requirements for Household Electric Refrigerators, Freezers and Combinations Thereof;*

e) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
f) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for Efficiency Requirements for Household Electric Refrigerators, Freezers and Combinations Thereof, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Short-term priorities (2007 - 2008 )**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Short-term legal initiatives**

- DCM "On the main requirements and conformity assessment for freezers", which will be fully aligned with Directive 96/57/EEC "On the Efficiency Requirements for Household Electric Equipments", amended with Directive 86/594/EEC.
- DCM "On main requirements and conformity assessment on energy efficiency for fluorescent lighting", which will be fully aligned with Directive 2000/55/EC "On energy efficiency requirements for fluorescent lighting",
- DCM "On main requirements and conformity assessment related to the labelling of electric household appliances", which will be fully aligned with Directive 92/75/EC.

**3.1.2 Short-term implementing activities**

- Strengthening capacities of the Standards and Technical Safety Sector;

**3.2 Mid-term priorities**

- *Provide administrative capacities for the meeting of SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.2.2 Medium-term Implementing Activities**

- Establishing an implementing structure in the CTI;
- Organising awareness campaigns for the consumers and economic operators.

### 3.1.2.2 OLD APPROACH DIRECTIVES

#### 3.1.2.2.1 FOODS

(See the title over the Food Safety)

#### 3.1.2.2.2 MOTOR VEHICLES

**1 Political Objective**

The obligations deriving from the article 75 of the SAA encourage the use of the Community's technical rules, European Standards and conformity assessment procedures.
The consequent implementation of the road safety programs, control of motor vehicles technical conditions, as an influencing factor in the road safety, should remain a priority.
In the frame of the commitments deriving from the SAA implementation, especially from Protocol 5 therein, a priority in the field of road safety will be to align the legislation in the area of land transport. Special attention will be paid on the road safety, environmental pollution, regarding the extraction of gas from the heavy vehicles and their levels of noise, as well as on establishment of an information system about the road traffic, thus ensuring increase of road security. Other priorities will be the implementation of programs and investments, in order to increase the road safety conditions for both: the road infrastructure, and the improvement of the vehicles technical control or other services that are related to their circulation.

**2 Current Situation**

**2.1 Existing Legal Framework**

Laws and acts that do not transpose the community acts:

- Law No. 8378, dated 22.7.1998, "Road Code of the Republic of Albania", amended;
- DCM No. 153, of 07.04.2000 "On the approval of the Regulation for the implementation of the Road Code";
- Law No. 8308, dated 18.03.1998 "On road transport", amended;
- Law No. 9272, dated 16.09.2004, "On the ratification of the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) and its Protocol";
- Law No. 9273, dated 16.09.2004, "On the ratification of the European agreement as regards the Adoption of uniform conditions for the technical periodical control of motor vehicles, and the mutual recognition of such controls, of November 13, 1997";
- DCM no. 270, dated. 10.05.06, "On the approval of the National Plan for the Transport";
- CoM Order No. 1, dated. 21.08.1998 "On the rules of classification, denomination and road carriage of dangerous goods ";
- MoPWTT Instruction No. 3551, dated 23.07.2003 "On the admission and registration procedures of the road vehicles";
- MoPWTT Instruction No. 4447, dated 23.09.2003 "On the movement of vehicles, which do not meet the technical criteria";
- MoPWTT Instruction No. 3413, dated 16.07.2003 "On the technical checking test for motor vehicles";
- MoPWTT Instruction No. 5167, dated 26.12.2002 "On the organisation of traffic and road signalling";
- MoPWTT Instruction No. 994, dated 12.03.2003 "On the organisation and functioning of the driving schools";
- MoPWTT Instruction "On Road Carriage of Dangerous Goods ";
- Joint Instruction No. 6527, dated 24.12.2004 of the Minister of the MoPWTT and Minister of Environment "On the permitted values of air pollution substances in environment, gas discharges and noises from road vehicles and the methods to control them ";
- Prime Minister Order No. 44, dated 24.3.2006 "On the attainment of the objectives for the improvement of road safety ";

**2.2 Existing Institutional Framework**

a) The Ministry of Public Works, Transport and Telecommunications, and more specifically the Directorate of Road Traffic and Safety is the responsible institution in this field.
The mission and the functional duties of the Directorate derive form the main legislation on road transport safety and environmental pollution from the vehicles. This Directorate drafts sector development policies, which are made concrete in the annual short-term and medium-term objectives programme.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

The priorities in this sub-field for the short-term period are as follows:

*Mark progress in the transposing of the new and old approach directives.*

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken by MPWTT so as to address short-term priorities:

- Carrying out a study aiming at the detailed identification of the European legislation in this field and approximation of the domestic legislation with the European one;

**3.1.2.2.3 GLASS**

**1 Political objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

**2 Current Situation**

**2.1 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards crystal glass;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for as regards the crystal glass, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Comply with the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives (2009 - 2010)**

- DCM 'On crystal glass', which will be partly aligned with Directive 69/493/EEC "Relating to crystal glass";

**3.1.2 Medium-term Implementing Activities (2009 - 2010)**

- Establishing an implementing structure in the CTI;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaign for the consumer and economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2009 | 2010 |
|---|---|---|---|---|
| 1. Additional human resources in the CTI | Persons | | 0 | 0 |
| 2. Costs for additional persons in the CTI | Thousand ALL | | 0 | 0 |
| 3. Training for the CTI | | | 0 | 625 |
| 4. IT for the IQT | | | 0 | 0 |
| 5. Additional human resources for the SSRRT | | | 0 | 0 |
| 6. Costs for additional persons | | | 0 | 0 |
| 7. Training for the SSRRT | | | 625 | 0 |
| 8 IT for the SSRRT | | | 0 | 0 |
| 9. Awareness campaign for the consumers | | | 0 | 2500 |

### 3.1.2.2.4 TEXTILES

#### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

#### 2 Current Situation

#### 2.1 Institutional Framework

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards Textiles;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for textiles, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

#### 3 Addressing priorities

#### 3.1 Medium-term Priorities (2009 - 2010)

- *Comply with the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

#### 3.1.1 Medium-term Legislative Initiatives

- Law "On the labelling of textiles and labelling terms", which will be fully aligned with Directive 96/74/EC, 97/37 EC;
- Law "On the quantitative analysis of binary textile fibre mixtures", which will be fully aligned with Directive 96/73/EEC;
- Law "On the quantitative analysis of ternary fibre mixtures", which will be partly aligned with Directive No. 73/44/EEC;

#### 3.1.2 Medium-term Implementing Activities (2009 - 2010)

- Establishing an implementing structure in the CTI;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaigns for the consumers and economic operators.

**3.1.2.2.5 FOOTWEAR**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

**2 Current Situation**

**2.1 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards the labelling of main elements in footwear;*
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for the labelling of the main elements in footwear, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives**

- Law "On the labelling of materials used in the main components of footwear", which will be partly aligned with Directive 94/11/EC;

**3.2.2 Medium-term Implementing Activities (2009 - 2010)**

- Establishing an implementing structure at the CTI;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaign for the consumer and economic operators.

**3.1.2.2.6 WOOD**

**1 Political Objective**

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation of only safe products and services in the market.

**2 Current Situation**

**2.1 Institutional Framework**

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards the* classification of wood in the rough';

b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for the classification of wood in the rough', in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives (2009 - 2010)**

- Law 'On classification of wood in the rough' which will be fully aligned with Directive 68/89/EEC "On the approximation of the laws of the Member States concerning the classification of wood in the rough ".

**3.1.2 Medium-term Implementing Activities (2009 - 2010)**

- Establishing an implementing structure at the CTI;
- Strengthening capacities of the Standards and Technical Safety Sector;
- Organising awareness campaign for the consumer and economic operators.

**3.1.2.2.7 CHEMICALS**

**1 Political Objective**

The stable management of chemicals, besides being an obligation deriving from the Stabilization Association Agreement, is also one of the main objectives of the Albanian government, which is included in its Program for the period 2005-2009. This aims at encouraging the development of pure technologies, which should use certified chemical materials, so that they will decrease the level of damaging discharges in the environment (water, air, land, etc).
The actors that are involved will develop and strengthen their cooperation, aiming at accomplishing the very important task of the fight against environmental degradation, and maintain a stable environment. This cooperation is mainly based on the priority areas that are related to the Community's *acquis* in the field of environment (article 108 of the SAA).

**2 Current Situation**

**2.1 Existing Legal Framework**

| |
|---|
| ➢ 1. Law No. 8934, dated 5.09.2002, "On environmental protection"; |
| 2. Directive 1999/45/EC of the European Parliament and Council, dated May 31, 1999 "On the alignment of legislation, rules and administrative provisions of the member countries, as regards the classification, packaging and labelling of dangerous substances", amended. |
| 3. Partial |

| |
|---|
| ➢ 1. Law No. 9108, dated 17.07.2003 "On chemical substances and preparations", |
| 2. Directive of the European Council 76/769/EEC, dated July 27, 1976, "On the aligning of legislation, rules and administrative provisions, of the member countries, as regards the banning the sale and use of some dangerous substances and preparations". |
| 3. partial |

| |
|---|
| ➢ 1. Law No. 9263, dated 29.07.2004 "On the ratification of the Convention "On Persistent Organic Pollutants (Stockholm Convention, POPs) |

| |
|---|
| 2. The Rotterdam Convent on the information and approval of procedures to be used in international trade of some dangerous chemicals and pesticides. |
| 3. Partial |

| |
|---|
| ➢ 1. DCM No. 824, dated 11.12.2003 "On classification, packaging, labelling and safe storage of dangerous substances and preparations"; |
| 2. Directive of the European Council 67/548/EEC, dated June 27, 1967, "On the alignment of legislation, rules and administrative provisions of the member countries, as regards the classification, packaging, labelling and safe storage of dangerous substances and preparations". |
| 3. Partial |

Laws and acts that do not transpose the community acts:

- DCM No. 26, dated 31.01.1994 "On hazardous waste and waste";
- DCM No. 447, dated 19.09.1994 "On banning the use of asbestos as thermo-isolating material in all types of construction";
- DCM No. 447, dated 16.09.1999 "On the destruction of toxically wastes stored in military depots";
- DCM, dated 20.12.2006, "On the approval of the National Action Plan for the banning and elimination of organic stable polluters".

**2.2 Existing Institutional Framework**

a) MEFWA (is responsible for the chemicals, as dangerous industrial waste);
b) METE (is responsible for the chemicals, as raw material for the industry, including import-export);
c) MoAFCP (is responsible for the chemicals, as pesticides);
d) MPWTT (is responsible for the chemicals, as urban waste);
e) MSAEO (the Inspectorate of Labour is located in this Ministry, and it is responsible for the protection from chemicals of employees working in industry);
f) MH (is responsible for chemicals that are created as hospitals' waste and from medicinal products).

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Strengthening the administrative capacities and coordinating the process in national and local level.*

**3.1.1 Short-term Implementing Activities (2007 - 2008)**

- Strengthening capacities in the Agency of Environment and Forestry;
- Creating the chemicals registration office;
- Training of Customs Authorities;
- Functioning of the Chemicals Registration Office;

**3.1.2 Medium-term Priorities (2009 - 2010)**

- *To strengthen the environment monitoring process and to punish the polluters with severe sanctions;*
- *To carry on with the implementation of regional and international commitments that are related to environment.*

**3.2 Medium-term Legislative Initiatives (2009 - 2010)**

- Draft act "On the restrictions on the marketing and use of dangerous substances and preparations", which will transpose the Councils' Directive 76/769/EEC, Directive 79/663/EEC, Directive 82/806/EEC, Directive 82/828/EEC, Directive 83/264/EEC, Directive 85/467/EEC, Directive 85/610/EEC, Directive 89/678/EEC, Directive 89/677/EEC, Directive 91/173/EEC, Directive 91/338/EEC, Directive 91/339/EEC. The aimed level of approximation is partial.
- Draft-act on the determination of the list of banned and rigorously restricted substances, which may enter the territory of the Republic of Albania, which is supported by Regulation 304/2003 of the Parliament and Council. The aimed level of approximation is partial.
- Draft-act on the classification and packaging of dangerous substances, which will transpose Directive 1999/45/EC of the Parliament and of the Council, dated May 31, 1999, as well as the Commission's Directives 2001/60/EC, 91/155/EEC, 93/112/EC. The aimed level of approximation is partial.
- Draft-act "On the protection from asbestos", which will transpose Directive 87/217/EEC, amended with directive 91/692. The aimed level of approximation is partial.

### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

- Functioning of the chemicals registration office
- Training the customs authorities
- Training the Regional Environment Agencies, inspectors of work
- Strengthening capacities of DPPP/MoEF&WA

### 3.2.2 Long-term Priorities (2011 - 2012)

- Draft-act "On the import and export of dangerous chemicals, which will transpose the Regulation of the Parliament and Council 304/2003 EC, Commission's Regulation 1213/2003EC, and Parliament and Council's Regulation 775/2004EC. The aimed level of approximation is partial.
- Draft act 'On Active substances and POPs' which will be partly aligned with Directive 79/117/EEC dated December 21, 1978, amended, the Commission's Directive 83/131/EEC and Directive 85/298/EEC. The aimed level of approximation is partial.
- Draft act 'On the production and use of detergents' which will transpose the Council's Directive 73/404/EEC, dated on November 22, 1973, on the approximation of the legislation with the member countries' as regards detergents, amended. The aimed level of approximation is partial.

### 3.3 Long-term Implementing Activities (2011 - 2012)

- Functioning of the chemicals registration office;
- Strengthening capacities of DPPP/MoEF&WA.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 0 | 2 | X | 1 | 1 |
| 4. Training (Thousand ALL) | (Thousand ALL) | X | X | 840 | 1680 | X |

### 3.1.2.2.8 DETERGENTS

### 1 Political Objective

As defined by Article 75 of the SAA the objective is to use the technical rules of the European Community Standards and the conformity assessment procedures. The political objective of the national strategy for the consumers' protection and the market surveillance is to guarantee the circulation in the market of safe products and services alone.

### 2 Current Situation

### 2.1 Institutional framework

a) The Ministry of Economy, Trade and Energy is the responsible institution for drafting legislation and market surveillance, *as regards the detergents*';
b) The Market Surveillance Directorate (MSD) is responsible to draft the technical legislation (New and Old Approach) which falls under the activity of METE;
c) The Central Technical Inspectorate (CTI) is responsible for the monitoring and application of rules, which guarantee the work safety for detergents, in the activity of legal and natural persons. The CTI is organized and functions based on Law no. 9595, dated 27.07.2006, "On the establishment of the Central Technical Inspectorate".

With the approval of the law "On general safety, the main requirements and the assessment of the products' conformity", until the establishment of the structure for market surveillance, the CTI shall be responsible for the implementation of this law, as regards the tasks related to market surveillance for the industrial products. (not food).

### 3 Addressing priorities

### 3.1 Short-term priorities (2007 - 2008)

- *Meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Short-term legal initiatives (2007 - 2008)**

- Law "On detergents" which will be partly aligned with Directive 73/404/EEC, 73/405 EEC, 82/242/EEC, 82/243/EEC "On detergents ".

**3.1.2 Short-term implementing activities (2007 - 2008)**

- Strengthening capacities of the Standards and Technical Safety Sector;

**3.2 Medium-term Priorities (2009-2010)**

- *Meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.2.1 Medium-term Implementing Activities (2009 - 2010)**

- Establishing an implementing structure;
- Organising awareness campaigns for the consumers and economic operators.

**3.1.2.2.9 FERTILISERS**

**1 Political Objective**

The political objective in this are is the removal of technical barriers, in order to allow the free movement of goods and to guarantee the trading of safe products alone. The obligations deriving from articles 5 and 18 of the Interim Agreement, and articles 13, 26 and 75 of the Stabilization Association Agreement, which requires the stimulation of the use of the Community's technical rules, European Standards and conformity assessment procedures.

**2 Current Situation**

**2.1 Existing Legal Framework**

The field of fertilizers is regulated with the following legal acts:
Acts that transpose the community acts:

| |
|---|
| 1. LAW NO. 8531, DATED 23.09.1999 "ON THE FERTILISERS CONTROL SERVICE". |
| Directive 97/63/EC" amended by Directive 76/116/EEC, Directive 89/284/EEC and Directive 89/530/EEC on the approximation of the laws of the Member States relating to fertilizers; |
| Partial approximation. |

Laws and other acts that do not transpose the community acts:

- DCM No. 234 dated 11.05.2000 "On the rules and criteria of sampling and evaluating fertilisers";
- DCM No. 253 dated 18.05.2000 "On the organisation of the Fertilisers Control Service";
- DCM No. 233 dated 11.05.2000 "On the support of the Fertilisers Control Service by the institutions of public order";
- Regulation "On the functioning of the Fertilisers Control Service and the storage conditions of fertilisers".

**2.2 Existing Institutional Framework**

a) The Fertilisers Control Service (FCS), which operates under the Land Study Institute (LSI) (at MAF) is organised and it functions based on the DCM No. 253, dated 18.05.2000. The Fertilisers Control Service performs quality checks of fertilisers, before and after their placing on the market, in order to guarantee life, health and environment safety, as well as farmers' economic interests. Based on the above-mentioned DCM, the FCS is funded partly by the state budget. This budget covers the Administrator's salary only. Its own revenues finance the other part of the organisational structure.

b) The Analytical Laboratory, under the Land Institute is responsible for analysing the samples gathered by the inspectors. This laboratory carries out soil, water and fertilisers testing. The MoAF envisages the separation of the Fertilisers Laboratory from the Analytical Laboratory and its establishment under the Fertilisers Control Service.

**3 Addressing priorities**

**3.1 Short-term Priorities**

The priorities of the Albanian Government for the short-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken by the Land Study Institute so as to address short-term priorities:

- DCM "On the standards, labelling, and packaging of fertilisers, consumer protection, technical barriers" which will be partly aligned with Directive 97/63/EEC, Directive 89/284/EEC, Directive 89/530/EEC, Regulation (EC) 2003/2003;
- DCM "On the setting of rules for the registration of fertilisers produced in or imported by the Republic of Albania", which will be partly aligned with Decision 2003/1/EC and Regulation (EC) 2003/2003;
- DCM "On the review of penalties against administrative offenders", which will be partly aligned with Directive 97/63/EC and Regulation (EC) 2003/2003.

**3.1.2 Medium-term Priorities**

The priorities of the Albanian Government for the medium-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.2 Medium-term Implementing Activities**

The following implementing activities will be undertaken so as to address medium-term priorities:

- Establishing an implementing structure;
- Strengthening capacities of the Standards and Technical Safety Sector;

**3.1.2.2.10 COSMETIC PRODUCTS**

**1 Political Objective**

The gradual assurance of the Albanian legislation compatibility with the European technical standards and rules on the safety of Albanian products, as well as the procedures for the conformity assessment, is one of the main obligations of our country, as defined in article 75 of the SAA. The increase of administrative capacities in the field of free movement of goods and the circulation of qualitative and safe cosmetic products, in compliance with the EU standards and directives remain priority objectives.

**2 Current Situation**

**2.1 Existing Legal Framework**

Since this is still a new sector, there is no existing legal framework at present. Nevertheless, the legal forecasts of the Ministry of Health aim at the completion of the legal framework and the approximation of the latter with the identified European legislation.

**2.2 Existing Institutional Framework**

a) The Ministry of Health is the institution responsible for the drafting of the legal and subordinate legal acts in the field of cosmetic products, as well as their approximation with European legislation.

**3 Addressing priorities**

**3.1 Medium-term Priorities (2009 - 2010)**

The priorities of the Albanian Government for the medium-term period are as follows:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Mark progress in the transposing of the new and old approach directives.*

**3.1.1 Medium-term Legislative Initiatives (2009 - 2010)**

Draft law "On cosmetic products", which will be fully aligned with Directive 76/768/EEC on the approximation of laws related to cosmetic products, (OJ L 262, 27.9.1976, p. 169); Commission Directive 87/143/EEC of 10 February 1987 amending the first Directive 80/1335/EEC on the approximation of the laws of the Member States relating to methods of analysis necessary for checking the composition of cosmetic products, the second Directive 82/434/EEC, the sixth Directive 83/514/EEC, Directive 85/490/EEC, Directive 95/32/EC and Directive 96/45/EC.

Draft DCM "On the list of the forbidden substances for the production of the cosmetic products", which will be aligned with the above Directives.

**3.1.2 Medium-term Implementing Activities (2009 - 2010)**

Training the specialists on the implementation of the legislation on cosmetic products;
Establishing the structures for the control of cosmetic products;

**3.1.2.11 VETERINARY AND MEDICAL PRODUCTS**

(See the title above the Animals' Health)

**3.1.3 CONSUMER PROTECTION AND MARKET SURVEILLANCE**

**1 Political Objectives**

The gradual approximation (within a five-year period) of the Albanian legislation relating to the consumer protection with the European legislation, constitutes one of the obligations defined by Article 70 of the Stabilisation and Association Agreement.
This overall obligation is also found in Article 70 and 76 of the SAA, which in relation to this field, defines the following obligations:

- Approximating the standards for the consumer protection in Albania with the community standards;
- Drafting the policy for the active consumer protection, in compliance with the community legislation;
- Harmonising the legislation on consumer protection in Albania with that one in the Community;
- Ensuring effective legal protection of consumers for the improvement of the quality of goods and keeping of the property safety standards;
- Monitoring the rules from the competent authorities and the provision of access to justice in case of disagreements.

The Draft-Strategy for the Consumers' Protection and Market Surveillance foresees the adoption of measures and initiatives in order to protect the consumers and to survey the market in Albania, for a seven years period (2007-2013).
This draft-strategy has been conceived in such a way that it covers a wide spectre of consumers' rights, by including here products' and services' safety issues, market surveillance, economic and legal aspects, related to the position of consumers in the market, informing and educating the consumers and economic operators, the mechanisms of consumers' compensation, encouragement of consumers' associations, and their contribution, together with the other acts in the development and implementation of the strategy for the consumers' protection and market surveillance.

## 2 Current Situation

### 2.1 Existing Legal Framework

Laws that transpose the community acts and their level of approximation:

| |
|---|
| 1. Law No. 9135, dated 11.09.2003 "On consumer protection," which aims at ensuring an effective consumer protection, through the definition of consumers rights, relations between consumers-producers, sellers, suppliers, service providers, as well as market control and standardisation bodies relationship. Its main aim is the protection of health, environment, life and provision of consumers rights sanctioned in this law. |
| 1. European Directives that are transposed in the law:<br>➢ Directive 84/450/EEC "Relating to the approximation of the laws, regulations and administrative provisions of the Member States concerning misleading advertising "<br>➢ Directive 85/374/EEC "On the approximation of the laws, regulations and administrative provisions of the Member States concerning liability for defective products ";<br>➢ Directive 85/577/EEC "On respecting contracts that are negotiated away from business premises";<br>➢ Directive 93/13/EEC "On unfair terms in consumer contracts ";<br>➢ Directive 94/47/EC "On the protection of purchasers in respect of certain aspects of contracts relating to the purchase of the right to use immovable properties on a timeshare basis ";<br>➢ Directive 97/7/EC "On the protection of consumers in respect of distance contracts ";<br>➢ Directive 97/55/EC of European Parliament and of the Council of 6 October 1997 amending Directive 84/450/EEC concerning "misleading advertising so as to include comparative advertising";<br>➢ Directive 98/6/EC "On consumer protection in the indication of the prices of products offered to consumers ";<br>➢ Directive 1999/44/EC "On certain aspects of the sale of consumer goods and associated guarantees ";<br>➢ Directive 2000/31/EC "On certain legal aspects of information society services, in particular electronic commerce, in the Internal Market ('Directive on electronic commerce')";<br>➢ Directive 2001/95/EC "On general product safety " |
| Full level of approximation. |

### 2.2 Existing Institutional Framework

The Ministry of Economy, Trade and Energy is the institution responsible for Consumer Protection and Market Surveillance in Albania, which operates based on the law no. 9135, dated. 11.09.2003, "On the consumers protection". The Directorate of Market Surveillance, which operates under the General Regulatory Directorate, is composed of two sections: Consumers' Protection Section and Surveillance and Coordination Section. The mission of the structure responsible for consumer protection and market surveillance at the Ministry of Economy, Trade and Energy is the creation of appropriate conditions for the functioning of the institutional system concerning the protection of life, health, economic interests, as well as other consumers rights defined in the respective legislation through the organisation, coordination and delivery of the consumer protection and market surveillance related activities.

In order to implement it, this section needs continuous cooperation between the central institutions and public structures of market control, which apart from the implementation of their specific laws, are provided for even in the above-mentioned law for the implementation of its provisions:

Line ministries, respective directorates, such as the Ministry of Health (Directorate of Primary Health Care, Pharmaceutical Directorate), Ministry of Agriculture, Food and Consumer Protection (Directorate of Food Safety and Consumer Protection, Veterinary Directorate);

Directorates General, such as: Directorate General of Standardisations, Directorate General of Metrology and Calibration, Directorate General of Taxation, etc.

Public structures of market control such as: Food Inspectorate, Veterinary Inspectorate, Electrical Equipment Inspectorate, Pressure Equipment Inspectorate, etc;

Regulatory Agencies: TRA, ERA;

The Ombudsman.

## 3 Priorities

### 3.1 Short-term Priorities (2007 - 2008)

In the field of Consumer Protection and Market Surveillance, the short-term priorities are:

- *Compile the strategy for consumer protection and market surveillance;*
- *Strengthen the structure responsible for consumer protection and market surveillance;*
- *Approximate the domestic legislation with that of the EU relating to Consumer Protection (Article 70 and 76 of the SAA).*

### 3.1.1 Short-term Legislative Initiative (2007 - 2008)

In compliance with the above priorities, the following legislative initiatives will be undertaken:

- Draft-law "On the general safety, main requirements, conformity assessment of products", for which approval is expected by the Parliament. The drafting for such horizontal legislation is a combination of the Directive "On the General Product's Safety" with the horizontal elements of the "New Approach" Directives, such as: the main requirements, putting on the market, presuming conformity, conformity assessment, brand of conformity, authorized bodies, etc. They also reflect the latest recommendations of the European Commission in this field.

In addition, the draft-law provides the necessary basis for the adoption, through the DCMs, of technical rules for different groups of products, which are listed in its annex, and is simultaneously equivalent with the 'New Approach' European Directives. These DCM's will contain the non-horizontal principles of the above directives, such as: conformity assessment procedures, specific safety requirements, etc. This draft-law provides full approximation with the European Directive 2001/95/EC, "On the general products' safety", as well as supports the Guide on the Implementation of the New Approach and Global Approach Directives, etc.

- Drafting the long-term "National Inter-Sector Strategy on Consumer Protection and Market Surveillance", for the period 2007-2013. The strategy defines the scope and policy directions for the consumer protection and market surveillance, as well as the objectives for the short-term (2007-2010) and long-term (2010-2013). In drafting this Strategy, the responsible institutions rely on the Council Resolution, on the Consumer Policy Strategy in the Community (2002-2006); The EU action plan in the field of health and consumers protection 2007-2013; The main administrative structures for the *Acquis* implementation, the European Commission 2004, Guide on the New and Global Approach Directives, etc;
- Drafting a new draft-law in the field of consumer protection, which aims at the further harmonisation with the European legislation through the adoption of European Directives: 90/314/EEC- on package travel, package holidays and package tours, 87/102/EEC- consumer credit and 98/7/EC/-"On consumer credit". The harmonization will be partial, because the full harmonization will be achieved through the implementation of subordinate legal acts;
- Drafting the subordinate legal acts, for the implementation of the Law on Consumers' Protection through the full transposition of the European directives (year 2008):
- Directive 1997/7/ EC "On respecting contracts in distance";
- Directive 90/314/EC "On travelling packaging";
- Directive 85/577/EC "On respecting contracts that are negotiated outside the business centres".

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

In order to make possible the fulfilment of the legal obligations and short-term priorities, the following implementing activities have been undertaken:

- Strengthening of institutional capacities for the staff working for the consumers' protection and market surveillance. These activities include the increase of staff number (2 persons), staff training, study visits, etc, with the support of the CARDS Program, 2003 and 2006.
- Implementing the activities in the frame of the Inter-sector Strategy on the consumers' protection and market surveillance, as regards the industrial products, in line with the provisions for year 2008. These activities are related to the process of financial support for the associations offering protection of consumers' rights, through awareness, education, advising, informing, etc. This funding foresees offices (rent), telephone, electricity, etc. In addition, this funding includes the payment for membership of the state structure for consumers' rights in the World Consumers' Organization.

### 3.2 Medium-term Priorities (2009 - 2010)

The medium-term priorities concerning the field of consumer protection and market surveillance are:

- *Provide administrative capacities for the meeting of the SAA requirements in the field of free movement of goods;*
- *Establish and develop a market surveillance system in compliance with the acquis in the free movement of goods.*

### 3.2.1 Mid-term Legislative Initiative (2009 - 2010)

- Drafting subordinate legal acts, for the implementation of the Law on Consumers' Protection, through the full transposition of European Directives (year 2009):

- Directive 94/47/EC "On contracts for use of immovable items, on the basis of time limits";
- Directive 87/102/EEC "On consumers' credits";
- Directive 98/7/EC "On consumers' credits".

➢ Harmonising further the domestic legislation with that of the EU, relating to consumer protection (year 2010):
- Directive 98/27/EC "On courts decisions";
- Directive 2002/65/EC "On the distance marketing of consumer financial services";
- Directive 98/257/EC "On the principles applicable to the bodies responsible for out-of-court settlement of consumer disputes";
- Directive 2005/29/EC, "On the unfair trade practices".

### 3.2.2 Mid-term implementing activities (2009 - 2010)

➢ Strengthening of institutional capacities for the staff working for the consumers' protection and market surveillance. These activities include the increase of staff number (2 persons), staff training, study visits, etc, with the support of the CARDS Program, 2003 and 2006.

➢ Implementing the activities in the frame of the Inter-sector Strategy on the consumers' protection and market surveillance, as regards the industrial products, in line with the provisions for year 2008. These activities are related to the process of financial support for the associations offering protection of consumers' rights, through awareness, education, advising, informing, etc. This funding foresees offices (rent), telephone, electricity, etc. In addition, this funding includes the payment for membership of the state structure for consumers' rights in the World Consumers' Organization.

### 3.3 Long-term priorities (2011 - 2012)

➢ *Updating the legislation on consumers' protection and market surveillance, based on the relevant European directives;*

➢ *Achieving the approximation with the best European practices in the field of consumers' protection and market surveillance.*

➢ *Opening and ensuring complete functioning of institutions and procedures for the market surveillance, as well as of market surveillance instruments (conformity assessment, risk assessment, etc).*

➢ *Further extension of taken initiatives, as regards:*
- *Consumers' awareness;*
- *Development of the network of consumers' counselling centres;*
- *Establishing a system for disagreements' settling.*

➢ *Integrating consumers' policy elements in the field of other policies, such as environment protection (consume models), food safety and other general interest services (supply with potable water, electricity, telecommunications, public transport, etc).*

➢ *Integrating Albania as an active partner in the European and international institutions for the consumers' protection and market surveillance: Information Quick Exchange System for the non-food products, (RAPEX),Information and Communication System for Market Surveillance (ICSMS), Administration Centre of Resources and Communication (CIRCA), Administration Cooperation Group, etc.*

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 5 | 1 | 1 | 1 | 1 |
| 4. Training (thousand ALL) | (thousand ALL) | X | 2000 | 500 | 500 | 600 |

**Table 2:** *Foreign assistance in support of consumers' protection and market surveillance*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | COMPLETION TIME LINE |
|---|---|---|---|---|---|---|
| Directorate of Market Surveillance, Central Technical Inspectorate, Ministry of Economy | European Union | CARDS 2006 | Support to the quality of market infrastructure – in the field of standardization, accreditation, metrology, consumers' protection and market surveillance | 1.2 mln € | 2007 | 2009 |

### 3.1.4 FREE MOVEMENT OF CULTURAL GOODS

#### 1 Political objective

According to Article 42 of the SAA (Article 29 of the Interim Agreement), there shall not be precluded prohibitions or restrictions on imports, exports or goods in transit, justified on grounds of the protection of national treasures of artistic, historic or archaeological value, or the protection of intellectual property. Such prohibitions or restrictions shall not, however, constitute a means of arbitrary discrimination or a disguised restriction on trade between Albania and the European Community. Protection of national properties of artistic, historic and archaeological value will be ensured by a regime of limits in import, export or transit. The protection of cultural property will be ensured through a legislative framework that will be in compliance with the community legislation on cultural property. It will be applied for the return of cultural goods that have been taken illegally from the territory of a country and the export of cultural goods, according to the European legislation.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

Laws and subordinate acts that transpose the community acts and the level of their approximation.

| |
|---|
| Law No. 9048, dated 07/04/03 “On cultural heritage“;<br><br>The law aims at announcing and protecting the cultural heritage in the Republic of Albania. The scope of the law is to provide rules for its protection, and the duties and responsibilities of the bodies that operate in this field.<br>Law No. 9386, dated 04/05/05 ‘On museums”;<br>This law defines the basic rules on the way the Official Journal L 060 , 01/03/1997 P. 0059 - 0060 of supervising their activities, at the service of the society, with the objective of: exhibition, maintenance, management of museum objects that are part of the national cultural heritage. Another object of this law is to save and develop the Albanian museum heritage. |
| 31993L0007 The Council Directive 93/7/EEC of 15 March 1993 on the return of cultural objects unlawfully removed from the territory of a Member State; OJ L 74, 27.3.1993, p. 74–79<br><br>The Directive aims at regulating the movement of cultural goods, by setting the standards for this activity.<br>31996L0100 Directive 96/100/EC of the European Parliament and of the Council of 17 February 1997 amending the Annex to Directive 93/7/EEC on the return of cultural objects unlawfully removed from the territory of a Member State; Official Journal L 060 , 01/03/1997 P. 0059 - 0060 |
| 3. Approximation level: Partial |

The laws and other acts that do not transpose the community acts:

- Law No. 8096 dated 21/03/96 “On cinematography “;
- Law No. 8576 dated 3/02/00 “On libraries”;
- Law No. 8578, dated 10/02/00 “On theatre”;
- UNESCO Convention 1970 “On the means of banning and prevention of import, export and transfer of the cultural property”;
- Convention “On the protection of spiritual and material heritage”, 2003;
- Instruction No. 2, dated 18.3.2004 “On procedures on moving the movable objects of the cultural heritage, of particular values, national and unique, on protection, restoration, study and exhibition beyond the territory of the Republic of Albania”.

#### 2.2 Existing Institutional Framework

The Ministry of Culture, Youth and Sports is the institution responsible for this sector. The following structures are tasked with the implementation of the existing legal framework:

a) The Cultural Heritage Directorate (CHD) is the structure responsible for the protection, preservation, development and promotion of cultural heritage. CHD is a law-making structure and the following dependent institutions operate to implement its policies:
b) The National Gallery of Arts;
c) The Institute of Monuments of Culture;
d) The Institute of Archaeology;
e) The National Centre of Inventorying Cultural Heritage Assets.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Protect national treasures of artistic, historic or archaeological value;*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

- Draft-law "On some amendments to the law no. 9048, dated 07.04.2003, ''On heritage";
- Law no. 9386 dated. 04.05.2005, "On museums", which will be partly aligned with the Council's Directive 93/7/EEC, of March 15, 1993, "On the return of cultural goods that were illegally moved from the territory of a member state" and Directive no. 96/100 of the European Parliament and Council, dated 17.02.97, which amends the annex of Directive 93/7EEC;
- Draft-law "On some amendments to Law no. 8096, dated 21/03/1996, "On cinematography", which will be partly aligned with Directive 93/7/EEC; Directive 96/100 EC; Regulation 3911/92; Regulation 752/93;
- Draft-law "On some amendments to Law no. 8576, dated 3/02/2000, "On libraries", which will be partly aligned with Directive 93/7/EEC; Directive 96/100 EC; Regulation 3911/92; Regulation 752/93.

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Defining the spaces and detailed specifications for the movement of cultural goods under the meaning of the law on cultural heritage;
- Defining the spaces and detailed specifications for the movement of cultural goods under the meaning of the law on museums;
- Defining the spaces and detailed specifications for the movement of cultural goods under the meaning of the law on cinematography;
- Defining the spaces and detailed specifications for the movement of cultural goods under the meaning of the law on libraries.

### 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the medium-term period are as follows:

- *Protect national treasures of artistic, historic or archaeological value;*

#### 3.2.1 Medium-term Legislative Initiatives (2009/2010)

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Draft-law "On some amendments to the law on theatre", which will be partly aligned with Directive 93/7/EEC; Directive 96/100 EC; Regulation 3911/92; Regulation 752/93.

#### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken so as to address medium-term priorities:

- Defining the spaces and detailed specifications for the movement of cultural goods under the meaning of the law on theatre.

## 3.2 FREE MOVEMENT OF EMPLOYEES

### 1 Political objective in the field

The main focus of the Government in the field of employees' free movement for the short-term and mid-term is the close cooperation with the community part in the area of legal migration, admission rules and the rights and status of the admitted persons, coordination of the social protection for community employees that are employed in the Albanian territory, as well as the adaptation of the system to the new economic and social requirements, through cooperation between the parties. (Articles 46,47, 80 and 99 of the SAA). Special attention will be paid to the administrative and financial capacity improvement, in order to implement the legislation on asylum and migration, and particularly in order to implement the national strategies and the action and ratification plans, and to progressively implement all international convents in the field of migration, as well as implement the measures in the frame of the migration national strategy.

### 2 Existing legal framework

- Laws and subordinate legal acts that transpose the community acts, as well as their level of approximation:

| | |
|---|---|
| | Law no. 7703, dated 11.05.1993, "On Social Insurance in the Republic of Albania";<br>Social insurance protects all the citizens that have an active economic status in Albania, in the event of income decrease, because of pregnancy, invalidity, old age and loss of family provider. |
| | - 31979L0007 Directive no. 79/7/EEC, "On the progressive implementation of the equal treatment principle of men and women in the issues of social insurance". OJ L 6, 10.1.1979, p. 24–25<br>The objective of this Directive is the progressive application in the field of social insurance and other elements related to social protection, principle of equal treatment of men and women, which from now on will be referred to as "equal treatment principle". The directive will be applicable for the active working population, the self-employed persons, the workers and self-employed whose activity has been interrupted as a result of sickness or accident, or un-desired unemployment, or persons that are looking for a job, or persons that are retired on the ground of old age or invalidity.<br>-.31986L0378 Council Directive 86/378/EEC of 24 July 1986 on the implementation of the principle of equal treatment for men and women in occupational social security schemes OJ L 225, 12.8.1986, p. 40–42<br><br>The objective of this Directive is the implementation of the equal treatment principle of men and women.<br>31992L0085 Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC) OJ L 348, 28.11.1992, p. 1–8. |
| | Partial |

Laws and acts that do not transpose community acts:

- The Constitution of the Republic of Albania, article 8;
- Law no. 8492, dated 27.5.1999 "On foreigners";
- Convention 97 "On Migration for Employment" (revised)-ILO, ratified with law no. 9320, dated 25.11. 2004;
- Law No. 9668, dated 18.12.2006 "On the Migration of Albanian Citizens for reasons of Employment";
- Law no. 8960, dated 24.10.2002, "On the ratification of the European Social Charter", revised;
- ILO Convention No. 181 "On the Private Recruitment Agency Convention", ratified with law no. 8350, dated 20.05.1998";
- UN Convent "On the protection of rights of all migrants and members of their family", ratified with Law no. 9703, dated 02.04.2007;
- Law no. 9442, dated 16.11.2005, "On the ratification of the ILO Convent, no. 102, "On minimal standards for social protection";
- The European Council Convent, 1997 "On the legal status of the migrant workers, ratified by law no. 9555, dated 08.06.2006.
- Law no. 9066, dated 15.5.2003, "On the ratification of the agreement between the Government of the Republic of Albania and the Republic of Turkey, as regards Social Protection";
- DCM no. 258, dated 05.05.2006, "On the ratification of the European Convent "On the legal status of migrant workers";
- Convent no. 143, "On migrant workers"-ILO, ratified with Law no. 9564, dated 19.06.2006;
- DCM no. 296, dated 06.05.2005, "On the approval of the National Action Plan on Migration";
- DCM No. 760 dated 19.11.2004 "On the approval of the National Migration Strategy";
- Instruction no. 786, dated 09.04.2001, "On the issuance of working permissions to foreign citizens".
- DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners", amended;
- DCM No. 708 dated 16.10.2003 "On Licensing and Operating Rules of Private Recruitment Agencies";
- Instruction of the Minister of Labour, No. 1297, dated 16.07.2004, "On the functioning of register on immigrants and the procedures to be followed for the registration of Albanian citizens that migrate".

### 2.1 Existing institutional framework

The implementation of commitments that derive from the legislation in force, as regards the free movement of employees, is under the responsibility of the following institutions:

a) Ministry of Foreign Affairs, as regards the entry of foreigners in the territory of the Republic of Albania.
b) Ministry of Labour, Social Issues and Equal Opportunities, as regards the entry, stay and treatment of foreigners in the Republic of Albania.
c) Ministry of Finance, the Institute of Social Insurance, as regards the coordination of social insurance systems.

**3 Priorities**

**3.1 Short-term priorities (2007 - 2008)**

Based on the commitments deriving from the implementation of the SAA, the short-term priorities in the field of employees' free movement are as follows:

- *Amending the law "On foreigners", in order to align it with the legislation "On visas", as close as possible to the EU standards;*
- *Coordinating the system of social protection for the community employees that are employed in the Albanian territory;*
- *Adapting the social insurance system with the new economic and social requirements, through the cooperation with the respective parties;*
- *Providing full approximation of Albanian travel documents with the international standards.*

**3.1.1 Short-term legal initiatives (2007 - 2008)**

In compliance with these short-term priorities, the Ministry of Labour, Social Issues and Equal Opportunities will take the following legal initiatives:

- Draft-DCM "On the remittances action plan";
- Signing and ratifying the agreement with Romania "On the social protection with the immigrants' hosting countries";
- Draft-law "On foreigners";
- Draft-DCM "On gaining the immigrant's status";
- Draft-DCM "On issuance of working licenses to foreigners";
- Draft-DCM "On encouraging the volunteer return of Albanian immigrants and their re-integration";
- Negotiating and signing the Understanding Agreements with the institutions that cover migratory issues in Italy and Greece;
- Signing and ratifying the agreements with Italy and Greece "On the social protection in the hosting countries";
- Signing the Agreements between the Albanian Public Television and the national TV channels of hosting countries for the broadcasting of an informing media campaign as regards the phenomena of migration".

**3.1.2 Short-term implementing activities (2007 - 2008)**

In order to implement the commitments for the short-term period, the following activities will be taken:

- Implement the Agreement with Turkey.
- Carrying out an evaluation report on the vocational qualification opportunities that are actually offered to returned immigrants, and on the existing needs and deficiencies.
- Create a database, which will contain information on the qualified immigrants, aiming at their employment in the Albanian enterprises.
- Provision with computers for the Regional Employment Offices.
- Strengthen the capacities of the Directorate of Migration in the MoLSAEO, by recruiting a specialized person in the Migration Right.
- Train the staff of the Regional Employment Offices, which will deal with information on migration (service window for migration issues).

**3.2 Mid-term priorities (2009 - 2010)**

Based on the commitments deriving from the SAA implementation, the mid-term priorities, as regards the free movement of employees, are as follows:

- *Coordinating the social protection system for the community workers that are employed in the territory of Albania..*
- *Adapting the system of social insurance to the new economic and social requirements, through cooperation with the respective parties.*
- *Providing full conformity of Albanian travel documents with international standards.*

# 3.3 FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES

### 3.3.1 FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES (REGISTRATION AND LICENSING PROCEDURES)

**1 Political objective**

Pursuant to the commitments undertaken in the framework of the WTO to ensure equal treatment among Albanian and foreign companies, and in compliance with the obligations derived from SAA (articles 49-56), the Albanian government shall facilitate the setting-up of operations in its territory by Community companies and nationals. For this purpose, with the entering into force of agreements, the government shall guarantee a treatment, which will be no less favourable than that accorded to its own companies or to any third country company, whichever is better. In addition, once established, the subsidiaries and branches of Community companies in Albania will be treated no less favourably than Albanian companies and branches.
Five years after the date of entry into force of this Agreement, the modalities, which will extend the above provisions to community nationals (for them to take up economic activities as self-employed persons) shall be established.
In compliance with Article 57 of the SAA, the Albanian government has committed itself to taking the necessary steps to allow the progressive supply of services by Community or Albanian companies or nationals, which are established in a territory other than that of the person for whom the services are intended.
For the effective implementation of these articles, the Albanian government shall reform the procedures on business registration and licensing.
Business registration reform aims to further improve the efficiency and service quality for the offered service, and the reduction of corruptive practices in the course of business registration. It will be achieved through the establishment of the new model, by which will be used to carry out the business registration procedure as a one-stop-shop.
During the coming three years, the Government will establish the National Business Centre, which will serve as a "one-stop-shop" to business registration. All activity in this field will be entrusted to the Ministry of Economy, Trade and Energy, in cooperation with the Ministry of Justice, and will be continually monitored in the framework of the relevant regulatory reform mechanisms. These steps will lead to a reduction in both the number of days it takes one to register one's business from 47 to 1 day, and the number of corruptive acts during the course of registering one's business and receiving an on-line service.
The reform concerning the licensing system aims to simplify and harmonise licensing procedures in all sectors, by using good governance principles and experiences, such as administrative simplification, auto-declaration and auto-certification principle, and so on. The Albanian government has committed itself to providing business service in accordance with the "one-stop-shop" experiences, taking into consideration the OECD licensing experiences as well.

**2 Current Situation**

**2.1 Existing Legal Framework**

The basic legislation for freedom of establishment and service providing is composed of Laws and other acts that transpose the community acts.

| |
|---|
| 1. Law no. 9723, dated 3.5.2007, "On the National Registration Centre". |
| Directive 2003/58 of the European Parliament and Council, dated July 15, 2003, which will amend Directive 68/151/EEC, 77/91/EEC, and 89/666/EEC, as regards the data related to some companies. |
| Level of approximation: Partial. |

As well, as laws that do not transpose the community acts.

- The law No. 7638, dated 19.11.1992 "On Commercial Companies", amended;
- The law No. 7632, dated 04.11.1992 "On Provisions regulating the First Part of the Commercial Code", amended;

**2.2 Existing Institutional Framework**

Prime Minister's Order No. 170, dated 31.10.2005, established a Taskforce, which is headed by the Prime Minister. The Taskforce is in charge of and monitors the regulatory reform. In the framework of this reform, a technical working group was also established. This WG under the Ministry of Economy, Trade and Energy has prepared the Action Plan of the Regulatory Reform. The Registration and Licensing Working Group, chaired by the two Deputy/Ministers of Justice, and Economy, Trade and Energy, handle registration and licensing. The NRC is an institution under the Ministry of Economy, Trade and Energy, with full autonomy in decision taking, as regards the process of business registration. Its mission will be

to offer a one-stop-shop for business registration, maintenance of the commercial register, as well as a unified electronic database. The NRC will operate as a sole service window for all business entities throughout Albania, in order to apply all the processes that are related to the business registration, including fiscal registration, labour registration, social and health insurance registration, etc. The NRC will provide access to registration, which will be closer to the beneficiaries, thus providing a wider geographic coverage. Initially, the NRC will be electronically linked with the computerized tax bodies' register and the public procurement system, and further on with other electronic databases that will be established in the future. As per the project, the NRC will have 29 service windows that will be connected online and located in the municipalities and communes. This is a number to be duplicated by the end of 2007. The objective is to have one service window in each municipality and commune of the country. The NRC will be operational from September 1, 2007.

## 3 Addressing priorities

### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the 2006-2007 period are as follows:

- *Modify the present legislation on the right of establishment, to fully ensure equal treatment of foreign and domestic firms, a clear distinction between the temporary and permanent provision of services and compatibility with SAA requirements;*
- *Ensure proportionality in the treatment of cross-border provision of services.*

#### 3.1.1 Short-term Legislative Initiatives

- DCM adopting the NRC statute, defining the detailed rules for the organization, functions and reporting. (Article 17)
- Order of the Prime Minister on the structure and organizational scheme of the NRC. (Article 7/2)
- DCM on salaries levelling in the NRC. (Article 11/1)
- DCM on the number of personnel at the NRC, in relation to the law on the state budget. (Article 7/1)
- DCM on services' tariffs related to the NRC functions. (Article 13/3)

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Qualifying the National Registration Centre staff, in order to guarantee an effective implementation of the new model of registration;
- Monitoring the implementation of the given recommendations as regards the improvement of the licensing system in the sectors that were analysed during 2006;
- Continuing the detailed review of legal framework for each sector of 2006, by evaluating the actual status regarding its compliance with *acquis communautaire* as well as the identification of the measures for their harmonisation.

**Table 1:** *Strengthening institutional capacities for the Directorate of Market Policy*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 5 | 0 | 0 | 0 | 0 |
| 4. Training (thousand ALL) | (thousand ALL) | X | | 0 | 0 | 0 |

**Table 2:** *Foreign assistance in support to freedom of establishment and freedom to offer services*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM /AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | COMPLETION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Economy, Trade and Energy | WORLD BANK | IDA, IBRD | Reform for the improvement of business environment and institutional strengthening, BERIS | 7.6 mln € | 2007 | 2011 |
| Ministry of Economy, Trade and Energy | Government of USA | Millennium Challenge Albania Threshold Agreement project | Reduction of corruption in the business registration process | 2.6 mln € | Ongoing | Ongoing |

### 3.3.2 MUTUAL RECOGNITION OF DIPLOMAS

#### 1 Political Objective

The mutual recognition of diplomas is a very important area for the facilitation/accomplishment of the free movement of persons, as per the obligations deriving from Article 54 of the SAA.

The Albanian government has committed itself to working on the procedures and criteria of the recognition of foreign qualifications. It aims at making these procedures transparent, coherent and plausible. The Albanian Government will periodically revise these procedures to further increase transparency, taking into account developments in the education sector. This is the leading principle in the implementation of transparent policies of recognition in the European Union, which is embodied in Article 54 of the SAA. The recognition of unique BA and MA diplomas, which are included in the university diploma, will be carried out by the Ministry of Education and Sciences. MA diplomas, which shall be recognized by the Ministry of Education and Sciences, are awarded in accordance with the Bologna process through the 3+2 or 3+1 study cycle system, which is conceived as a sole process for anyone who wishes to take up these studies. This system is implemented in most European countries. The recognition of a common/joint diploma will also be worked upon in the coming months. Aiming to achieve greater transparency in the course of the diplomas recognition process, the Ministry of Education and Sciences is working on the introduction of a diploma supplement and the improvement of the ECTS system. (Article 100 of the SAA).

#### 2 Current Situation

#### 2.1 Existing legal framework

Laws and sub legal laws, that transpose community acts and also their compatibility level:

| |
|---|
| 1. Law no. 9741 dated 21.05.2007 "For the Higher Education in the Republic of Albania", article 37 and 38, on the recognition of diplomas and study programs; |
| 2. Directive 2005/36/EC, "On the recognition of Professional Qualifications ". |
| 3. Level of approximation:<br>Fully harmonised as regards the academic recognition of foreign diplomas and certificates. |

Laws and sub legal laws, that do not transpose community acts:

- The Lisbon Convention "On the Recognition of Qualification concerning Higher Education in the European region", signed on 04.11.1999;

#### 2.2 Existing Institutional framework

Ministry of Education and Science, Directory of High Education and Recognition of Diplomas. The Directorate of Higher Education verifies the genuineness of the graduate's background, according to the existing legal and subordinate legal acts, and issues the legal act for the recognition of diplomas. After examining the state and scholastic background, the Ad-Hoc Commission, which is composed of Higher Education specialists, decides on either the full or partial recognition of the diploma, which confirms the completion of the applicant's higher education schooling.

#### 3 Addressing priorities

#### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the 2006-2007 periods are as follows:

- *Intensification of university reform, according to the principles and the objectives of the Bologna process, as regards the studies structure (3+2 years), establishment of the quality evaluation system through the accreditation, adoption of the credits system, unification of the diploma recognition procedures, according to the EU standards.*

#### 3.1.1 Short-term legal initiatives (2007 - 2008)

The Ministry of Education and Science will take the following legislative initiatives so as to address the short-term priorities:

- Draft Decision on the implementation of the new law "On the High Education", for a full procedure in compliance with the European experience;
- Draft Decision "On the establishment of the Information and Recognition of Diplomas Centre";
- Draft Instruction "On the complete procedures of the recognition of qualifications, prosecuted abroad, pursuant to the DCM".
- Draft Decision "On the amendments in the University Statutes and the preparation of the respective regulations on the recognition of diplomas from the University procedures".
- Draft Instruction "On the improvement of the ECTS system".
- Sub legal acts Package, in compliance with the legal European framework on the recognition of diplomas and professional qualifications;
- DCM "On the procedures of the diplomas in compliance with the EU standards, with the aim to implement the new legal package".

**3.1.2 Short-term implementing activities (2007 - 2008)**

- The establishment of the Information, International Coordination and Recognition of Diplomas Centre.
- Massive implementation of Diplomas Supplement.
- Improvement of the Diplomas Titles, according to the European experiences.
- Seminars on the Diplomas Title Discussion.
- Improvement of ECTS system.
- Implementation of the new procedure on the recognition of Diplomas.

**3.2 Mid-term Priorities (2009 - 2010)**

The priorities of the Albanian Government for the medium-term period are as follows:

- *Intensification of university reform, according to the principles and the objectives of the Bologna process, as regards the studies structure (3+2 years), establishment of the quality evaluation system through the accreditation, adoption of the credits system, unification of the diploma recognition procedures, according to the EU standards.*

**3.2.1 Medium-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Improvement of Diplomas Titles;
- Implementation of the procedures on the recognition of diplomas according to the European standards.

**Table 1:** *Strengthening of the institutional capacities of the Ministry of Education and Science*

| Investments | Measurement Unit | Actual Situation | Years | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Added Staff | persons | 2 | 7 | 8 | X | X |
| Training | (thousand ALL) | X | 1250 | 7500 | 5625 | 7500 |

**3.3.3 MUTUAL RECOGNITION OF QUALIFICATIONS FOR FREELANCERS**

**1 Political Objective**

As per Article 54 of the SAA, the Albanian government has committed itself to undertaking the appropriate steps concerning the reciprocal recognition of qualifications, aiming at the facilitation of the professional activities of Albanian citizens and Community nationals in Albania, as well as the approximation of the Albanian legislation to the *acquis communautaire*, as regards the exercise of some professional activities.

**2 Current Situation**

**2.1 Existing Legal Framework**

The legal framework that governs both the activities of licensed physicians, pharmacists, midwives and dentists, and the licensing criteria is as follows:

- Decision of Council of Ministers No. 238/ 2003 "On the licensing of private activities in the area of health";
- Law No. 8615/2000 "On the Order of Physicians in the Republic of Albania";
- Law No. 9150, dated 30.10.2003 "On the Order of Pharmacists in the Republic of Albania"
- Law no. 9718, date 19.04.2007 "On the establishment of the Order of nurse- midwives, in the Republic of Albania"
- Order of Minister of Public Health, No. 108/2002 "On the licensing of the freelancers in the health service";
- Order of Minister of Public Health, No. 309/2003 "On the transfer of the private activity in health service";
- Order of Minister of Public Health, No. 346/2004 "On the criteria for the licensing of private subjects in the profession of doctor, pharmacist and dentist" and a set of instructions and regulations issued by the Minister of Public Health in this area.

The legal framework that conditions both the activity of licensed architects and their licensing criteria is as follows:

- Decision of Council of Ministers, No. 613/1993 "On the companies practising the building and projecting activity
- Regulation "On the criteria and procedures in issuing professional licenses for public works and services".

The legal framework that conditions the activity of licensed lawyers and public notaries, along with their licensing criteria is as follows:

- The Constitution of the Republic of Albania. Article 49 of the Constitution sanctions the right to earn a living by lawful work that one has chosen or accepted oneself. Everyone is fre e to choose their profession, place of work and the system of their professional qualification;
- Law No. 7829, dated 01.06.1994 "On the Notary", amended by Law No. 7820, dated 19.02.1995; amended with Law No. 8790 dated 10.05.2001, amended by Law No. 9216, dated 01.04.2004, which regulates the practising of the profession of the Notary. This law sets out the conditions and criteria for becoming a Notary, the rights and obligations of the Notary, the methods of editing the Notary's acts, the nullity of Notary's acts and actions, the organization and professional representation of the Notaries;
- Law No. 9109, dated 17.07.2003 "For the Profession of the Lawyer in the Republic of Albania", drafted with the assistance of the Council of Europe. This law regulates the activity of the lawyer, sets the criteria and conditions to practice the profession of the lawyer, their rights and obligations, and designates the leading bodies, their competencies and jurisdiction. It is partially harmonized with the Directive 77/249/CEE.

**2.2 Existing Institutional Framework**

a) The Ministry of Health licenses Albanian or foreign private subjects, which shall exercise their activity in the Health sector. The responsible entity for receiving applications and preparing the materials for the Special Licensing Commission is the Licensing Sector in the Legal, Foreign Relations and Licensing Directorate. The Special Licensing Commission is a decision-making body, which meets once a month. It is composed of the Chairman, who is the Deputy Minister of Health, and its members, who are Directors of the Directorates of the Ministry of Health, a lawyer, a member of the Order of Physicians, the Director of the NIIA (the National Insurance Institute of Albania), a representative from the Ministry of Environment and the Director of the National Centre for Medicinal Control.
b) The Order of Physicians is a public entity, which represents the common interests of the medical profession and regulates relations between them while serving the public. No one can be a practicing doctor or dentist unless he is members of the Order of Physicians. The mission of the Order of Physicians is the preservation of high standards in forming and practising the medical professions, and protecting patients and the public from the misuse of medicine. The Order of Physicians grants and revokes individual rights in practising the doctor or dentist profession.
c) The Pharmacists' Order is a public entity, consisting of individuals practising the profession of the pharmacist in the Republic of Albania and represents their professional interests in institutional partnership level. No one can practice the profession of the pharmacist without being a member of the Pharmacist's Order. To this end, the order grants or revokes the individual right of practising this profession. The mission of the Pharmacist's Order is to preserve and guarantee the high level of the professional and scientific preparation of the pharmacists, the practising of the profession according to the scientific requirements and the Norms of the Albanian Pharmaceutical Deontology Code, and to protect patients and consumers from the misuse of the profession and violation of compulsory Norms.

**Profession of architect**

a) The Ministry of Public Works, Transport and Telecommunications (MPWTT*)* is the authorized institution for issuing licenses related to public work and services. The recognition of the professional qualification of an architect is made by issuing him/her with a personal license for practicing his/her profession. License approval is carried out by a Special Commission that is established within the MPWTT, which is composed of specialists of the field. The Licensing Section at the MPWTT receives the application and the required documentation and, thereafter, submits them to the Special Licensing Commission.

**Profession of Lawyers and Public Notaries**

a) The Ministry of Justice, through the Directorate of Freelancers, takes care of and supports according to the law, the exercising, organizing and the functioning of the profession of lawyers, notaries, mediators, arbiters and other professions related to the justice system. The Ministry takes care of and supports the functioning of the activity and services of the legal expertise.
b) The National Chamber of Notaries – The Ministry of Justice and the National Chamber of Notaries set the minimum number of Notaries for a certain legal district, based on its population and the notary's workload. The Ministry of Justice and the National Chamber of Notaries keep separate registers of notaries and assistants, and administer the documentation related to issuing and revoking the permission of exercising the profession of the notary, their transferral, fulfilment of the legal obligations and the discipline of notaries and assistants.
c) The National Chamber of Lawyers is a legal entity, which performs its activity independently from the State. It is responsible for regulating and controlling the practising of the lawyer's profession in the Republic of Albania. The rules of organising and functioning of the National Chamber of Lawyers are set in its statute.
d) The National Chamber of Lawyers, the local Chambers of Lawyers and the Ministry of Justice keep the register of the assistants, and administer the required documentation for the exercising their activity.

## 3 Addressing priorities

### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the 2006-2007 period are as follows:

- *Facilitation of professional activities for Albanian citizens and those of the Community in Albania and the respective countries of Community.*

#### 3.1.1 Short-term initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Draft-law "On nursing", which aims not only to the improvement of the nursing service in all health structures, but also to set the rules of recognizing the nurses' professional qualifications according to communitarian Norms. It will be partially in compliance with Directive No. 2005/36;
- Amendment to Law No. 9109, dated 17.07.2003 "For the Profession of Lawyer in the Republic of Albania" and the draft-act "On the barriers removal concerning the free movement of persons and services of the European Community citizens in Albania and reciprocally", which will be partially in compliance with the Directive no. 77/249 EEC and the Directive no. 98/5/EC.
- Draft Law "On the freelance professions in health field", which aims to be harmonized with the Directive 2005/36EC.

#### 3.1.2 Short-term implementing activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Study of *acquis communautaire* for the recognition of professional qualifications in health field, in order to harmonise, in the ulterior periods, the Albanian legislation with the EU legislation.
- Establishment of the Nurse Order.

### 3.2 Mid-term priorities

The priorities of the Albanian Government for the medium-term period are as follows:

- *The approximation of domestic legal framework with acquis on the exercising of some freelancers.*

### 3.2.1 Mid-term legal initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Amending of the legislation for the professional permissions in the public area, fully compliance with the Directive No. 2005/36;
- Project-act "On the barriers removal, concerning the free movement of persons and services of the European Community citizens in Albania and reciprocally" and the subordinate legal act "On mutual recognition of freelancers such as lawyer, notaries, legal experts", fully in compliance with Directive No. 249/EEC and Directive No. 98/5/EC;

### 3.3.4 POSTAL SERVICES

### 1 Political Objective

As per Articles 50, 57, 70, 71 and 72 of the Stabilisation and Association Agreement, the Albanian National Strategy on Communication and Information Technology and the Policy Paper on Postal Services Development in the Republic of Albania, the Albanian Government has committed itself to the gradual liberalisation of the postal services market, which aims to offer higher quality services and affordable tariffs to consumers.
The goal is to open up all postal services with the aim of offering them to the private sector, though this opening must be in line with European legislation. The gradual market liberalisation and the establishment of the independent regulatory bodies should be important factors concerning the promotion of fair competition in the postal market. Through the application of simplified licensing procedures, the private sector interest should increase, so as to compete either in the foreign postal market, or in the domestic one.
Harmonisation of the national standards with EU ones should be achieved through the establishment of supporting infrastructure and logistics for postal services, which will encourage postal services of higher quality. Infrastructure investments, as well as the management of the postal network oriented towards the business sector are essential in achieving high standards of service. The introduction of the new postal services will be carried out either by the public postal operator or by the private postal services providers and will be supported by new techniques and technologies.

### 2 Current Situation

### 2.1 Existing Legal Framework

The legal frame in the field of postal service is composed of Laws and acts that transpose community acts:

| |
|---|
| 1. Law No. 8530 dated 23.1999 "On postal services in the Republic of Albania", amended by the law No. 9223, of April 29, 2004. |
| Directive 2002/39/EC, dated 10.06.2002 "With regard to the further opening to competition of Community Postal Services . |
| Level of approximation: Partial |
| 2. Decision of Council of Ministers No. 788, dated 26.12.2004 "On defining the tariff and weight of the reserved services for the public postal operator". |
| Directive 2002/39/EC, dated 10.06.2002, " With regard to the further opening to competition of Community Postal Services. |
| Level of approximation: Complete |

Laws and other acts that do not transpose community acts:

- Decision of Council of Ministers No. 539, dated 01.08.2003 "Policy Paper on the Development of the Postal Services in the Republic of Albania";
- Decision of Council of Ministers No. 405, dated 27.07.2000 "On the terms of postal stamp emission by the Posta Shqiptare sh.a";
- Decision of Council of Ministers No. 27, dated 20.01.2001 "On placing of mailboxes to the dwelling houses and institutions".

### 2.2 Exiting Institutional Framework

The Ministry of Public Work, Transport and Telecommunication is the responsible institution to implement the above-described commitments.

a) The MPWTT proposes the Strategy on postal development and the appropriate actions to address the priorities of postal development policy to the Council of Ministers. The General Directorate of Transport and Post Telecommunication Policies prepares the legal and subordinate legal acts concerning the postal sector development; elaborates postal development plans; collects and processes statistical data by all private and public operators; monitors the implementation of obligations imposed on the postal sector.
b) In order to accomplish the above tasks, actually the Directorate of Post Telecommunications is composed of the Director and two specialists.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

The priorities of the Albanian Government for the 2006-2007 period are as follows:

- *Gradual liberalisation of the postal services market, which aims to offer the higher quality services and affordable tariffs by the consumer.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Amendment to law "On postal services in the Republic of Albania", which will be fully in compliance with the Directive No. 2002/39/EC;
- Decision of Council of Ministers " On defining the tariff and weight of the reserved services for the public postal operator", which will be partially in compliance with the Directive No. 2002/39/EC;
- Ratification of the Universal Postal Union Document approved by the 23rd Congress of UPU;
- Decision of Council of Ministers "On defining the universal service tariffs", which will be fully in compliance with the Directive No. 2002/39/EC.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to address short-term priorities:

- *Strengthening of the postal sector at the General Directorate of Transport and Post Telecommunication Policies.*

The following table shows the investments to be carried out in order to strengthen the administrative capacities in the Directorate of Post-Telecommunication Policies.

**3.1.3 Medium-term Priorities (2009 - 2010)**

The priorities of the Albanian Government for the medium-term period are as follows:

- *Gradual liberalisation of the postal services market, which aims to offer higher quality services and affordable tariffs by the consumers.*

**3.2 Medium-term Legislative Initiatives (2009 - 2010)**

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Decision of Council of Ministers "On universal service and harmonisation of the reserved services", which will be fully in compliance with the Directive No. 2002/39/EC;
- Decision of Council of Ministers "On conditions of providing the Non-reserved services and the network access, licenses and authorisations, procedures and the respective conditions", which will be fully in compliance with the Directive No. 2002/39/EC;
- Decision of Council of Ministers "On full liberalisation of the postal sector", which will be fully in compliance with the Directive No. 2002/39/EC;
- Decision of Council of Ministers "On ratification of the Universal Postal Union Document approved by the 24th Congress of UPU (Nairobi 2008).

### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken so as to address medium-term priorities:

- Establishment of the Postal Regulatory Unit.

**Table 1:** *Increasing institutional capacities in the Directorate of Post-Telecommunication Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 1 | 1 | 3 | X | X |
| 4. Training (thousand ALL) | (thousand ALL) | X | 1250 | 3750 | 5000 | 6000 |

### 3.3.5 FINANCIAL SERVICES

### 3.3.5.1 BANKING

#### 1 Political Objective

Article 70 of the SAA stipulates the obligation for the approximation of legislation during the first transitional period. Once the Agreement enters into force and in compliance with Article 50, Albania has committed itself to offer Community companies, their subsidiaries and branches treatment no less favourable than that accorded to Albanian companies, subsidiaries or branches. Furthermore, as per Article 57 of the SAA, the Albanian government has committed itself to allowing the progressive supply of services by Community companies, without the need for establishment.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The basic legislation in this field is composed by:

- Laws and subordinate legal acts that transpose the community acts and their level of approximation:

| |
|---|
| Law no. 9662, dated 18.12.2006, "On banks in the Republic of Albania". This law establishes the main conditions for the opening of banks and financial institutions, issuance and revoking of licenses, requirements on the capital, conditions for exercising activity, and the criteria on supervision. |
| Directive 2000/12/EC of the European Parliament and of the Council of 20 March 2000 relating to the taking up and pursuit of the business of credit institutions |
| Partial |

- Law No 8269, dated 23.12.1997 "For the Bank of Albania", amended;
- Law No 9662, dated 18.12.2006 "For the banks in the Republic of Albania".

The regulatory framework in the field of banks' supervision, as follows:

- Regulation "On issuing licenses to exercise banking activity in the Republic of Albania", approved with decision no. 71, dated 11.09.2002 for the Supervisory Council of the Bank of Albania;
- Regulation "On the amount and reaching the initial minimal capital" for the activities that are allowed for banks and branches of foreign licensed banks, which are licensed prior to the moment the Bank of Albania publishes the change of initial minimal capital and establishment of the capital amount;
- Regulation "On the capital sufficiency". The objective of this regulation is the calculation of the ratio between the regulatory capital and the actives and the voices outside the balance, pondered with the risks, known as "Sufficiency of capital" and defining a minimal limit f this ratio;
- Regulation "On the open currency positions". The objective of this regulation is the definition of rules, in order to measure the open currency position for the banks. These rules aims at limiting the losses of banks from the translations using currency and valuable metals;
- Regulation "On the management of credit risk. The objective of this regulation is the credit's risk management, in a way that the bank could minimize the possible losses from credits and from the other similar actives, which

are also sensitive to the change of interest norms;

- Regulation "On the banks administrators and foreign bank branches". The objective of this regulation is to define the requirements related to the professionalism and reputation of persons that carry out the administration, management and control of banks, as well as the restrictions to be applied in their appointment and discharge;
- Regulation "On the relations of banks with related persons". The objective of this regulation is to determine the relations between the bank or branch with related persons;
- Regulation "On authorized accounting experts". This regulation defines the criteria and procedures for the approval of accounting authorized experts, that have been nominated by the banks, as well as their field of activity, the form and content of control and of bank control reports;
- Regulation "On investments of banks in the commercial companies' capital". The objective of this regulation is to place an equilibrium between the open activity of banks investments in the commercial companies capital and to respect some monitoring reports;
- Regulation "On the market risks". The objective of this regulation is to calculate the request for the Regulatory Capital, in order to cover the market risks;
- Regulation "On cooperative banks". The objective of this regulation is to determine the conditions for the establishment, exercise, licensing and monitoring of activity by the BoA of all cooperative banks, as well as the specifics of these banks;
- Regulation "On the control of big risks". The objective of this regulation is to measure and control the risk concentration for the same beneficiary, in order to avoid the negative financial effects of the bank, as a result of excessive risk concentration;
- Decision "On the approval of an additional activity in the banking activity". This decision adds to the list of bank activities that might be carried out by the banks that are licensed by the BoA the activity related to the precious materials;
- Instruction "On the regulatory bank capital". The objective of this instruction is to define the way to calculate the regulatory capital of the bank in order to cover the credit risk;
- Paper of Operative Monitoring Policy. This is a document which sets the criteria for a continuous risk-oriented monitoring for all the institutions that are subject to the BoA licensing;
- Instruction "On the reporting of currency exchange actions";
- Instruction "On the custody and liquidation of banks". The objective of this instruction is to define the rules, procedures and obligations of the parties, in cases when a bank is taken under temporary administration of the BoA, is put in custody, or even when a bank is being liquidated;
- Instruction "On the deposits certificates". This instruction defines the minimal size, the maturity time limits and the accounting methods of deposits certificates;
- Manual of corrective actions against banks and branches of foreign banks in the Republic of Albania;
- Instruction "On the administration of the risk related to interest norm". The objective of this instruction is to give recommendations related to the risk, which is a result of the bank position;
- Methodical Instruction "On the risks related to currency exchange". This instruction aims at providing the banks and foreign banks branches with some knowledge and procedural guidelines in the field of currency exchange, in implementation of the regulation "On the open positions in currency";
- Instruction "On the banks liquidity". The banks should be able in any time to pay their dues. The administration of liquidities is based on planning the future entry and exit of financial means;
- Instruction "On the internal audit inside the banks and in the branches". The objective of this instruction is to create an effective system of internal control, as a main factor in the management and administration of banks.

**2.2 Existing institutional framework**

The main structure of the Bank of Albania, which exercises the afore-mentioned tasks, is the Banking Supervision Department. Its task is to monitor the licensing of new banks; governing of second-level banks and continuing supervision concerning the implementation of rules; supervision of the bank financial continuity; handling of problematic banks as well as the maintenance of liquidity, payment capability and normal functioning of the banking system. This Department is composed of 33 employees and two sectors: the Sector of Analysis and Inspection (composed of Analysis Office and Inspection Office) and the Sector of Licensing, and Standards Regulation (composed of the Licensing Office, Regulation, Interpretation and Standards Office and the Research and Consistency Office). As per the priorities of the Bank of Albania, as imposed by the law, the main supporting institution to fulfil its priorities is the Ministry of Finance. The Bank of Albania has signed Memoranda of Understanding with the Bank of Greece, the Turkey Supervision and Regulatory Banking Authority, the Kosovo Supervision and Payments Authority, the Central Bank of Bulgaria, the Central Bank of Macedonia, the Central Bank of Montenegro. The Bank of Albania continuously exchanges information in the field of bank supervision with the Bank of Italy and the Austrian Authority of Financial Markets, with which mutual inspections have been carried out. The BoA has also signed a Memorandum of Understanding with the Insurance Supervision Authority and the Securities Commission (now to be found in the same institution, under the Financial Supervision Authority).

## 3 Addressing priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priority that has been addressed by the European Partnership in this area is as follows:

- *Strengthening the legislative and supervisory framework in the banking sector;*

#### 3.1.1 Short-term Legislative Initiatives

Pursuant to law no. 9662, dated 18.12.2006, "On the banks in the Republic of Albania", the following regulations will be drafted and approved:

- Regulation "On the supervision of foreign banks' branches", which will have a partial harmonization with Directive 2006/48/EC of the European Parliament and of the council of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions (recast)
- Regulation "On the capital sufficiency ratio", which will have partial harmonization with Directive 2006/49/EC of the European Parliament and of the Council of 14 June 2006 on the capital adequacy of investment firms and credit institutions (recast)
- Regulation "On the control of big risks and bank's relations with related persons", which will have partial harmonization with Directive 2006/48/EC of the European Parliament and of the council of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions (recast)
- Regulation "On consumer's credit", which will have partial harmonization with Council Directive of 22 December 1986 for the approximation of the laws, regulations and administrative provisions of the Member States concerning consumer credit amended with Directive 90/88/EEC, dated 22.02.1990 and Directive 98/07/EC, dated 16.02.1998 ;
- Regulation "On main requirements for information publication from banks and foreign banks' branches to the public and market participants", which will have partial harmonization with Directive 2006/48/EC of the European Parliament and of the counciln of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions (recast)
- Regulation "On the internal control in banks and branches of foreign banks", which will have partial harmonization with Directive 2006/48/EC of the European Parliament and of the counciln of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions (recast)
- Regulation "On preventing money laundering", which will have partial **harmonization with** Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing

#### 3.1.2 Short-term and mid-term Implementing Activities

The following implementing activities will be undertaken to address short-term priorities**:**

- Establishing the Credits Register, which will reduce the risk of credit granting, thus making the banks more secure in the process of creditors' analysis;
- Training and qualifying the personnel of the Supervision Department, as regards the assessment of the market risk, new banking products, credit risk and standards of Basel II and IFRS;
- Training and qualifying the staff of the Supervision Department, as regards the consolidated supervision.

**Table 1:** *Strengthening the institutional capacities for the Bank of Albania*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | Persons | 33 | 0 | 0 | 0 | 0 |
| 2. Training | (thousand ALL) | X | 1500 | 1500 | 1500 | 1500 |

**Table 2:** *Foreign assistance in support to Bank's policies*

| INSTITUTION | DONOR | PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | completion tim e line |
|---|---|---|---|---|---|---|
| Bank of Albania | The Government of the Federal Republic of Germany | German Agency for Technical Cooperation (GTZ) | Aligning the Bank of Albania with the European System of Central Banks | 0.5 mln € | 2004 | 2007 |

### 3.3.5.2 FINANCIAL NON-BANKING SERVICES - INSURANCE

#### 1 Political Objective

The establishment in 2006 of the Financial Supervising Authority, as an independent institution, shows the political commitment towards the strengthening of this institution as the regulatory entity of the non-banking financial market. The aim of the Albanian government is the strengthening of this institution, which will be accompanied, among other things, with the relevant amendments to the financial legislation for the short-term period 2008 -2010. A Strategy of Functioning for the Financial Supervision Authority will be drafted as well.

Article 70 of the SAA stipulates the obligation for the approximation of legislation during the first transitional period. Pursuant to Article 50, Albania has committed itself, with the entering into force of the Agreement, to offering Community companies, their subsidiaries and branches treatment no less favourable than that accorded to Albanian companies, their subsidiary or branches. Furthermore, in Article 57 of the SAA, the Albanian government has committed itself to allowing the progressive supply of services by Community companies, without the need for establishment.
The Council Decision on Principles, Priorities and Conditions contained in the European Partnership Document defines the strengthening of the monitoring and legislative framework in the insurance sector, as a short-term priority in the field of financial services.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

Laws that transpose the community acts:

| |
|---|
| 1. Law no. 9267, dated 29.07.2004 “On the activity of insurance, re-insurance and mediation in insurances and re-insurances”, amended; |
| Directive 73/239/EEC; First Directive of the Council; “On the coordination of laws, regulations and administrative provisions relating to the taking-up and the pursuit of the business of direct insurance other than life assurance. ”; Directive 88/357/EEC; Second Directive of the Council, Directive 92/49/EEC; Third Directive of the Council; Directive of the Council 2002/83/EC “On Life Insurance”; Directive of Council 2002/92/EC “On the insurance mediation”. |
| Partial approximation. |

Acts that do not transpose the community acts.

- Law no. 9572, dated 03.07.2006, “On the Financial Supervision Authority”.
- Decree no. 295, dated 15.09.1992, “On the compulsory insurance of motor vehicles owners, as regards responsibility towards third persons”, amended with law no. 7461, dated 1.12.1992, and with law no. 8729, dated 18.01.2001.
- Law no. 8080, dated 01.03.1996, amended with laws no. 8168, dated 5.12.1996, and no. 8745, dated 22.02.2001, “On Securities”.
- Law no. 7943, dated 01.06.1995, “On supplementary pensions and Private Institutions for Pensions”, amended with law no. 8393, dated 02.09.1998, and law no. 9181, dated 05.02.2004.
- Decision of Council of Ministers No. 191, dated 25.03.2005 “For the approval of the methodical book “On ways for the calculation of the required level of the payments capacity of the life and non-life insurance, and its components”;
- Decision of Council of Ministers No. 192, dated 25.03.2005 “On the criteria and procedures of the insurance agents licensing and rules of supervising their activity”;
- DCM no. 908, dated 29.12.2004, “On the licensing procedures and supervision of private institutions for pensions”.
- Decision of Council of Ministers No. 268, dated 28.04.2005 “On the permissible maximal limits for the assets and its investments for covering the technical and mathematical reserves”.
- DCM no. 440, dated 17.06.2001, “On the rules for the form and content of notices as regards the securities’ investment activity”.
- DCM no. 441, dated 17.06.2001, “On the rules of management in the investment of securities”.
- DCM no. 442, dated 17.06.2001, “On the financial requirements and accounting requirements for participants to the securities market”.
- DCM no. 443, dated 17.06.2001, “On the rules related to the obligation of emitters for continuous information”.

#### 2.2 Existing institutional framework

The Insurance Supervision Authority (ISA) is the only legal institution that licenses, controls and supervises operators in the insurance market, aiming at the protection of the interests of the insured in the Republic of Albania.
The main mission of the ISA is the protection of consumers and investors interests, strictly related to the security of supervised operators, thus guaranteeing the meeting of all rules. In the accomplishment of its functions and competencies, as provided by law, the ISA is guided by these objectives:

- Safeguard consumers' interests;
- Encouraging sustainability, transparency and reliability of non-banking financial markets;
- Ensure law obedience.

The Insurance Supervisory Authority has cooperation relations and has concluded cooperation agreements with the following institutions:

- The Bank of Albania and the Security Commission, on information and experience exchange, joint supervision of the market, prevention of money laundering;
- The General Directorate of State Police, in the framework of the compulsory insurance supervision market;
- The General Directorate of Road Transport Services in the framework of compulsory insurance supervision market and exchange of information.

**3 Addressing priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Improve the legal basis in the field of insurance, as regards the securities' are and the private pensions' area.

- *Prepare and approve the amendments and addenda to the law no. 9267, dated 29.07.2004, "On the activity of insurance, re-insurance and mediation in insurances and re-insurances", amended.*
- *Prepare and approve the new law "On the mandatory insurance of motor vehicles' owners for their responsibility towards third parties".*
- *Prepare and approve the new law "On supplementary pensions and private pension's institutions".*
- *Prepare and approve the new law "On companies' obligations and local authorities' obligations".*
- *Prepare and approve the draft-decision "On the criteria of the damage assessor licensing".*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- Amendment to law No. 9267, dated 29.07.2004 "On the activity of insurance, re-insurance and mediation in insurances and re-insurances", dealing with the establishment of foreign company branches in the Albanian territory.
- The new law "On the mandatory insurance of motor vehicles' owners for their responsibility towards third parties", which will be aligned with Directive 72/166/EEC, "On the approximation of the laws of the Member States relating to insurance against civil liability in respect of the use of motor vehicles, and to the enforcement of the obligation to insure against such liability", Directive 72/430/EEC, which amends Directive 72/166 EEC, Directive 84/5/EEC, the Second Directive on the motor insurance, Directive 90/232/EEC, the Third Directive on motor insurance, Directive 2005/14 the Fifth Directive on motor insurance, which amends Directives 72/166/EEC, 84/5/EEC, 88/357/EEC and 90/232/EEC, as well as Directive 2000/26/EC.
- The new law "On pensions and private institutions for pensions", which will be aligned with Directive 91/675/EEC, and Directive 2005/1/EC.
- The new law "On companies' obligations and local authorities' obligations", which will be aligned with Directive 2004/109/EC on the harmonization of requirements for transparency, related to the information on securities' issuers, which have been accepted to be traded in the regular market, as well as amendment of Directive 2001/34/EC, Directive 2003/71/EC dated on November 4, 2003, on the publication of the prospect, in case the securities are offered to the public or have been accepted to be traded, as well as amendment of Directive 2001/34/EC.
- Approving the draft-Decision, "On the criteria of the damage assessor licensing";

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Training for the Financial Supervision Authority;
- Establishment of the damages assessor companies;
- Training and licensing of the insurance agents, in cooperation with the insurance companies.

**Table 1:** *Strengthening the institutional capacities for the ISA*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | Persons | X | X | X | X | X |
| 2. Training | (thousand ALL) | X | 35000 | x | x | x |

# 3.4 FREE MOVEMENT OF CAPITAL

**1 Political objective**

As per Articles 60-62 of the Stabilisation and Association Agreement, in the framework of an ever-closer relationship with the European Community, Albania has committed itself to the liberalisation of the free movement of capital and flowing payment. Pursuant to article 34 of the Interim Agreement (article 60 of the SAA), the parties engage in authorizing any payment or transfer to the current account of the payments' balance between the Community and Albania by using freely exchanged currencies. Albania continues to apply the restrictions that Article VIII removed, due to the excess of overdue debts under the bilateral inoperative payment agreements, which are part of the external un-rescheduled debt.

In the framework of the PRGF (Poverty Reduction and Growth Facility) agreements, in the last Memoranda on the government's economic-financial policy, the Albanian Government has committed itself to concluding rescheduling agreements for reconciled amounts and for the settlement of private debts. More concretely, the capital account is practically liberalised, despite the fact that some restrictions apply only to the movement of capitals abroad by Albanian residents.

**2 Current Situation**

**2.1 Existing Legal Framework**

The existing legal framework for the area of free movement of capital consists of:

- Law No 8269, dated 23.12.1997 "On the Bank of Albania";
- Law No 8365, dated 02.07.1998 "On Banks in the Republic of Albania";
- Law No 8610, dated 17.05.2000 "On Prevention of Money Laundering", amended.

The regime of capital movement in Albania is regulated by Regulation "On the currency activity", approved with Decision of the Council of Ministers, no. 64, dated 30.07.2003, which defines the rules related to the actions in current accounts between the residents and non-residents from inside and outside the territory of the Republic of Albania.

The main legal act that regulates the functioning and supervision of the payments system is law no. 8269, dated 23.12.1997, "On the Bank of Albania", based on which, the Bank of Albania encourages and supports the good functioning of the national system of payments in Albania. Based on article 21 of this law, the Bank of Albania supervises the system of payments in the Republic of Albania, whether directly of through the inter-banking entities or units that are established by the Bank for this purpose.

For fulfilment of its role as regards the payment system, the Bank of Albania has endorsed the following subordinate legal acts:

- Regulation "On Procedures of Automated Electronic Clearing House System (AECH)", which defines the rules and procedures for the functioning of the AECH;
- Decision "On some amendments to the "Rules and Procedures of the Albanian Inter-Banking Payments System – AIPS", which provides for some changes to timetables and working sessions of the AIPS system;
- Rules and Procedures of the Albanian Inter-Banking Payments System – AIPS". The AIPS was established to provide real time processing and settlement for high value payments in lek;
- Regulation "On Electronic Payments in Albania" aims to modernise the payments system, and formulates the fundamental principles of electronic payment instruments;
- Regulation "On the organization of clearing in the Bank of Albania", which aims at carrying out the clearing of payments on a legal basis, by exchanging information on the payments instruments, that are suitable in terms of time, and follow the same procedures for all member banks;
- Regulation "On the payment system and instruments", which aims at the normal functioning of the payment system in the Republic of Albania;
- Regulation "On the clearing development".

### 2.2 Existing Institutional Framework

The Bank of Albania is the responsible institution for the implementation of the obligations derived from Stabilisation and Association Agreement (SAA), regarding the free movement of capital and flowing payment, as well as for the payment system. In this regard, the Bank of Albania has closely cooperated with the Ministry of Finance, Ministry of Economy, Trade and Energy, Ministry of Justice, Securities Commission of Albania, Insurance Supervision Commission, in the framework of preparing a matrix for the liberalisation of capital account.

The relationship between the Bank of Albania and countries of the region is focused on bank monitoring. In this respect, it has signed memorandums of understanding in the area. The structure inside the Bank that is responsible for the well functioning and supervision of the payment system is the Department of Accounting and Payments. This department is composed of 25 employees and 2 sectors: the Accounting Sector and the Sector of Finance and Payments System. The latter is composed of fours offices and 10 employees: the Repayment Office, the Clearing Office, the Policy and Payment System Office, and the "Back Office".

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *Improve the prudential monitoring of the financial sector;*
- *Further measures to reduce the use of cash in the economy.*

#### 3.1.1 Short-term Legislative Initiatives

The following regulations will be drafted and approved, to address short-term priorities:

- Rules and procedures for the Albanian Inter-Banking Payments System (AIPS). Given that the Decision "Rules and Procedures of the Albanian Inter-Banking Payments System (AIPS)" cannot be directly reflected on Directive 98/26/EC, which, surmises the objective and legality of transfer orders against bankruptcy declarations, the retroactive power of bankruptcy procedures, and the isolation (protection) of the rights of holding the collateral from the impact of bankruptcy. Thus it will be drafted a completely new regulation within 2007, which will adopt some provisions of the above directive.
- Regulation "On Electronic Payments", which will be partly harmonized with Directive 98/26/EC of the European Parliament and of the Council of 19 May 1998 on settlement finality in payment and securities settlement systems, Recommendation 87/598/EEC, dated 08.12.1987, "On the European Code, as regards electronic payments (relations between financial institutions, traders and established service provider companies and consumers)", Recommendation 88/590/EEC, dated 17.11.1988, "On the payment systems and especially as regards the relations between the card holder and the card issuer", as well as Recommendation 97/489/EC, dated 30.07.1997, "On the electronic payment instruments and especially as regards the relations between the issuer and the holder".
- Regulation "On Direct Debit";
- Regulation "On Procedures of Automated Electronic Clearing House System (AECH)".

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken to address short-term priorities:

- Drafting supervision policies for the payment systems, and establishing the Policy and Payment System Supervision Sector, with 5 employees (from actually 2);
- Learning about EU Directives and identifying issues that are to be reflected in the existing regulations of payment systems;
- Learning about the regulations of counterpart institutions;
- Organisation of meetings with the National Payment Committee regarding the approximation of payment legislation;
- Establishing an internal and inter-institutional Working Group, to revise the legal framework that regulates the regime of currency exchange activity in the Republic of Albania.
- Strengthening the supervision of payment systems, through training sessions for the staff involved in the process.

### 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the medium-term period 2009-2010 are as follows:

- *Insuring progress on the full liberalisation of the movement of capital, in accordance with the deadline set during Albania's WTO membership (2010).*

#### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken to address medium-term priorities:

- Revising the legal framework and/or subordinate legal framework that regulate the capital movement, the payments and transfers entering or leaving the Republic of Albania. This revision process will aim at the adoption of Directive 88/361/EEC of 24 June 1988 for the implementation of Article 67 of the Treaty of Directive 97/5/EC of the European Parliament and of the Council of 27 January 1997 on cross-border credit transfers, as well as Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing
- Preparing and approving the draft-law "On Payment System", which will achieve a full approximation with Directive 97/5/EC of the European Parliament and of the Council of 27 January 1997 on cross-border credit transfers, Directive 98/26/EC of the European Parliament and of the Council of 19 May 1998 on settlement finality in payment and securities settlement systems**,** Recommendation 87/598/EEC, dated 08.12.1987, "On the European Code, as regards electronic payments (relations between financial institutions, traders and established service providing companies and consumers)", Recommendation 88/590/EEC, dated 17.11.1988, "On the payment systems and especially as regards the relations between the card holder and the card issuer", as well as Recommendation 97/489/EC, dated 30.07.1997, "On the electronic payment instruments and especially as regards the relations between the issuer and the holder".

#### 3.2.2 Mid-term Implementing Activities

- Implementing the IBAN by the trade banks;
- Strengthening the supervision of payment systems, by training the staff involved in the process.

**Table 1:** *Strengthening institutional capacities for the Bank of Albania*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional personnel | (persons) | 2 | X | 3 | X | X |
| 2. Training | (thousand ALL) | X | 1150 | 1150 | 1150 | X |

# 3.5 LEGISLATION OF COMMERCIAL COMPANIES

### 1 Political Objective

In the framework of Albania's integration process into the EU, commercial legislation is considered one of the main priority areas. Pursuant to the obligations stipulated in Articles 70(3), 6, 49, 50(1), 51(1) and 56 of the Stabilisation and Association Agreement, the Albanian Government has committed itself to approximating commercial companies' legislation with the *acquis communautaire*.
One of the main issues, which need to be addressed in the current commercial legislation, is a clearer definition of the terms "subsidiaries" and "branches". The aim is to avoid the shortcomings encountered in the daily practice of law implementation, regarding the confusion often raised by these two concepts.
The other important aspects touched upon in Article 50 of the SAA, consist in the facilitation of operational activities in Albania by Community companies and nationals, by guaranteeing them treatment no less favourable than that accorded to Albanian companies and branches, or to any subsidiary and branch of any third country company.
Article 51 of the SAA envisages that each Party may regulate the establishment and operation of companies and nationals on its territory, insofar as these regulations do not discriminate against companies and nationals of the other Party in comparison with its own companies and nationals. The objective is to carry out a process of drafting and implementing a commercial legal framework in compliance with the EU standards, for the establishment of commercial companies, for the reduction of barriers while opening a new business, for the simplification and standardization of business practices, in line with the international practices.

### 2 Current Situation

### 2.1 Existing Legal Framework

The basic laws in the field of commerce, which are actually under implementation, are the following:

Acts and subordinate legal acts that transpose the community acts and their level of approximation:

| |
|---|
| 1. Law no. 7632, dated 04.11.1992 "On provisions regulating the first part of the commercial code"; |
| First Directive 68/151/EEC, "On co-ordination of safeguards which, for the protection of the interests of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, with a view to making such safeguards equivalent throughout the Community ", Second Directive 77/91/EEC, "On coordination of safeguards which, for the protection of the interests of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, in respect of the formation of public limited liability companies and the maintenance and alteration of their capital, with a view to making such safeguards equivalent ". |
| Level of Approximation: Partial. |
| 2. Law No. 7638, dated 19.11.1992 "On Commercial Companies", amended, is the base law that specifies 4(four) forms of commercial companies. |
| First Directive 68/151/EEC and Second Directive 77/91/EEC, amended, Directive 92/101/EEC, third Directive 78/855/EEC amended, sixth directive 83/349/EEC amended, fourth directive 78/660/EEC, amended, seventh directive 83/349/EEC, amended, and twelfth directive 89/667/EEC. |
| Level of Approximation: Partial. |
| 3. Law No. 7667, dated 28.01.1993, "On the Commercial Register and Formalities to be respected by the Commercial Company". |
| First Directive 68/151/EEC, Second Directive 77/91/EEC, Third Directive 78/855/EEC and Sixth Directive 83/349/EEC. |
| Level of Approximation: Partial. |
| 4. Law no. 9723, dated 3.05.2007, "On the National Registration Centre", NRC, which is expected to open and operate as a "One stop shop" in September 2007. |
| First Directive 68/151/EEC, articles 2,3,4,5,6,10, "Opening Directive", Amendment of the first directive 2003/58/EC, articles 3,4,6, Second Directive 77/91/EEC, articles 2,3,4,6,7,10 "Capital Directive", Fourth Directive of the Council, Directive on the annual accounts of certain types of companies "; Eleventh Directive 89/666/EEC, articles 1,2,9 "Branches Directive". |
| Level of Approximation: Full. |

Other legal and sub legal acts in force, which are inter-linked with the three basic commercial laws, are as follows:

- The Civil Code approved by Law No. 7850, dated 29.7.1994, amended.
- The Code of Civil Procedure approved by Law No. 8116, dated 29.3.1996, amended.
- The Criminal Code approved by Law No. 7895, dated 27.01.1995, amended, outlines criminal offences resulting from the abuse of competences by the members of the supervising council

or administrators of commercial companies, compiling fake or falsified documentation, irregular emission of shares, etc.

- Law no. 9228, dated 29.4.2004 "On Accounting and financial sheets**" -** Contents of this law partially reflects the fourth and seventh directives No. 78/660/EEC and 83/349/EEC;
- Law no. 9477, dated 9.2.2006 "On some amendments and addenda to law no. 9228, dated 29.4.2004 "On accounting and financial sheets"
- Law no. 8901, dated 23.05.2002 "On bankruptcy" ;
- Law no. 9524, dated 25.4.2006, "On some amendments to law no. 8537, dated. 18.10.1999 "On insurance levies";
- Law No. 9009, dated 13.02.2003, "On Internal Auditing in the Public Sector"
  For the implementation of this law, the Minister of Finance has issued the following subordinate legal acts and two instructions:
- DCM No. 388 dated 12.06.2003 "On the Establishment of the State Commission for the Qualification of Internal Auditors in the Public Sector" and DCM No. 389, dated 12.06.2003 "On the determination of seniority at work for obtaining the temporary title of "Internal auditor in the public sector";
- DCM No. 833, dated 11.12.2003, "On the functioning of the Internal Auditing Committee";
- DCM No. 345, dated 01.06.2004, "On the approval of the Manual of Internal Auditing Procedures, Code of Ethics for internal auditors and the Internal Political Auditing Charter";

**2.2 Existing Institutional Framework**

The institutions that implement the legislation in force and their competencies, as well as the inter-institutional cooperation, are as follows:

a) Ministry of Economy, Trade, and Energy **-** Directorate of Business Promotion;
b) Ministry of Finance – General Taxation Departament**,** for matters dealing only with specific areas covered by the Ministry of Finance;
c) Courts - A Commercial Section with 8 (eight) judges and the Commercial Register Office were established at the Court of First Instance, Tirana District, as well as the Commercial Register Office;
d) Commercial Register Office **–** The Commercial Register for the entire territory of the Republic of Albania is kept at the Court of First Instance, Tirana District;
e) The National Registration Centre. Starting from September 2007, the commercial register will be maintained in this institution.
f) Chambers of Commerce and Industry **-** cooperate with the Public Administration and make suggestions and/or proposals on issues of commerce and industry.
g) Public Prosecutor's Office prosecutes for offences carried out by commercial companies.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Implementing the Action Plan for the Removal of Administrative Barriers to Investment and ensuring the appropriate, non-discretionary, non-discriminatory implementation of business-related legislation, rules and procedures;*
- *Making company registration cheaper, easier and possible throughout the country;*
- *Adopting the improved commercial legislation.*

**3.1.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Amending 10 laws as part of the legal package for the business National Registration Centre;

**3.1.2 Short-term Implementing Activities**

The following implementing activities will be undertaken so as to address short-term priorities:

- Preparing a Policy Paper for amendments to the law on commercial companies;
- Increasing administrative capacities in METE for the reform in the field of commercial legislation;
- Carrying out consultations on the new draft-law on commercial companies with the groups of interest.

### 3.2 Mid-term priorities

- *Implementing the new law on commercial companies;*
- *Drafting other laws in the frame of commercial legislation.*

**Mid-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address mid-term priorities:

- Draft-law "On some amendments to law No. 7638, dated 19.11.1992, "On Commercial Companies".

### 3.2.1 Mid-term Implementing Activities

The following implementing activities will be undertaken so as to address mid-term priorities:

- Strengthening the administrative capacities in METE, aiming at the implementation and monitoring of the reform in the field of commercial legislation;

### 3.2.2 Mid-term priorities

- *Drafting and implementing other laws in the field of commercial legislation, in line with the EU standards.*

**Table 1:** *Strengthening the institutional capacities in the Directorate of Business Promotion*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | persons | 0 | 1 | 1 | 1 | 0 |
| 4. Training (thousand ALL) | (thousand ALL) | 0 | 1000 | 1000 | 5000 | 5000 |

**Table 2:** *Foreign assistance in support to the commercial companies' legislation*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM/ AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT DATE | CONCLUSION DATE |
|---|---|---|---|---|---|---|
| Ministry of Justice, Ministry of Finance, Ministry of Integration | German Government, Ministry of Economic Cooperation and Development | German Agency for Technical Cooperation (GTZ) | Support to the draft or revision of some chosen economic laws | 0.25 mln € | 2006 | 2008 |

# 3.6 INTELLECTUAL AND INDUSTRIAL PROPERTY RIGHTS

### 3.6.1 INTELLECTUAL PROPERTY

**1 Political Objective**

The main goal of the policies for protection of intellectual property in the Republic of Albania is to guarantee copyright protection through the efficient functioning of the Albanian Copyright Office, as a leading Institution responsible for the protection of these rights. The objectives that derive from Articles 70, 73 of the Stabilization and Association Agreement, and Article 39 of the Interim Agreement will be achieved through: strengthening and extending administrative capacities of the Albanian Regional Office on Copyright, institutionalization of cooperative relations with those state institutions that influence the process of safeguarding and respecting the copyright, increasing efficiency in the fight against piracy and counterfeiting in the field of intellectual property, by strengthening the legal and institutional mechanisms; and increasing awareness of economic operators that use intellectual property.

**2 Current Situation**

**2.1 Existing Legal Framework**

| |
|---|
| Law No. 9380, dated 23.04.2005 "On Copyright and the rights related to it". |
| Directive 92/100/EC "On rental right and lending right and on certain rights related to copyright in the field of intellectual property";<br>Directive 93/98/EC "Harmonizing the term of protection of copyright and certain related rights";<br>Directive 91/250/EEC "On the Legal Protection of Computer Programmes";<br>Directive 2001/29/EC "On the harmonisation of certain aspects of copyright and related rights in the information society";<br>Directive 96/9/EC "On the legal protection of database";<br>Directive 93/83/EEC "On the coordination of certain rules concerning copyright and rights related to copyright applicable to satellite broadcasting and cable retransmission";<br>Directive 2001/84/EC "On the resale right for the benefit of the author of an original work of art". |
| Level of approximation - Partial |

**Laws and other acts in force that do not transpose the community acts:**

- Law no. 8410, dated 30.09.1998, "On Public and Private Radio and Television Stations in the Republic of Albania" with the relevant amendments;
- DCM No. 120, dated 27.01.1997 "On the Reward of Scientific books, Scholastic texts and other materials of school documentation authors ";
- Law No. 8449, dated 27.01.1999 "On the Customs Code of the Republic of Albania" and DCM No. 205, dated 13.04.1999 "On implementing provisions of the Customs Code of the Republic of Albania";
- Civil Code (Articles 608, 609, 617) and Criminal Code (Articles 147, 148, 149).

**Albania has adhered on these International Conventions**:

- Berne Convention**,** "For the Protection of Literary and Artistic Works", signed in Berne on 09.09.1886, completed with the Paris Act of 24.07.1971 and amended by 02.10.1979. (Adherence upon decree of President of the Republic, No. 487, dated 09.03.1993);
- Rome Convention, "For the Protection of Performers, producers of phonograms and broadcasting organisations", signed in Rome on 26 October 1961. (Adhered by law No. 8579, dated 16.02.2000 of Albanian Parliament);
- Geneva Convention, "For the Protection of Producers of Phonograms against unauthorized duplication of their" signed in Geneva on 29 October 1971. (Adhered by law No. 8585 of 15.03.2000 of Albanian Parliament);
- Universal Convention "On Copyright" and its Two Additional Protocols, signed in Paris on July 24, 1997. (Adhered by law No. 9129, dated 08.09.2003 of Albanian Parliament).

**The International Treaties**:

- The Treaty of World Intellecutal Property Organisation (WIPO), "On the Protection of Interpreting and Executing Artists and Phonogram Producers" (Law No.8740, dated 15.02.2001);
- The Treaty of World Intellecutal Property Organisation (WIPO) "On Copyright" (Law No.8838, dated 22.11.2001);

### 2.2 Existing Institutional Framework

The implementation of the current legislation in the field of copyright protection is exercise through the following Institutions:

Albanian Copyright Office. This Office is under the dependency of the Ministry of Tourism, Culture, Youth and Sports, and has the constitutional responsibility of state to implement the copyright law in Albania. This office has a staff that is composed of specialists and inspectors, who will be trained in the field of copyright.

The other institutions with which the Office cooperates are as follows:

a) Ministry of Justice
b) Ministry of Finance
c) General Directorate of Taxation;
d) General Directorate of Customs
e) Ministry of Economy Trade and Energy
f) National Council of Radio and Television
g) Ministry of Education and Sciences
h) Courts and Public Prosecution's Office

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The short-term priorities in the field of intellectual property are as follows:

- Establishing and formalizing the relations with the other state institutions and private operators that influence and are directly or indirectly involved in protecting and respecting copyright in Albania;
- Further increase awareness of IPR issues amongst the business community and law enforcement bodies, including the judiciary ;
- Intensify enforcement against piracy and counterfeiting ;
- Drafting the National Strategy on Intellectual Property;

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Approving the application forms for the registration procedures, to be carried out by the ACO;
- Signing memorandum of understanding with the NCRT, General Directorate of Taxation and the General Directorate of Customs;
- Establishing regional copyright offices;
- Establishing a register on copyrights (paper and electronic form);
- Approving the National Strategy on Culture, part of which will be the strategy for intellectual property protection.

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Strengthening the capacities of the judiciary that deals with intellectual property rights;
- Organizing seminars in order to train the employees from other state institutions, which have their part of obligation in implementing the law on copyright;
- Establishment of the website of the Albanian Copyright Office to reflect its activity, to be transparent, and to provide access to the public;
- Awareness media campaigns and TV spots, aiming at the awareness of the operators and community, as regards the obligations, responsibilities and rights, in line with law on copyright;
- Publishing different materials, in order to make different categories of the community aware of the rights and obligations, as per the law on copyright;
- Accomplishment of network connection of the Albanian Copyright Office with counterpart institutions of the EC, for purposes of information exchange and cooperation increase;
- Strengthening the agencies of collective management of copyright;
- Training and qualifying the ACO staff;
- Designing and producing the stamp of the ACO.

### 3.2 Medium-term Priorities (2009 - 2010)

The priorities for the medium-term period are as follows:

- Full implementation of international conventions ratified in the field of intellectual property rights;
- Ensure proper implementation of IPR, and achieve improved results in the fight against piracy and counterfeiting;
- Establishing regional copyright offices;
- Guarantee sufficient administrative capacity to comply with SAA requirements in this area.

#### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium -term priorities:

- Revising the law no. 9380, dated 28.04.2005, "On the Copyright and the rights related to it", in the function of implementing the new directives. The amendment of the existing law on copyright (Implementing Directive 2004/28/EC, dated April 29, 2004, "On the rights deriving from intellectual property");
- Establishing regional copyright offices.

#### 3.2.2 Mid-term implementing activities

- Strengthening cooperation with other institutions, in order to implement the National Strategy on Intellectual Property;
- Conducting Awareness Campaigns;
- Organizing training for a better knowledge of the law "On Copyright and the rights related to it", for the state structures that are involved in the process of protecting and respecting the copyright;
- Organising informing seminars with the various categories of economic operators;
- Designing and producing the stamp of the ACO;

### 3.3 Long-term Priorities (2011 - 2012)

Higher level of copyright protection. Strengthened and more efficient administrative structures, and a legal framework that is fully approximated with the EU one, also addressing the problems and deficiencies that were encountered during its implementation.

#### 3.3.1 Long-term Legal Initiatives

- Revision of the law in compliance with the new directives.

#### 3.3.2 Long-term Implementing Activities

- Setting a working group for drafting and reflecting changes.

**Table 1:** *Strengthening institutional capacities for the Albanian Regional Office for Copyright*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 5 | 2 | 4 | X | X |
| 2. Training (thousand ALL) | (thousand ALL) | X | 1250 | 7500 | 5625 | 7500 |

### 3.6.2 INDUSTRIAL PROPERTY

#### 1 Political objective

In the framework of commitments undertaken for the Stabilisation and Association Agreement, Article 73, and the Interim Agreement, Article 39 and in the Albanian Government's Political Programme, the primary objectives in the field of industrial property, which are considered the Albanian Institutions priority objectives in this area, are the following: guaranteeing a level of protection of , industrial property rights similar to that existing in the European Community within a four years period from the entry into force of the SAA; increasing the awareness of the business community on industrial property rights; increasing the awareness of the implementing institutions that deal with issues relating to industrial property rights.

Fulfilling those objectives that are considered priority ones goes hand in hand with the attainment of other strategic objectives, which consist of:

- Harmonisation of current national legislation in the field of industrial property with EU Directives, full compliance of this legislation with the TRIPS Agreement, as well as the compatibility of national regulations with international agreement, Albania is a signatory of;
- Membership in the treaties, conventions and international agreements, where the EU member states are parties (Patent European Convention, Convention on Patent Law (WIPO) ;
- Strengthening the role of the Directorate of Patents and Trademarks, and establishing an appropriate administrative infrastructure within this institution, as the leading institution in the industrial property protection system;
- Increasing the level of the implementation of industrial property legislation in Albania;
- Training staff to become specialised in the field of industrial property;
- Achieving transparent cooperation between the institutions and organisations involved in the provision of industrial property protection;
- Raising the awareness of public and the other stakeholders in relation to the importance of industrial property rights;
- Carrying out training sessions.

**2 Current Situation**

**2.1 Existing Legal Framework**

The area of industrial property is governed by the following legal and subordinate legal acts:

- Law No. 7819, dated 27.4.2994 “On Industrial Property”.
- Law No. 8477, dated 22.04.1999 “On some changes and additions to Law No. 7819”;
- Law No. 8488, dated 13.05.1999 “On the protection of integrated circuits topography”;
- Decision of Council of Ministers No. 313, dated 13.06.2000 “On the Functioning of the Directorate of Patents and Trademarks”;
- Prime Minister’s Order, dated 22.10.2001, “On the approval of the Directorate of Patents and Trademarks Structure”;
- KKSHT Order No. 5, dated 5.12.1994 “Rules on the Designations of Origin”;
- KKSHT Order No. 3, dated 4.10.1994 “Trade Mark Rules”;
- The conventions, agreements and the international instruments where the Republic of Albania has acceded.

Albania has become a signatory/member of the following international treaties and agreements in the area of industrial properties:

- WIPO Convention (World Intellecutal Property Organisation ) - since 30.06.1992;
- Paris Convention for the Protection of Industrial Property - since 04.10.1995;
- Madrid Agreement Concerning the International Registration of Marks - since 04.10.1995.
- Protocol Relating to the Madrid Agreement concerning the International Registration of Marks - since 30.07.2003;
- Patent Cooperation Treaty - since 04.10.1995;
- Nice Agreement concerning the International Classification of Goods and Services for the purposes of the Registration of Marks- since 19.09.2003;
- Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure - since 19.09.2003.
- Strasburg Agreement for the international classification of patents.
- Geneva Agreement and Hague Agreement for the International Registration of Industrial Designs – 12.12.2006.

**2.2 Existing Institutional Framework**

The implementation of current legislation in the field of industrial property protection is carried out through the following institutions:

a) The Directorate of Patents and Trademarks is the only Institution, to which the Albanian state gives the right of ownership on inventions and utility models (patents), trademarks and service marks, industrial designs and

geographical indicators or the designation of origin, thus guaranteeing owners' rights through registering.

b) The DPT mission is to ensure an effective industrial property protection system, which will encourage the technology process via the transferral of technology, thus ensuring the development of local industries and the promotion of Research and Development institutions for the establishment of an innovative environment.
c) This mission is accomplished through the protection of industrial property rights, patents for inventions and utility models, trademarks, industrial designs and geographical indicators, along with the dissemination of information on these activities.
d) The Customs Administration, as part of the system for the protection of industrial properties, is obliged to verify and check counterfeited and pirate goods upon receiving a request from an interested party.
e) The Prosecution's Office is the prosecution authority, where cases of counterfeiting industrial property objects are lodged by private against one another, as per the provision of the Penal Code.
f) The Economic Crime Police is also part of the industrial property protection system. It undertakes investigations of owners of the industrial property rights, upon receiving reports from private persons, owners of industrial rights.
g) The Judicial System relates primarily to the Court of the First Instance in Tirana, as the latter has been granted jurisdiction by the Civil Procedure Code and the Law "On Industrial Property". It can, therefore, act as the first specialised step on the ladder of judging conflicts that derive from infringing industrial property rights. In this Court, there is a Section, which passes judgements on commercial cases – it is here that cases of industrial property rights are judged. Cases can then be challenged at the second and third level, which are respectively the Court of Appeals and the High Court.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The short-term priorities as regards industrial property are as follows:

- *Increasing the administrative capacities in order to protect the industrial property*
- *Approving the new legislation on industrial property, in compliance with the Acquis Communautaire;*
- *Intensifying and enforcing the law against piracy and counterfeiting;*
- Further increase awareness of IPR issues amongst the business community and law enforcement bodies, including the judiciary *;*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities for the period 2007-2008:

- Approval of the Draft-Law "On Industrial Property" in the Council of Ministers and Parliament;

This law will be in compliance with:

- Directive 98/44/EC "On the Legal Protection of Biotechnological Inventions";
- Directive 89/104/EEC "On the Approximation of laws of the member states relating to trademarks";
- Directive 98/71/EC "On the Legal protection of Designs";
- Directive 2004/48/EC "On the enforcement of intellectual property rights"; Council Regulation No. 40/49 "On Community Trademark";
- Regulation No. 6/2002 "On the Community Design"; Proposal for one Council Regulation on Community Patents;
- Regulation No. 1768/92, "Concerning the creation of a supplementary protection certificate for medicinal products";
- Regulation No. 816/2006 "On compulsory licensing of patents relating to the manufacture of pharmaceutical products for export to countries with public health problems".
- The drafting and adopting of the necessary subordinate legal acts (DCM, regulations and instructions) for the implementation of the law, respectively;
- Regulation on Patents and User Manuals
- Regulation for Industrial Designs
- Regulation for Trademarks and Service marks
- Regulation on Original Denominations
- Regulation on Authorized Representatives
- Regulation for the Board of Appeal
- Regulation for the DPT Functioning

- Translation of the International Classification of Trademarks
- Regulation for the Implementation of the Madrid Agreement
- Regulation for the Implementation of the Cooperation Treaty in the Field of Patents
- DCM On tariffs on IP objects

**3.1.2 Short-term Implementing Activities**

The following implementing activities will be undertaken so as to address short-term priorities:

- Increasing the number of staff by 13 (thirteen) experts.
- Qualifying the staff members that are involved in the process of granting industrial property rights, through training programs, as well as authorised personnel and people of any other category involved in the process of protection industrial property rights.
- Accommodating staff in appropriate premises, so they can both carry out the duties the law charges them with, and accomplish the objectives defined in the framework of the SAA.
- Promoting and increasing the awareness on issues of Industrial Property in the business community and other institutions, including economic operators.
- Establishing an online system, thus providing access to the database (database of the de-registered objects from the system of Industrial Property protection).

**3.2 Mid-term Priorities (2009 - 2010)**

- *Full implementation of international conventions ratified in the field of industrial property rights;*
- *Ensuring proper implementation of IPR, and achieving improved results in the fight against piracy and counterfeiting;*
- *Guarantee sufficient administrative capacity to comply with SAA requirements in this area.*

**3.2.1 Mid-term Legal Initiatives**

The following legislative initiatives will be undertaken so as to address mid-term priorities:

- Signing the European Convention for Patents;
- Signing the Treaty for the Law on Patents;

**3.2.2 Mid-term Implementing Activities**

The following implementing activities will be undertaken so as to address mid-term priorities:

- Promoting and increasing the awareness on issues of Industrial Property in the business community and other institutions, including economic operators;
- Establishing the Centre for Information and Documentation in the DPT.

**3.3 Long-term Priorities (2011 - 2012)**

- *Providing a protection level for the industrial property rights, equal to the one existing in the Community, including the effective means to achieve that;.*
- *Participating in multilateral agreements for the industrial property rights.*

**3.3.1 Long-term Legal Initiatives**

Accession to the European Convention for Patents, with the European Office for Patents.

**3.3.2 Long-term Implementing Activities**

Promoting and increasing the awareness on issues of Industrial Property in the business community and other institutions, including economic operators.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 12 | 5 | 8 | x | x |
| 2. Training (thousand ALL) | (thousand ALL) | x | x | 5000 | 5000 | x |

**Table 2:** *Foreign assistance in support to the industrial property*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Economy, Trade and Energy | European Union | CARDS 2006 | Protection of copyright and support for industrial patents | 0.5 mln € | pending | ongoing |

# 3.7 COMPETITION AND STATE AID

### 3.7.1 COMPETITION

#### 1 Political Objective

Competition is a key sector for the implementation of principles in the free trade area. In order to establish free and fair competition in the Albanian market, the Albanian State has committed itself to the implementation of the obligations defined by Articles 27, 37 of the Interim Agreement, and Articles 40, 70, 71 of the SAA. With the aim of achieving this goal, all elements that might adversely affect trade between the Community and Albania will be eliminated. Some of these elements are agreements between enterprises, decisions taken or practices whose objective or consequence is the prevention and limitation of competition, or abusing with one's dominant position, either on the part of one enterprise, or several ones. State enterprises/companies will be also subject to the implementation of competition rules. The Albanian Government has committed itself to the progressive regulation of regulatory entities and specific markets, aiming at increasing open and effective competition in the market. In addition, in line with the respective legal framework, the state of Albania is committed to provide transparency in information exchange. In compliance with the SAA, the Albanian Government has taken a commitment in increasing the human resources capacities for the Competition Authority.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The legal framework for the competition area, which is based on Articles 81, 82 and 86 of the Treaty of European Community, is composed by:

- National Competition Policy.

| |
|---|
| ➢ LAW NO. 9121, DATED 28.7.2003 "ON PROTECTION OF COMPETITION". |
| Articles 81, 82, and 86 of the European Community Treaty, Regulation no. 2790/1999, and Notification of the EC No. 2001/C3/02, Nr. 97/ C372/03, Regulation no. 4064/89, and regulation no. 447/98. |
| Level of approximation: partial |

The following regulations, for the implementation of law "On protection of Competition" have been approved:

- Regulation "On the functioning of Competition Authority";
- Regulation "On assessing expenses for the purpose of following the procedures near to the Competition Authority";
- Regulation "For the implementation of procedures on enterprises concentration", which is based on Regulation 4064/89;
- Regulation "On Penalties and their Reductions", which is in conformity with regulation 2003/C 10/13.
- Guideline on the Form of Agreement Notification;
- Guideline on the Form of Concentration Notification;
- Form of Agreement Notification;
- Form on Concentration Notification.

#### 2.2 Existing Institutional Framework

The Competition Authority, is an independent public institution, established for the implementation of law No. 9121, dated 28.7.2003 "On Protection of Competition". The Competition Authority consists of the Competition Commission, as a decision-making body and the Secretariat, as its executive body.

The Commission consists of five members appointed by the Parliament, for a 5 (five) year period and functions as a permanent collegial body. It has all necessary competencies to take decisions as regards its initiatives, as regards restrictive issues, as regards issues that obstruct of deform competition in the market, for both private and public enterprises, as well as to propose all necessary means to protect open and effective competition. The Competition Commission presents an annual report to the Competition Authority. The Secretariat is the administrative and executive structure, acting based on law no. 9121, "On Protection of Competition". The Secretariat is headed by the General Secretary and is composed of three directorates: Directorate of Market Surveillance, Directorate of Legal Issues and Directorate of Human Resources and Services. The Competition Commission no longer determines the structure of the Competition Authority, as it was provided in article 24, letter b, of law no. 9121, dated 28.07.2003. Based on article 10 of law no. 9584, dated 17.07.2006,

"The structure and staff of constitutional independent bodies is approved with a decision of the Parliament, based on the approved number, in compliance with the state budget for each of these institutions.

Pursuant to law, the Competition Authority cooperates with the central and local government, regulatory bodies and Courts.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

The short-term priorities in the field of competition are as follows:

- Improving existing competition legislation, to reinforce competition control;
- Strengthening the institutional capacities and more specifically the budget and staffing of the Competition Authority;
- Increasing the law applicability in the field of competition and strengthening cooperation with the regulatory entities, courts and all market actors, in order to implement the law "On Protection of Competition", also in compliance with the National Policy for Competition.

**3.1.1 Short-term Legislative Initiatives**

For addressing the short-term priorities, the following legal initiatives will be undertaken:

- Drafting and implementing an action plan, in order to implement the document of National Competition Policy;
- Drafting and approving the new Regulation "On the functioning of the Competition Authority";
- Draft-regulation "On the investigating procedures to be applied by the Competition Authority while examining violations of law no. 9121, dated 28.07.2003, "On protection of competition";
- Drafting the Guideline "On the Control of the Concentration between Undertakings";
- Drafting the Guideline "On the assessment of horizontal concentrations between undertakings";
- Drafting the Guideline "On the restriction of horizontal and vertical agreements".

**3.1.2 Short-term Implementing Activities**

The following implementing activities will be undertaken so as to address short-term priorities:

- Staffing the new structure of the Competition Authority. Carrying out procedures for staff recruitment, in compliance with law no. 8549, dated 11.11.1999, "On the status of civil servants";
- Organizing training seminars for the new and existing staff of the Competition Authority, in cooperation with TIPA, OECD, GTZ, etc.
- Organizing awareness seminars on the competition right;
- Drafting and publication of a glossary on competition, in cooperation with the GTZ;
- Signing memorandums of understanding with the ERT, INSTAT, Bank of Albania.

**3.2 Medium-term Priorities (2009 - 2010)**

The mid-term priorities in the field of competition are as follows:

- Enforce competition legislation consistently *;*

**3.2.1 Medium-term Legal Initiatives**

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Mutual Instruction with the Ministry of Finance "On the use of income generated by the Competition Authority during its activity", aiming at increasing and enforcing the financial independence;
- Draft-Regulation "On the internal procedural rules as regards the rights of consultation with the file";
- Commentary, in relation to the law "On competition protection";
- The new Regulation "On the simplification and reduction of penalties for trusts";
- Assessment of existing legislation and draft-laws, for issues that affect the market competition, as per definitions of article 69, law no. 9121, dated on 28.07.2003, "On competition protection";

**3.2.2 Medium-term Implementing Activities**

The following implementing activity will be undertaken so as to address medium-term priorities*:*

- Strengthening of the Competition Authority institutional capacities, through training sessions and workshops;
- Carrying out an awareness program with the market actors, as regards the importance of competition;
- Participation in the trainings of the regional competition network and ICN, aiming at strengthening cooperation with sister-like authorities.

### 3.3 Long-term Priorities (2011 - 2012)

For the long-term, time will be dedicated to the establishment of a strong discipline, in order to apply all rules of competition in Albania, to guarantee a competitive background and to prepare the Albanian undertakings to resist the pressure of community economy. Since the legal framework in the field of competition will be further completed during the short and mid-term, aiming at the full harmonization with the European legislation, in the period 2011-2012, attention will be paid for all possible completions to the legal framework in question, depending on the changes or reforms that the European Commission might take in the field of competition.

**Table 1:** *Strengthening the institutional capacities for the Competition Authority*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 20 | 35 | 35 | 40 | 50 |
| 2. Training (thousand ALL) | (thousand ALL) | | 90 | 180 | 240 | 350 |

**Table 2:** *Foreign assistance in support to competition*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Competition Authority, Directorate of State Aid, School of Magistrates, Ministry of European Integration | Government of the Federal Republic of Germany | German Agency for Technical Cooperation (GTZ) | Support to the approximation of legislation and institutional strengthening | 0.62 mln € | 2007 | 2009 |

### 3.7.2 STATE AID

### 1 Political Objective

State aid is one of the priority areas in the framework of Albania's integration process in the EU – its obligations are set out in Articles 70 and 71 of the SAA, and Article 37 of the Interim Agreement. These Articles provide for the necessary approximation of the Albanian legislation with the *acquis communautaire* along with the establishment of an operationally independent public body entrusted with the control of state and individual aid financial schemes implemented in Albania, with the adequate legal competences on the restitution of illegal state aid.

The Albanian Government has committed itself to implementing the transparency principle for all the measures undertaken by central and local administration authorities, as well as from other institutions, which act on behalf of state and which are linkd with the utilisation of state sources. To this end, an inclusive inventory of existing state aid schemes and their assessment according to European standards, as well as state aid annual reports in Albania, will be prepared and submitted to the European Commission. After that, in cooperation with the experts of the European Commission, a classification of regions and a regional map will be finalized, based on the economical and social development indicators.

For the long-term, the objective is to establish discipline in the field of state aid and to prepare the Albanian undertakings, in order to face the competitive pressure in a market, where all the rules related to state aid should be accurately applied.

### 2. Current Situation

### 2.1 Existing Legal Framework

| |
|---|
| ➢ 1 Law No. 9374, dated 21.04.2005 "On State Aid" |
| 2. Articles 86 (2), 87, 88, 89 of EU Treaty, as well as regulations, communiqués, and instructions of the European Commission. |

| |
|---|
| 3. Level of Approximation: harmonized |

| |
|---|
| ➢ 1 DCM No. 815, dated 28.12.2005 "On the Conditions and Procedures of Granting the Regional Aid" |
| 2 Community Guideline No. C 74/1998 "On national regional support" |
| 3. Level of Approximation: fully harmonized |

| |
|---|
| ➢ 1 DCM No. 816, dated 28.12.2005 "On the Conditions and Procedures of Granting the Aid for rescuing and reconstructing" |
| 2 Community Guideline No. C 244/02 2004 "On State aid for rescuing and restructuring firms in difficulty"; |
| 3. Level of Approximation: fully harmonized |

| |
|---|
| ➢ 1 DCM No. 817, dated 28.12.2005 "On the procedures and the form of report" |
| 2 Regulations of Procedures No. 59/1999, 794/2004 of the European Commission |

| |
|---|
| ➢ 1 Guideline "On the Presentation of Complaints for the Illegal Aids and Assessment of the illegal aids" |
| 2 The Communiqué of the European Commission OJC 110 8.5.2003, Form for the submission of complaints concerning alleged unlawful State aid , O J C 116, 16.05.2003. |
| 3. Level of Approximation: fully harmonized |

### 2.2 Existing Institutional Framework

As per the existing legal framework, two structures of state aid control have been established and are operational – the Directorate of State Aid at the Ministry of Economy, Trade and Energy, and the State Aid Commission.

a) The Directorate of State Aid, within the Ministry of Economy, Trade and Energy is the structure entrusted with the technical-administrative competences for the control of state aid in Albania. The Directorate's mission is the implementation of state aid legislation through analysis, evaluation and state and individual aid scheme control, aiming at ensuring the disposal of the state aid discipline in the country, transparency in the utilisation of public funds, and the balancing-out of these policies for the achievement of horizontal, sector, and regional objectives.
b) The State Aid Commission is the decision-making body entrusted with the competencies to authorise the plans of granting state aid, or to order the restitution of illegal aid. Pursuant to the provisions of the law, the Commission is a collegial body, which consists of five members. It is independent in exercising its functions.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *Ensuring progress towards the completion of a comprehensive state aid inventory.*
- *Increasing the number of personnel in the State Aid Directorate.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Decision of Council of Ministers "On the State Aid Inventory Schemes";
- Guideline "For some categories of horizontal assistance", which will be aligned with Regulations 68/2001, 363/2004, 70/2001, 364/2004, 2204/2002 of the European Commission;
- Guideline "On the Analysis Methodology concerning the State Aid Standards, costs and models on the declaration of the information dealing with the small and medium enterprise (SME)s qualification";
- Guideline "On State Aid in the form of Public Services Compensation".

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Strengthening the administrative capacities of the state aid structures with four new persons;
- Strengthening the institutional capacities of the state aid structures, especially as regards training and IT equipment for the newly appointed staff;
- Designation of the zones and the respective intensities of state aid for the preparation of the regional state aid map;
- Rising awareness of the state aid granters, as regards their legal obligations in the field of state aid;

- Preparing a comprehensive inventory of state aid schemes that are implemented in Albania, following the criteria and rules of the European legislation.

### 3.2 Mid-term Priorities (2009 - 2010)

The priorities in the field of state aid for the medium-term period are as follows:

- *Enforce state aid legislation consistently .*
- *Strengthening the control mechanisms for discipline, as regards the state aid in the country.*
- *Implementing the legislation on the State Aid on an ongoing basis.*

#### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium -term priorities:

- Amending the law no. 9374, dated 21.04.2005, "On the state aid", so that it reflects the changes undertaken in the frame of the Action Plan for State Aid and the respective legal reform;
- DCM on the preparation of annual reports for state aid.

#### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Strengthening the administrative capacities of the state aid control structures;
- Designation of the zones and the respective intensities of state aid for the preparation of the regional state aid map;
- Strengthening the institutional capacities for granters of the state aid, in order to implement their legal obligations in the field of state aid;
- Rising of public awareness on the state aid concept.

### 3.3 Long-term Priorities (2011 - 2012)

- *For the long-term period, the main priority will be the completion and further improvement of the legislation, in order to guarantee the full approximation with the cquis communautaire, as well as the empowerment of the control mechanisms for the full application of discipline in the state aid in Albania.*
- *During 2011-2012 the work will focus in the revision of existing regulations and drafting of new ones, depending on the changes and reforms that the European Commission will undertake in the area of state aid. In parallel, the proper implementing measures will be taken, thus making possible the preparation of the Albanian institutions and enterprises to apply all rules related to state aid, already imposed in the countries of the European Union.*

**Table 1:** *Strengthening institutional capacities in the State Aid Directorate*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 5 | x | 4 | X | X |
| 2. Training (thousand ALL) | (thousand ALL) | 15000 | 7500 | 30000 | 15000 | 15000 |

**Table 2:** *Foreign assistance in support to competition*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Economy, Trade and Energy, State Aid Directorate | European Union | CARDS 2005 | Assessment of the state aid schemes coverage | 0.2 mln € | pending | ongoing |
| Competition Authority, Directorate of State Aid, School of Magistrates, Ministry of European Integration | Government of the Federal Republic of Germany | German Agency for Technical Cooperation (GTZ) | Support to the approximation of legislation and institutional strengthening | 0.62 mln € | 2007 | 2009 |

# 3.8 PUBLIC PROCUREMENT

### 1 Political Objective

The commitments of Albania in the field of public procurement, in the frame of the SAA, respectively article 70 and 74 and Interim Agreement respectively article 40 are as follows:.

Approximation of the legal framework with *acquis communautaire*
Eliminating discrimination and removing barriers and obstacles;
Promoting participation and increasing competition.

The main objective of the public procurements policies in the Republic of Albania is to guarantee and respect the public procurement procedures.

### 2 Current Situation

### 2.1 Existing Legal Framework

| |
|---|
| ➢ 1. Law no. 9643, dated 20.11.2006, "On public procurement" |
| 2. Directive 2004/18/EC, 89/665/EEC of the European Parliament and Council, dated March 31, 2004 and Directive 2004/17/EC, 92/13/EEC Coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors. Official Journal L 134 , 30/04/2004 P. 0114 – 0240 |
| 2. Approximation level: partial |

| |
|---|
| ➢ 1. DCM no. 1, dated 10.01.2007, "On public procurement rules", amended with DCM no. 153 dated 22.03.2007; |
| 2. Directive 2004/18/EC, 89/665/EEC of the European Parliament and Council, dated March 31, 2004 and Directive 2004/17/EC, 92/13/EEC Coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors. Official Journal L 134 , 30/04/2004 P. 0114 – 0240 |
| 3. Approximation level: partial |

- Instruction no. 1, dated 20.03.2007, "On small value purchase";

### 2.2 Existing Institutional Framework

The implementation of the existing legal framework in the field of Public Procurement is exercised by the Public Procurement Agency, the Procurement Advocate Office and the Contracting Authorities.

a) The Public Procurement Agency (PPA) is the central body entrusted with the supervision and coordination of the public procurement system in Albania.

The Public Procurement Agency has these tasks:

- Submits to the Council of Ministers proposals for the PP rules;
- Promotes and organizes the qualification of the central and local government officials, that are involved in public procurement activities;
- Drafts and issues the PP Bulletin, as provided in the public procurement rules. The PPA publishes in the Bulletin the list of excluded economic operators, in compliance with article 45 of this law;
- Prepares the standard tender documents, to be used in the procurement procedure, as per public procurement rules;
- Based on requests, gives advice and technical assistance to the contracting authorities, so that they engage in a procurement procedure;
- Presents an annual report to the Council of Ministers as regards the general functioning of the public procurement system;
- Cooperates with international institutions and other foreign entities for issues that are related to the public procurement system;
- Plans and coordinates the foreign technical assistance for Albania in the field of public procurement;
- Promotes and supports the use of technical international standards in the process of technical specifications' preparation, as well as keeps continuous relations with the General Directorate of Standardization;
- Monitors the submitted reports by the contracting authorities, at least every four months;
- Verifies the implementation of PP procedures, by asking the contracting authorities to deliver all relevant

information;
- Every six months, carries out inspections for procurement procedures, followed by the central purchasing body;
- In case of infringement of this law and other subordinate legal acts, imposes penalties, or proposes to the head of the contracting authority or to higher bodies, disciplinary measures for the persons in the CA that have committed the infringement in question;
- Makes the administrative examination of complaints;
- Drafts and adopts its internal regulations.

The PPA excludes an economic operator from participation in a public procurement procedure, regardless the criminal case that might be already initiated, for a period from 1 to 3 years for mis-information and submission of documents that contain false data for purposes of qualification, corruptive actions, conviction for criminal deeds, failure to meet the contractual obligations in public contracts during the last three years.

The Public Procurement Agency is the highest body in the field of public procurement. Its instructions and decisions are administratively final.

b) The Public Procurement Advocate safeguards the candidate's, tenderer's or supplier's legal rights and interests from illegal or irregular actions, or lack of action of contracting authorities in the field of public procurement, by monitoring and investigating the administrative procedures in PP. In addition, all contracting authorities that procure using public funds implement the PP legislation. The PPA and the PPAO cooperate with each other for a good implementation of the legislation, and simultaneously all contracting authorities should cooperate with the first two.

The Public Procurement Agency, the Public Procurement Advocate and the Contracting Authorities cooperate with each other for a good implementation of the Public Procurement Legislation.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

In the field of public procurement, the short-term priorities are:
- Enforce current public procurement legislation and take steps to bring it up to EU standards
- *Providing transparency and rigorous implementation of tendering procedures.*
- *Improving the budget and the capacities for the Public Procurement Agency, and the procuring entities at the line ministries.*
- *Ensuring the investigation and criminal prosecution of procurement-related offences.*
- *Lowering the threshold value for tendering public works contracts.*

**3.1.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address short-term priorities:
- National Training Strategy in the field of public procurement;
- Improving the information system through the consolidation of a website concerning procurement procedures;
- Establishing the Procurement Advocate Office.

**3.1.2 Medium-term Priorities (2009 - 2010)**

The priorities in the field of public procurement for the medium-term period are as follows:
- *Ensure the alignment of Albania's legislative framework with theEU acquis;*
- *Achieve fully-operational public procurement structures, ensuring strict operation of public procurement procedures, in compliance with both the law and SAA requirements.*

**3.2 Medium-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address medium-term priorities:
- Amending the Law no. 9643, dated 20.11.2006, "On Public Procurement" and the subordinate legal acts, aiming at the full harmonisation of the Albanian legislation with that of the European Union in the area of public procurement.

### 3.2.1 Mid-term Implementing Activities

The following implementing activities will be carried out in order to address the mid-term priorities:

- Improving the information system through the consolidation of a website concerning procurement procedures;
- Getting to know and study the law "On public procurement";
- Rigorous implementation of the public procurement procedures, in compliance with the law and the SAA requirements.

### 3.2.2 Long-term Legal Initiatives

The long-term legal initiatives in the field of public procurement are as follows:

- Approving the law on public procurement as regards the utilities sectors, thus bringing full harmonization with Directive 2004/17/EC.

### 3.3 Long-term Implementing Activities

- Improving the information system through the consolidation of a website concerning procurement procedures;
- Getting to know and study the law "On public procurement";

**Table 1:** *Strengthening institutional capacities in the Public Procurement Agency*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 36 | 10 | X | X | X |
| 2. Training (thousand ALL) | (thousand ALL) | Managed by USAID | | | | |

**Table 2:** *Foreign assistance in support to the public procurement agency*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Public Procurement Agency | USAID | Millennium Challenge Albania Threshold Agreement (MCATA) | Reform in public procurement | 5 mln $ | 2006 | 2008 |

# 3.9 AGRICULTURE

### 3.9.1 FOOD SAFETY

#### 1 Political objective

In the frame of the integration process, the field of food safety is one of the priority areas for the Ministry of Agriculture, Food and Consumers Protection. The obligations deriving from the SAA in this field are defined in articles 70 (3) and 76 of the SAA. These articles provide the necessity to align the domestic legislation with "*acquis communautaire"* and to approximate the standards with the community ones, in order to protect consumers in Albania. The effective protection of consumers is necessary, in order to ensure the proper functioning of the market economy, because the development of an administrative infrastructure depends on that. The strategic objectives in the Sector of Food Safety aim at establishing a fully-operational system for consumers' protection, aiming at assuring food safety, by monitoring and inspecting the food chain, in compliance with the EU standards. In addition, one of the main priorities from the European Partnership is the strengthening of the food safety system and the control systems that are related to it, as well as the essential improvement of food safety and phyto-sanitary and veterinary conditions, in compliance with the EU standards. To the scope of achieving this priority, there will be an approximation of the actual standards with the EU ones, that will include the safety of food, the health and well-being of animals and vegetables, the environment protection, the control system, the inspections, and the development of the administrative infrastructures, aiming at the implementation of the legislation.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

Subordinate legal acts that transpose community acts:

| |
|---|
| The Decision of the Council of Ministers no. 609, dated 17.11.2000, "Regarding the industrialisation and trade of natural mineral waters', which establishes the criteria for the utilization and trade of mineral waters. |
| Directive 80/777/EEC, "Regarding the approximation of the legislation of the Member States on the utilisation and trade of natural mineral waters". |
| Partial approximation |

| |
|---|
| The Decision of the Council of Ministers no. 604, dated 17.11.2000, "Regarding the labelling of the food products", establishes the criteria on the labelling, presentation, and advertising of food products for sale to the consumer. |
| Directive 79/112 EEC dated 18.12.1978, "The approximation of the laws of the Members States regarding the labelling, presentation, and advertising of food products for sale to the consumer". |
| Partial approximation |

| |
|---|
| Joint order of the Minister of Agriculture and Food and the Minister of Health, no. 698 dated 16.12.2003, "On the use of a few food sweeteners in food products", which establishes a list of food sweeteners that are allowed in food products. |
| Directive 94/35/EC, dated 30.06.1994, "On the approximation of the laws of the Members States regarding the allowed additives to be used in human food", amended with Directives 96/83/EC, 2003/115/EC and Regulation 1882/2003/EC, which establishes the food sweeteners, the food products and their maximal level, allowed for use. |
| Full Approximation of annexes, which establish the sweeteners to be used in food products. |

| |
|---|
| Joint order of the Minister of Agriculture and Food and the Minister of Health, no. 698 dated 16.12.2003, "On the use of a few food colouring substances in food products" which defines the food colorants, the food products and their maximal level of utilization. |
| Directive 94/36/EC e 20.06.1994 "On the colouring that may be used in food products". |
| Full Approximation of annexes, which define the allowed colorants in food. |

| |
|---|
| Order of the Minister of Agriculture, Food and Consumer Protection, no. 209 dated 27.03.2006, "On the use of aromatics in food products", which defines the food aromatics and provides their respective codes in the European list of existing chemical substances, as well as the code provided by the aromatics and extracts producers' association in the USA. |
| Directive 2002/113/ EC, dated 13.01.2002, "On the registration of aromatics in food products", which amends Directive 1999/217/EC. |
| Full Approximation of the list of aromatics that are used in food products. |

| |
|---|
| Order of the Minister of Agriculture, Food and Consumer Protection, no. 210, dated 27.04.2006, regarding the approval of regulation - "On the use of other food additives, apart from the colouring and sweeteners", which defines the food additives, other than the colorants and aromatics, as well as the food products, and their maximal level for utilization. |
| Directive 95/2/EC, dated 20.02.1995, " On the use of other food additives apart from the colouring and sweeteners" amended with Directives 96/85/EC, 98/72/EC, 2001/5/EC, 2003/52/EC, 2003/114/EC and Regulation 1882/2003/EC |

| |
|---|
| Partial approximation |

| |
|---|
| Order no. 346 dated 14.07.206 “On the approval of the regulation “Aromatics to be used in food products and the raw materials for their production”, establishing the food aromatics, food products and their maximal level for utilization, as well as of the raw materials. |
| Directive 88/388/EEC, dated June 22, 1988 amended with Directive 91/71/EEC, dated January 16, 1991, “On the defined chemical aromatic substances” |
| Partial approximation |

| |
|---|
| Order no. 5 dated 09.01.2007, “On the approval of regulation “On checking the criterion of hygiene for some authorized additives”. |
| Directive 95/45/EC, dated July 26, 1995, which defines the criterion of specific hygiene, as regards the colorants that are used in food products. Amended with Directives 1999/75/EC, 2001/50/EC, 2004/47/EC. |
| Partial approximation |

| |
|---|
| Order no 4, dated 09.01.2007 “On the approval of regulation “On checking the criterion of hygiene for some food additives, other than colorants and sweeteners”, which defines the criterion of specific hygiene for some food additives, other than colorants and sweeteners. |
| Directive 2003/95/EC, dated October 27, 2003, “Amending Directive 96/77/EC, which defines the criterion of specific hygiene for some food additives, other than colorants and sweeteners”. |
| Partial approximation |

| |
|---|
| Regulation no. 1, dated 17.3.2000, “On the measures for monitoring some substances and residues in livestock and animal products”, which defines the measures for the monitoring of some substances and residues in livestock and products with animal origin. |
| Directive 96/23/EEC, “On the measures for monitoring some substances and residues in livestock and animal products” |
| Partial approximation |

| |
|---|
| Regulation no. 1 dated 28.7.2003, “On establishing the maximal levels for some pollution substances in food”, which determines the maximal level of these substances in food products with animal origin. |
| Directive 466/2001/EEC “On determining the maximal level of these substances in food products with animal origin”. |
| Full Approximation. |

| |
|---|
| Regulation no. 3, dated 11.6.2004, “On the sanitary-veterinary conditions in the export of fresh chicken meat to the EU countries”, which sets the veterinary-sanitary conditions to be met before exporting to the EU countries. |
| Directive 91/494/CEE “On the sanitary-veterinary conditions in the export of fresh chicken meat to the EU countries” |
| Full Approximation |

| |
|---|
| Regulation no. 7 dated 28.07.2003 “On establishing the maximal levels for some polluting substances in food “, which determines the maximal level of these substances in food products with animal origin. |
| Directive 466/2001/EC “On determining the maximal level of these substances in food products with animal origin”. |
| Full Approximation |

| |
|---|
| Regulation no. 1, dated 28.07.2003, “On determining the maximal level of these substances in creamery food products with animal origin”, which determines the maximal level of these substances in food products with animal origin. |
| Directive 466/2001, “On establishing the maximal levels for some polluting substances in food”. |
| Full Approximation |

| |
|---|
| Regulation no. 2, dated 1.11.2002 “On the protection of animals while slaughtering, as well as the requirements applicable to butchery shops”, which defines the criteria to be met by the butchery shops, in order to protect animals while slaughtering process. |
| Directive 93/119/CEE “On the protection of animals while slaughtering, as well as the requirements applicable to butchery shops”. |
| Full Approximation |

| |
|---|
| Order no. 292, dated 12.06.2006 “On the approval of regulation “On the sanitary conditions for the production and putting in market fresh meat”, which defines the sanitary conditions to be met for this product before putting it in the market. |
| Directive 64/433/CEE “On the approval of regulation “On the sanitary conditions for the production and putting in market fresh meat”. |
| Full Approximation |

| |
|---|
| Order no. 195, dated 15.01.2007 ,“On the approval of regulation “On the requirements and putting in the market the chopped and prepared meat”, which determines the sanitary conditions to be met by this product before being put in the market. |
| Directive 94/65/CEE, “On the requirements and putting in the market the chopped and prepared meat”. |
| Full Approximation |

| |
|---|
| Order no. 313, dated 26.06.2006, “On the approval of regulation for the maximal levels of residues of pesticides in food products”, which defines the maximal levels of pesticide residues in food products with plant origin. |
| Regulation 396/2005/EC for “The maximal levels of residues of pesticides in food products” |

| |
|---|
| Partial approximation |

| |
|---|
| Order no. 257, dated 24.5.2006, "On the approval of regulation" for carrying out the state control of food products", which defines the criteria to carry out the state control of food products. |
| Directives 89/397/EEC "On official inspection of food products" |
| Full Approximation |

b) The laws and subordinate legal acts that do not transpose the community acts:

- Law no. 7941, dated 31.05.1995 "On Food";
- Law no. 9308, dated 04.11.2004, "On the veterinary service and inspectorate";
- DCM No. 554, dated 7.11.2002, "On an addendum to the regulation "On labelling food products", approved with decision no. 604, dated 17.11.2000;
- DCM No. 224 dated. 24.05.2002, "On the time limits of guarantees for food products";
- Regulation No. 3, dated 03.05.2000, "General requirements on storage and transport of fresh and processed products";
- Order no. 268, dated 29.03.2001, "On the procedures for labelling approval";
- Instruction no. 3, dated 28.12.2002, "On cases of banning imported food products and information exchange with the exporting countries";
- Joint order with the Ministry of Health no. 189, dated 14.4.2004, "On volume 5 "Processed Fruits and Vegetables and those fast-frosted", volume 8 "Fat, oil and other similar products", and volume 12, "On milk and milk products" from the Food Codex.
- Joint Order with the Ministry of Health no. 561, dated 21.12.2004, on volume 6 "Fruit juices and their deriving products", volume 7, "On cereals, legumes and similar products" and volume 10 "Meat and meat products, including soups and meat broth", from the Food Codex.

**2.2 Existing Institutional Framework**

a) Directorate of Food Safety and Consumer Protection (DFSCP) at the Ministry of Agriculture, Food and Consumer Protection is responsible for drafting policies regarding the security checking and the quality of food products. The objective is to integrate the food inspection as one of the main functions in protecting the consumer's health and interests, in offering a fair competition in the market, and in introducing food products in the international market. It supports (assists) in the development and implementation of Food Safety Policies in the entire food chain " from farm to fork" (*'from the farm to your table')*. This Directorate (DFSCP) exercises its activities pursuant to Law No. 7941 dated 31.05.1995, "On Food", law no. 9803, dated 04.11.2004, "On the veterinary service and inspectorate", as well as a few sub-legal acts deriving as a result of their implementation. The Directorate of Food Security and Consumer Protection (DSFCP) is organized in three sectors: the Food Safety Sector, the Food Quality Sector and the Consumers Protection Sector. These sectors have the same structure: one head of sector and two specialists. The DSFCP fulfills its functions through the Food Safety Inspectorate, at the Regional Agriculture and Food Directorates.

b) The Food Safety Inspectorate is responsible for the security and quality checking of imported food products, those produced and traded in the country, as well as the raw materials used in the food industry. The Food Safety Inspectors are placed at every border crossing point and customs point. The Food Safety Inspectorate exercises its control over:
   - Drafting the legal framework on food safety and follow its implementation as regards the sanitary and veterinary inspection of meat and its sub-products in the livestock markets, butchery shops, meat products industry, and meat-safes, bearing in mind the approximation of the legislation with the EU one.
   - Observing and implementing the rules of safety for milk and its sub-products, starting with the producing farms and reaching finally the market.
   - Control of the FSVI and of the other regional labs as regards the safety of food with animal origin, for the micro-biotic norms, toxic norms and other residues in the animal origin products for public consume or for animal consume.
   - Cooperating with the Ministry of Health, in order to establish the zoonotic diseases that should have priority in country level.
   - Drafting state programs and following up the application of sanitary and veterinary measures in the location where animal-origin products are produced, processed, stored, transported, traded and consumed.
   - Following up and applying the sanitary and veterinary measures for concentrated food and food

ingredients that are used in farming, either domestically produced, or imported.
- Following up the epidemiological situation in the other states and proposing boundary closing for specific periods.
- Proposing tariffs and taxes for the customs activity, which fall under the objectives of the farming activity;
- Cooperating with the other institutions that are involved in food inspection and inspection of raw materials, additives, final products, for their declared and approved quality indicators; forgery of food products, processes, premises, and equipments used for production, packaging and labelling; technological conditions for treatments, storage, and transport; systems for the inspection of quality that are applied by producers; technical and technological documentation.

The food inspectors may decide on the following:

- Seize the food products not complying with the law requirements;
- Destroy the food products that do not comply with the set standards, after a checking has been performed, or those products that have passed the expiration date;
- Close the producing activity and issue fines regarding the violations, which have occurred.
- The Control Laboratories of Food Safety, part of which is the Veterinary and Food Research Institute (VFRI), together with 12 regional labs that control food safety and quality. VFRI is a Reference Centre in the control of safety and quality and it performs a wide series of tests covering the food safety and quality. There are 12 labs that function at regional level, four (4) of which, in Durres, Vlora, Shkodra and Gjirokastra are very well equipped. They are equipped with the necessary technology that allows them to perform tests, in order to determine the food products' quality and safety, as well as it allows them to perform the same tests on the raw materials used in the food industry. The labs are equipped as part of the World Bank, Italian Government and PHARE-EU projects. The Regional Lab of Food Safety in Durres is certified by the Italian company CERMET, regarding the ISO 9001. The Ministry of Agriculture, Food and Consumer Protection is in the process of evaluating the possibility of rationalising the labs, the introduction of new methods, infrastructure, equipment, staff and the types of tests being carried out .

## 3 Addressing Priorities

### 3.1 Short-term Legislative Initiatives (2007 - 2008)

- The new draft-law "On Food", which aims at the partial approximation of regulations 882/2004/EC, 852/2004/EC, 853/2004/EC, 854/2004/EC, 2000/13/EC, 258/97/EC, 2001/18/EC, 2081/92/EC, 2082/92/EC, 89/107/EEC, 183/2005/EC.
- Regulation "For contaminants in food ", which is partly aligned with regulation 315/93/EEC;
- Regulation "On the maximum levels of specified contaminating agents", which aims at the partial approximation of Regulation 466/2001/EEC;
- Regulation "On the general diagram of materials in contact with food", which aims at the partial approximation of Directive 89/109/EEC;
- Regulation "On temporary exclusion from production rules and food trade with animal origin", which is partly aligned with Directive 92/120/EC;
- Regulation "On materials with vinyl chloride released by materials in contact with foodstuff", which aims at the partial approximation of the Directives 78/142/EEC 80/766/EEC 81/432/EEC;
- Regulation "On the classification of grown up bovine meat", which is partly aligned with Regulation 1208/81/EC;
- Regulation "On the organization of veterinary inspection of animal-deriving food products exported to the EU countries", which aims at the partial approximation of Directive 90/675/ EC;
- Regulation "On the plastic materials and articles intended to come into contacts with foodstuffs", which aims at the partial approximation of Directives 90/128/EC;
- Regulation "On the testing of the migration of plastic material components coming into contact with the food", which aims at the partial approximation of Directives 82/711/EEC 85/572/EEC 93/8/EEC 97/48/EC;
- Regulation "On the release of N-nitrosamine and N-nitrosatable substances from the elastomeers or plastic components", which aims at the partial approximation of Directives 93/11/EEC 89/109/EC;
- Regulation "On the ceramic items coming into contact with food", which aims at the partial

approximation of Directive 85/500/EEC;
- Regulation "On the materials that contain specific epoxy derivates that are in contact with food", which aims at the partial approximation of Directive 2002/816/EC;
- Regulation "On the additional measures regarding the control of food products", which aims at the partial approximation of Directive 93/99/EC;
- Regulation "On the methods of receiving samples and analyses regarding the monitoring of food products destined for human consumption", which aims at the partial approximation of Directives 85/591/EEC 87/524/EEC 98/53/EC 2001/22/EC 2022/26/EC 2002/69/EC;
- Regulation "On the smoky aromatics", which aims at the partial approximation of Regulation 2065/2003/EC;
- Regulation "On the establishment of Appendix 1 of the food list and food for animals, for which the maximum levels of pesticide waste have been implemented", which aims at the partial approximation of Regulation 178/2006/EC.

### 3.1.1 Short-term Implementing Activities (2007 - 2008)

- Strengthening the administrative capacities of the Food Safety Control Structures.
- Increasing transparency for the public, as regards the problems with food safety.
- Table 1 indicates the investments to be performed, in order to strengthen the control structures for food safety.

### 3.1.2 Mid-term Legal Initiatives (2009 - 2010)

- Regulation "On the quick-frozen food", which aims at the partial approximation of Directive 2002/16/EC.
- Regulation "On the organically grown food and agricultural products", which aims at the partial approximation of Regulations 2092/91/EEC, 392/2004/EC.
- Regulation "On the use of substances of genetically modified microorganisms", which aims at the partial approximation of Directives 90/219/EEC, 98/81/EC.
- Regulation "On the new food items and their new ingredients (GM organisms)", which aims at the partial approximation of Directive 2001/18/EC and Directive 1830/2003/EC.
- Regulation "On the detection and labelling of GM food", which aims at the partial approximation of Directive 2001/18/EC and Regulation 1830/2003/EC.
- Regulation "On the use of specified food with a set nutritive value", which aims at the partial approximation of Directives 89/398/EEC, 96/84/EC, 2001/15/EC.
- Regulation "On the cereal processed based food and the food for minor and grown-up children", which aims at the partial approximation 96/5/EC.
- Regulation on the requirements for public health and animal health, in relation to trade and import from the EU countries, which aims at partial alignment with Directive 92/118 EC.
- Regulation "On the common organization of sheep meat", which aims at partial alignment with Regulation 301/89/EC.
- Regulation "On the special conditions for the approval of market locations", which aims at partial alignment with the Decision of the Council 96/658 EC.
- Regulation "On the food formula for little children", which aims at the partial approximation of Directive 91/321/EEC.
- Regulation "On the food used in limited energy diets intending loss of weight", which aims at the partial approximation of Directive 1999/21/EC.
- Regulation "On the supplementary food", which aims at the partial approximation of Directive 2002/46/EC.
- Regulation "On the fat and eatable oils: the level of erucic acid", which aims at the partial approximation of Directive 76/621/EC.
- Regulation "On cocoa and chocolate", which aims at the partial approximation of Directive 2000/36/EC.
- Regulation "On sugar", which aims at the partial approximation of Directive 2001/111/EC.
- Regulation "On the fruit juice and similar products", which aims at the partial approximation of Directives 93/77/EEC, 93/45/EC.
- Regulation "On the fruit jams, jellies, marmalades and chestnut puree", which aims at the partial approximation of Directives 79/639/EC, 80/1276/EEC, 88/593/EEC
- Regulation on the requirements for public health and animal health, in relation to trade and import from the EU countries, which aims at partial alignment with Directive 92/118 EC.

- Regulation "On the conditions for the preparation, trade and use of medicinal food products", which aims at partial approximation with Directive 90/167/EC.
- Regulation "On the expansion of the classification community level for the bovine meat", which aims at partial approximation with Regulation 1186/90/EC.

### 3.2 Mid-term Implementing Activities (2009 - 2010)

- Strengthening the administrative capacities of the Food Safety Control Structures.
- Increasing transparency for the public, as regards the problems with food safety.

### 3.2.1 Long-term legal initiatives (2011 - 2012)

- Regulation "On conserved milk", which aims at the partial approximation of Directive 2001/114/EC.
- Regulation "On potable water quality: new requirements", which aims at the partial approximation of Directive 98/83/EC.
- Regulation "On the extracts of coffee and chicory", which aims at the partial approximation of Directive 99/4/EC.
- Regulation "On spreadable fat", which aims at the partial approximation of Regulation 2991/94/EC;
- Regulation "On dangerous products, similar to food", which aims at the partial approximation of Directive 87/357/EC;
- Regulation "On nutrition labelling for foodstuffs", which aims at the partial approximation of Directive 90/496/EEC;
- Regulation "On the import-export of bovine and sheep meat", which aims at the partial approximation of Directive 72/461/EC;
- Regulation "On the rules for inspection of general hygiene in market locations", made in basis of Directives 64/433/EC and 71/118/EC, which will be partly aligned with the Decision of the Council 2001/471/EC;
- Regulation "On the nutritive values and health requirements", which aims at the partial approximation of Directive 2000/13/EC.
- Regulation "On decisions applicable to labelling aromatic drinks", which aims at the partial approximation of Regulation 1601/91/EEC, 3279/92/EEC, 3378/94/EC, 2061/96/EC.
- Regulation "On packaging alcoholic drinks", which aims at the partial approximation of Directive 76/766/EEC, 79/112/EEC, 87/250/EEC.
- Regulation "On labelling food containing maize and genetically improved soy", which aims at partial approximation with Regulation 1139/98/EC.
- Regulation "On packaging the quick-frozen food", which aims at the partial approximation of Directive 89/109/EEC and Regulation 1882/2003/EC.
- Regulation "On the special conditions for the approval of market locations", which aims at partial alignment with the Decision of the Council 96/658 EC.
- Regulation "On the expansion of the classification community level for the bovine meat", which aims at partial approximation with Regulation 1186/90/EC._

### 3.2.2 Long-term implementing activities (2011 - 2012)

- Strengthening the administrative capacities of the Food Safety Control Structures.
- Increasing transparency for the public, as regards the problems with food safety.

**Table 1:** *Investments in order to strengthen the control structures of food safety*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Training and technical assistance for the staff of the Food Safety Directorate | Thousand ALL | X | 1320 | 1320 | 1320 | 1320 |
| Training of Inspectors | Thousand ALL | X | 1320 | 1320 | 1320 | 1320 |
| Training for labs' staff | Thousand ALL | X | X | 841 | 841 | 841 |

**Table 2:** *Foreign assistance in support to food safety*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2005 | Establishment of the National Authority for Food - NAF | 3 mln € | 2007 | 2009 |
| Ministry of Agriculture, Food and Consumer Protection | Italian Government | Cooperacione Italiana | Provide laboratory equipment and train their respective staff | 2 mln € | 2008 | Ongoing |
| Ministry of Agriculture, Food and Consumer Protection | IDA, PHRD (Japanese Grant) | | Project for eh Control of Chicken Flue | 6.1 mln $ | 2006 | 2009 |

### 3.9.2 AGRO-PROCESSING AND MARKETING

### 1 Political Objective

The obligations in the agro-processing area are defined in article 95 of the Stabilization Association Agreement. This article provides cooperation with the EU, aiming at the modernization and remodelling of the Sector of Agriculture and Agro-Industry.The cooperation between Albania and EU will have as objective the modernization of the entire Albanian agriculture and the cooperation with EU will aim at the gradual harmonization of the Albanian legislation with the community rules and policies. The commitment of the Albanian Government in the field of Agro-processing and Marketing is the strengthening of the systems of food safety and the systems related to them, which will be achieved through: the approximation of legislation of the country with that of the *acquis communautaire,* the establishment of a programme that will develop the processing industry in order to comply with the European Union standards, the increase of competition amongst farmers and amongst local animal husbandry producers, as well as the improvement of the marketing system for the processed agricultural products.

### 2 Current Situation

### 2.1 Existing Legal Framework

| Legal framework on the viticulture and wine |
|---|
| 1. Title of act, entity, and subject-matter to be regulated:<br>Law No.8443, dated 21.01.1999, “On the Viticulture, Wine and other Grape-derived products”.<br>Decision of the Council of Ministers No. 505, dated 21.09.2000, “On the approval of the regulation on viticulture, wine and other grape-derived products”.<br>Regulation No. 2, dated 06.01.2003, “On the definition, denomination and presentation of alcoholic beverages “. |
| 2. Number, full title in the Official Journal in the EU Legislation, which is aimed to be aligned by the acts, entity and subject matter:<br>Regulation of the Council (EC) No 1493/99, May 1999, “On the organization of the common market of wine”;<br>Regulation of the Council (EC) No 2676/90, September 1990, “On the main methods in wine analysis”;<br>Regulation of the Council (EC) No 1623/2000 and Regulation of the Commission (EC) No 1622/2000, dated July 24-25, 2000, based on Regulation no. 1493/99 “On the organization of wine market and the determination of practical codes of the community”;<br>Regulation of the Commission (EEC) No 2392/86, July 1986, “On keeping the viticulture register”;<br>Regulation of the Commission (EEC) No 649/87, March 1987, “On the definition of some criteria for the establishment of the viticulture register”;<br>Regulation of the Commission (EC) No 753/2002, April 2002, “On the description, denomination, presentation and safety protection for the products in wine sector”;<br>Regulation of the Commission (EC) No 883/2001, April 2001, “On trade with third countries of wine sector’s products”;<br>Regulation of the Commission (EC) No 1238/92, May 1992, “On the methods to be applied in the wine sector for testing the neutral alcohol”; |
| Level of Approximation: Partial |

| Legal framework for olive oil |
|---|
| 1. Title of act, entity, and subject-matter to be regulated:<br>a) Law No. 8944, of year 2002, “On the Olive Oil Production, Denomination and Marketing”.<br>b) Regulation No. 475, dated 12.07.2003, “On the Characteristics of Olive Oils”. |
| 2. Number, full title in the Official Journal in the EU Legislation, which is aimed to be aligned by the acts, entity and subject matter:<br>a) Regulation of the Council (EC) Nr 136/66, and its amendment as per Regulation 1720/91, dated September 1966, “On the organization and stabilization of a common market of oils and seeds”;<br>Regulation of the Commission (EC) No 2815/98, dated December 1998, Regulation of the Commission (EC) No 1019/2002, dated June 2002, “On the standards for trading olive oil”; |

| |
|---|
| Level of Approximation: Partial |
| Legal framework for Milk and milk-based products |
| 1. Title of act, entity, and subject-matter to be regulated:<br>a) Law no. 9441 dated 11.11.2005, "On the production, collection, processing and marketing of milk-based products";<br>b) DCM No. 580, dated 23.08.2006 "On the establishment and functioning of the Milk Experts Council". |
| 2. Number, full title in the Official Journal in the EU Legislation, which is aimed to be aligned by the acts, entity and subject matter:<br>a) Directive of the Council (EEC) No 94/43, July 1992, "On the hygiene and putting in the market of the liquid milk, thermal treated milk and of the milk-based products.<br>b) The Commission's Decision 91/180/EC, February 1991, which formulates a few methods of analysing the quality of the unprocessed milk and the milk treated in temperature (heat-treated milk);<br>c) Decision of the Council No 92/608/EEC, November 1992, on the methods of testing and analysing the thermal treated milk, which is used for direct consume;<br>d) Regulation of the Council (EC) No 1255/1999, May 1999 and Regulation of the Council (EC) Nr 804/68, June 1968, "On the common organization of the milk market and of the milk-based products";<br>e) Regulation of the Council (EC) No 1898/87, July 1987, "On the protection of denominations that are used while trading milk products";<br>f) Regulation of the Council (EC) No 2597/97, December 1997, "On the determination of supportive norms in organising the market of milk and milk-based products, for general consume";<br>g) Regulation of the Council (EC) No 213/2001, January 2001, "On the application of the Regulation of the Council (EC) No 1255/1999 'On the testing methods for determining milk quality and the quality of milk-based products"; |
| Level of Approximation: Partial |

Other legal and subordinate legal acts in the field of agro-processing are:

- Law no. 7941, dated 31.05.1995 "On food", which is applied for raw materials, food products, assisting materials and additives, and contains provisions on processing, packaging, marketing, inspection and control.

### 2.2 Existing Institutional Framework

The Agro-processing Section at the Production Policies Directorate, at the Ministry of Agriculture, Food and Consumer Protection, is responsible for the drafting and monitoring of policies in the field of processing of agricultural products.

This section, in cooperation with the Statistics Directorate at the Ministry of Agriculture, Food and Consumer Protection, carries out the evaluation of the progress of macro indicators of the section.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Viticulture and viniculture*
- *In this sector the short-term priority will be the Implementation of SAA/Interim Agreement Protocol 3, "On the wine and other alcoholic beverages";*
- *Milk and sub-products*
- *In this sector it has been foreseen the completion of the legal framework with the above draft-law, with drafting and approving the three DCMs and a regulation of the MoAFCP. The approval of these norms and requirements on milk or its sub-products will take place in the short-term, while their implementation will be gradual, by defining and placing some limits for the mid and long term (gradually in three stages). These decisions were taken based on the current situation as regards milk production and processing.*

#### 3.1.1 Short-term Legislative Initiative (2007 - 2008)

- Amending the existing law no. 8443 dated. 21.01.1999, "On viticulture, wine and other grape-deriving products", which aims at the partial approximation of Regulations 1493/99, 2676/90, 1623/2000, 1622/2000;
- Regulation "On the establishment of viticulture and wine cadastre", which will be partially approximated with Regulations 1493/99, 2392/86, 649/1987;
- Regulation "On the denomination and protection of the origin of food and agricultural products", which will be partially approximated with Regulations 2081/92 2082/92;
- Decision of the Council of Ministers, "On the technical requirements that must be fulfilled for the production of the thermally treated milk and the production of milk-based products";
- Decision of the Council of Ministers, "On the microbe requirements and norms for the consume of milk and milk-based products", which will be fully approximated with Regulation 46/92 EC, amended.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- The establishment of the working group for drafting the Decision of the Council of Ministers, "On the technical requirements for the unprocessed milk";
- The establishment of the working group with specialists of the field for drafting the Regulation "On the denomination and protection of the agricultural and food products";
- The establishment of the working group for drafting the Decision of the Council of Ministers "On the determination of microbe levels for the collection of milk for general consume and for milk that is used to produce milk-based products";
- The establishment of the working group for the drafting of the Decision of the Council of Ministers, "On the norms for collecting unprocessed milk";
- The establishment of the working group for drafting the DCM, "On the microbe requirements for the consumption milk and milk-based products".

### 3.2 Mid-term Priorities (2009 - 2010)

- *Viticulture and viniculture*

*The long-term priority in this area will be the identification of origin and the full harmonization with the community norms and standards.*

- *Milk and sub-products*

*As a mid-term priority in this area, it has been foreseen the completion of the legal framework for the entities operating in the sector, as well as the increase of requirements for qualitative indicators of milk-based products.*

- *Products' certification*

*It has been foreseen that assistance will be granted by the MAFCP, by means of respective legislation, in order to establish independent working bodies.*

### 3.2.1 Mid-term Legal Initiatives (2009 - 2010)

- Regulation "On the functioning of the Regulatory Committee of determination of the wine origin", which will be partially approximated with Regulation 2081/92 EC;
- Regulation "On the establishment and keeping of the national register of milk collectors and processors", which will be partially approximated with the amended Directive 46/92 EC;
- Regulation "On introducing and functioning of the auto-control system for milk processors";
- DCM "On the composition and qualitative indicators in the process of collecting and processing milk and milk-based products".

### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Establishing a working group for the drafting of Regulation "On the functioning of the regulatory committee for determination of wine origin", which will be partially aligned with Regulation 2081/92 EC;
- Cooperation with the Milk Experts Council "On the creation and keeping of the national register of milk collectors and processors", as well as the regulation "On introducing and functioning of the auto-control system for milk processors", which will be fully aligned with Directive 46/92 EC, amended;
- Training and different seminars on the implementation of prepared legislation on milk.

### 3.3 Long-term Priorities (2011-2012)

- *Viticulture and viniculture*
  *The long-term priority in this area will be the full harmonization with the community norms and standards.*
- *Milk and sub-products*
  *The long priority in this area will be the full completion of the legal framework on market functioning, in coherence with the common community market.*
- *Meat and its sub-products*
  *It has been foreseen to start working on drafting the legal framework, in full alignment with the community's norms in this sector.*

### 3.3.1 Long-term Legal Initiatives (2011 - 2012)

Regulation "On the organization of the meat market and its sub-products", which will be partially approximated with Regulations 1898/87, 2597/97, 1254/99 EC, partially amended.
Regulation "On the organization of the milk market and its sub-products", which will be partially approximated with Regulations 2467/98, 2759/75, 2777/75 EC, partially amended.

### 3.3.2 Long-term Implementing Activities (2011 - 2012)

- Establishing a working group for the drafting of Regulation "On the organization of the meat market and its sub-products", which will be partially approximated with Regulations 1898/87, 2597/97, 1254/99 EC, partially amended.
- Establishing a working group for the drafting of Regulation "On the organization of the milk market and its sub-products", which will be partially approximated with Regulations 2467/98, 2759/75, 2777/75 EC, partially amended.
- Training and different seminars on the implementation of prepared legislation.

**Table 1:** *Strengthening institutional capacities*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 1 | 1 | 2 | 2 | 3 |
| 2. Training (thousand ALL) | (thousand ALL) | X | | | | |

### 3.9.3 LIVESTOCK

#### 1 Political Objective

The main objective of the Livestock Production Sector, in the frame of the sector policies, is to provide a stable development in the field, the increase and meeting of the market needs for livestock products, the increase of opportunities for export and support for managing this development. This objective is thought to be addressed through the drafting of the legal framework in the sector, the approximation of the legislation with the EU one, the consolidation of the achievements and establishment of new links on the implementation of races programmes, the increase of the prepared food for the livestock and the strengthening of the control of their quality, the development of specialised farms and industrialised centres of the livestock production, and the preservation of the native genetic resources in the animal husbandry.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

- The basic law that determines the institutional structure regarding the animal farming in Albania is Law No. 9426, dated 6.10.2005, "On the Animal Husbandry/Livestock Farming", dated 06.10.2005, which adopts partially Directives 91/174/EEC, 88/661/EEC, 98/58/EC, 90/427 EEC, 94/28/EC, 77/504/EEC.
- Law No. 8702, dated 1.12.2000, "On the identification and registration of animals and animal farms", which adopts partially Directive 92/102, and Regulation 820/97 EC. It has completed the necessary normative framework, at the function of races programs and development of husbandry. For the implementation of this law, the DCM no. 143, dated 11.3.2004, "On the membership of the Ministry of Agriculture, Food and Consumer Protection in the International Commission for animal registration (ICAR)";
- Law No. 8411 dated 01.10.1998, "On the Livestock Food". This is the basic act that regulates the section of animal food in Albania, and has partially adopted Directive 91/51/EEC. The law is complete.
- Regulation No. 1, dated 10.03.2000, "On the Livestock Food". (70/524/EEC: 93/74/EEC);
- Regulation No. 12, dated 12.11.2002, "On some amendments and addenda to Regulation on Livestock food", No. 1, dated 10.03.2000".
- Regulation No. 4, dated 10.03.2000, "On the taking of a specimen regarding the official control of

livestock food "(70/373/EEC).

- Regulation No. 5, dated 10.03.2000, "On determining the allowed maximum level of damaging substances, pesticides, waste and other additional substances in the livestock food", (92/508/EEC; 91/51/EEC; 70/524/EEC; 82/471/EEC),
- Order of the Minister No. 614, dated 12.12.2002, "On the carrying out of tests for the livestock food" 82/471/EEC.
- DCM no. 219, dated 16.05.2002, "On the protection of native race of buffalos, in order to protect them from extinction";
- Order of the Minister No. 373, dated 23.08.2002, "On the prevention of the imported flour, meat, bones and blood for the livestock food".
- Regulation no. 6, dated 10.03.2000, "On trading mixed livestock food" (79/63/EEC; 91/516/EEC; 80/511/EEC; 82/475/EEC; 86/174/EEC).

a) Law no. 9426, dated 06.10.2005 "On the livestock management"

| | | | | |
|---|---|---|---|---|
| - Directive 91/174 ECC, March 25 1991 "On the zoo-technical conditions for the breeding and trade of pure-bred animals", which changes Directives 77/504/EEC and 90/425/EEC, amended.<br>- Directive 88/661/ ECC, December 19, 1988, "On the zoo-technical standards that are applicable to the breeding of pigs";<br>- Directive 90/427/ ECC: June 26, 1990 "On the zoo-technical and genealogic conditions in the international trade of horses";<br>- Directive 77/504/ ECC: July 25, 1977 "On the breeding of the pure race of bovine". | | | | |
| Law no. 9426, dated 06.10.2005 "On the livestock management" | | | | |
| In terms of content, the law refers to the above directives, (Slovenian law) and adopts them. This framework defines the institutional structure for animal management in Albania. | | | | |
| Partial Approximation | | | | |
| a | b | c | d | e |
| | | Partial | The specific conditions of our country have been taken into consideration. Work is being carried on for the amendment of this law. | |

b) Law No. 8411, dated 1.10. 1998, "On the Livestock Food"

| | | | | |
|---|---|---|---|---|
| Directive 91/51 EEC, dated December 18, 1990 "On signing an international agreement for products". | | | | |
| Law "On the Livestock Food" is the basic law that regulates the livestock food in Albania. | | | | |
| Partial Approximation | | | | |
| a | b | C | d | e |
| | | Partial | Lack of necessary infrastructure to be implemented as per EU Directive. It has been drafted, bearing in mind the conditions of our country. | |

c) Regulation no. 1, dated 10.03.2000, "On livestock food".

| | | | | |
|---|---|---|---|---|
| Directive 93/74 EEC, dated September 13, 1993. | | | | |
| Regulation "On the Livestock Food" Nr. 1, dated 10.03.2000, amended with regulation no. 12, dated 12.11.2002. | | | | |
| Partial Approximation. There is no adaptation of further amendments to these directives and to new directives. | | | | |
| a | b | C | d | e |
| | | | | |

ç) Regulation No. 4, dated 10.03.2000, "On the taking of a specimen regarding the official control of livestock food"

| |
|---|
| Directive 70/373/EEC, dated July 20 1970. |

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|---|---|---|---|---|
| Regulation No. 4, dated 10.03.2000, "On taking specimen regarding the official control of livestock food" aims at improving and strengthen the rules for taking specimens of foods that are destined for official use. | | | | |
| Partial Approximation. There is no adaptation of further amendments to these directives and to new directives. | | | | |
| a | b | C | d | e |
| | | Partial | Lack of staff, labs and necessary infrastructure. | |

| | | | | |
|---|---|---|---|---|
| Regulation No. 5, dated 10.03.2000, "On the determination of the allowed maximum level of damaging substances, pesticides, waste and other additional substances in the livestock food", establishes which are the dangerous substances in livestock food, and aims at providing the most accurate and allowed level for dangerous substances, pesticides, and other additional substances in farming. | | | | |
| Partial Approximation | | | | |
| a | b | C | d | e |
| | | Partial | Lack of staff and necessary lab infrastructure for purposes of analysis/tests assessment | |

d) Regulation no. 6, dated 10.03.2000, "On trading mixed livestock food"

| | | | | |
|---|---|---|---|---|
| 1. DIRECTIVE 79/63 EEC, 21.04.79, "On trading complex food";<br>2. DIRECTIVE 80/511 EEC, 02.05.80, "On trading complex food that are packed without stamp, amended.<br>3. DIRECTIVE 82/475 EEC, 23.06.82, which defines the categories of ingredients used to label the complex food for pets.<br>4. DIRECTIVE 86/174 EEC, 9.04.86, which regulates the way to calculate the energetic value of complex food for chicken, amended. | | | | |
| Regulation no. 6, dated 10.03.2000, "On trading mixed livestock food", aims at increasing the control level in order to meet the criteria for complex organic food and mixed food, to be distributed in the country. | | | | |
| Partial Approximation | | | | |
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary infrastructure | |

dh) Laws and other acts that do not transpose community acts:

- Law No. 8702, dated 1.12.2000, "On the identification and registration of animals and animal farms".

**2.2 Existing Institutional Framework**

The Livestock Production Sector, at the Production Policies Department in the Ministry of Agriculture, Food and Consumer Protection is the competent authority to exercise activities in the field of farming. It is responsible for the stable development of livestock production in the country, by drafting development policies and protection programs, by improving and preserving the qualities of animal genetic resources, in order to promote the increase of production, the expanding of race values, and saving the genetic variability of animals in farms.

a) Livestock Production Section, which is composed of 2 specialists (one head of sector) is responsible for:
- Drafting of programmes for the implementation of livestock development policies for the good animal farming,
- The evaluation of the genetic progress;
- The determination of races profitability;
- The determination of priorities regarding the races work strategy;
- The identification of native and cultivated genetic resources and the proposition of protective measures related to them;
- The follow-up of activities related to the Race Book and the Anagraphic Books, regarding each species, the registration of new races and the transfer of new technologies in all public and private bodies authorised by the Ministry of Agriculture, Food and Consumer Protection.

b) The Zoo-technical Legal Control Inspectorate, which is composed of:
- The Plant and Livestock Production Sectors in the Districts, whereupon 14 zoo technical inspectors exercise their activity.

This control network ensures:
- Implementation of the legislation in the field.
- Inspection as regards meeting conditions for a stable breeding of farm animals.
- Race improvement.
- The types of food for the livestock.
- Trading race materials.
- The technicians are qualified by the Zoo Technical Research Institute, alias ZRI, (public service) and the private service (its programme is approved by the Ministry of Agriculture, Food and Consumer Protection).
- The Private Zoo Technical Service, which operates in livestock farms and plants and Organisations of animal farming, includes 17 zoo technicians;

c) The Centre of Agricultural Technology Transfer (CATT) in Fushe-Kruje and Korçe are structures serving for the transfer of technologies in the field of agriculture. The CATT in Fushe-Kruja is the National Reference Centre (NRC) for:

- Control of food that is used in farming.
- Control of race materials (semen, ovum, embryos).

The CATTs carry out their activity, aiming at the implementation of the development policies.

ç) The Counselling Service includes around 30 zoo technicians, who operate in the Local Authorities, through counselling;

d) The Livestock Council (LC), which is a body that is approved by the Minister for a 4-year period with the right of

being re-elected, pursuant to Article 73 of Law No. 9426, dated 6.10.2005, "On the Animal Farming". The duties and the functioning of the Livestock Council are set out in Article 74 of this Law.

**Cooperation**
The Livestock Production Sector in the Production Policies Directorate at the Ministry of Agriculture, Food and Consumer Protection, cooperates with the representatives of the analogue structures in the member states, such as France, Italy, The Netherlands, the U.K., Denmark, which focus in the exchange of information and experience. In the framework of the regional cooperation, this sector cooperates with the neighbouring countries, like Macedonia, Slovenia, Bulgaria and Croatia. The cooperation with them is mainly focused in the exchange of information, technology and experience.
This sector also cooperates with the World Food Organisation (FAO), regarding the exchange of information, where it is worth mentioning the drafting of the status-report on the animal genetic resources in Albania (the identification of endangering or extinction-risk animal population), with the International Association of Animal Production (IAAP), with the International Association of Animal Production Control (ICAR), and other organisations, amongst them the INRA in France, the ANAF in Italy, etc, regarding the import of race materials (pedigrees and biological material), the technical assistance and the training of specialists and farmers.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Referring to Articles 76 and 95 of the SAA and to the commitments deriving from these laws, the Livestock Production Sector aims at implementing a series of policies that have to do with a number of legal initiatives in the area of aligning the domestic legislation with the EU one, by adopting a series of regulations in the field of farming production, as per the following priorities:

- *Determining the basic orientations in following the criteria of reproduction, production of race materials, which aims at the management and monitoring of the race materials, at the protection of the cultivated races and of the pedigrees;*
- *Increasing meat products and increasing its quality;*
- *Promoting and encouraging the production and the certification of animals that have race values for the market.*

The drafting of legislation for year 2007, which foresees the principles for a stable development of livestock farming, aims at:

- *Protection, improvement and preservation of the qualities of the genetic resources in farms.*
- *Allowed standards related to methods, spaces, hygiene, environment and feeding.*
- *Race programs in national level, methods, organization of livestock graziers and the farm management.*
- *Structures that manage these functions and the state responsible authority for their implementation.*

**3.1.1 Short-term Legal Initiatives (2007 - 2008)**

- Amending the law no. 9426 dated. 06.10.2005, "On the Animal Husbandry/Livestock Farming", aiming at the improvement of the legal framework in the sector;
- The minimal standards of house farming animals (The minimal standards of CATTLE farming) - the technical-technological conditions for their sheds and the equipment, as well as the equipment used and the excretion managing, the ecological and ethological standards, the planning of the area required;
- Adapting the minimal standards for house farming animals aims at the increase of security of their products, and at meeting the market requirements for qualitative and safe products;
- DCM "On the implementation of the program of autochthon races", which aims at the preservation of races in extinction or endangered to be extinct, as well as at the preservation of genetic reserves;
- Regulation "On the animal farming organisations", which aims at the legal treatment of the activity of the livestock farming organisations, based upon the Law "On the Livestock Farming" and Law No. 8788, dated 7.05.2001 "On the NGO-s";
- Regulation "On the reproduction of farm animals, production and marketing of race materials", which aims at the managing and monitoring of produced races materials, protection of cultivated and native races";
- Regulation "The certifying of animals with racial values for the market", which aims at the stimulation and encouragement of production and certification of animals with racial values, in order to fulfil the market's requirements;

- Regulation "On the minimal standards of house farming animals) - (The minimal standards of CATTLE farming) - the technical-technological conditions for their sheds and the equipment, as well as the equipment used and the excretion managing, the ecological and ethological standards, the planning of the area required;
- Regulation "On the requirements to be registered and to keep the Genealogical book for the pure races and the zoo-technical documentation", is the basic information related to livestock that meet the requirements of race programs for the protection of genetic resources, ensuring the diversity and the genetic improvement, the preservation of required number of animals, as well as of other race materials, the increase of productivity levels;
- Regulation "On the inspection of animal feeding", which aims at establishing the principles orienting the organization of the official inspection in the feeding area, as well as establishing the minimal requirements for the inspection of agricultural economies, that raise animals for agricultural purposes";
- Regulation "On trading simple food", aiming at the adoption of the EU directives.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken in order to comply with the short-term legislative obligations and priorities:

- Establishing working groups, in relation to amending the law no. 9426, dated 06.10.2005, "On animal farming", as well as for the drafting of regulations;
- Organizing round tables in order to confront ideas and opinions for the drafting and implementation of regulations;
- Organizing seminars with experts of the field, business community and farmers organizations'
- Raising awareness of farmers dealing with the meat production for the market;
- Studying the feasibility "On the drafting of the programme of small stock animal farming";
- Training the sector staff and districts' inspectors;
- Strengthening the monitoring and measures' implementing system in relation to the control problems in trading race materials;
- Developig laboratory capacities for the control of race materials;
- Accreditation of the control laboratory of race materials;
- Accreditation of the control laboratory of livestock food;
- Promoting and supporting the strengthening of the race associations in the farming sector;
- Strengthening the system of basic information on farm animals that meet the requirements to be registered and to keep the genealogical book;

## 3.2 Medium-term Priorities (2009 - 2010)

### 3.2.1 Mid-term Legislative Initiatives (2009 - 2010)

- Amendments to Regulation No. 1, dated 10.03.2000, amended, "On the animal food", aiming at the adaptation of some additional requirements deriving from *Acquis* in this field;
- Amendments to Regulation No. 4, dated 10.03.2000, "On the taking and preservation of a specimen regarding the official control of livestock food", aiming at the partial approximation of the requirements deriving from the EU;
- Amendments to Regulation No. 5, dated 10.03.2000, "On the determination of the allowed maximum level of damaging substances, pesticides waste and other additional substances in the livestock food", aiming at the harmonization with *Acquis* in this field;
- Amendments to Regulation No. 6, dated 10.03.2000, "On the marketing of the mixed livestock food", aiming at the adoption of requirements deriving from *Acquis* as regards this field;
- Decision of the Council of Ministers "On the program of small stock farming", which aims at the farming of clean races of the small stocks and the ensuring of the genetic diversity, the cultivation of native races, the meat and milk of which is used in the production of typical Albanian products.

### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Developing the laboratory capacities for the control of race materials;
- Accreditation of the control laboratory of race materials;
- Accreditation of the control laboratory of livestock food;

- Strengthening the system of basic information on farm animals that meet the requirements to be registered and to keep the genealogical book;
- Training the sector staff and districts' inspectors;
- Strengthening the monitoring and measures' implementing system in relation to the control of quality in feeding animals;
- The study of the feasibility as regards the drafting of the DCM "On the programme of small stock animal farming";
- The Livestock Production Sector will mainly fid support on the state budget, in order to realize and implement the initiatives and activities in the field;

**Table 1:** *Strengthening institutional capacities in the sector*

| INVESTMENT | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 2 | 2 | 2 | 2 | 2 |
| 2. Training (thousand ALL) | (thousand ALL) | X | 7820 | 17760 | 17640 | 16650 |

**Table 2:** *Foreign assistance in support for livestock farming*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2006 | Improving achievements in the agriculture sector | 1 mln € | 2007 | 2009 |

### 3.9.4 VETERINARY SERVICES

### 1 Political Objective

The obligations in the field of veterinary health are specified in Articles 70 and 76 of the Stabilization Association Agreement, as well as in the mid-term priorities in the Interim Agreement. These articles foresee the approximation of the domestic legislation with the EU one, in the field of consumer protection, so that a normal functioning of the market is ensured.
Aiming at accomplishing the priorities and obligations deriving from the SAA, the strategic objectives aim to create a system, which would be completely functional for the food safety and consumer protection, by bearing in mind the 'from the farm to your table' approach that implies a control of the entire food chain, drafting of programs of veterinary inspections in order to prevent endemic diseases, increase of the professional qualification of the veterinary staff by strengthening the laboratory network, as well as the inspection border check points.

### 2 Current Situation

### 2.1 Existing Legal Framework

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| DIRECTIVE NO. 77/391/EEC, DATED MAY 17, 1977; 78/52/EEC, DATED DECEMBER 13, 1977; 82/400/EEC, DATED JUNE 14, 1982. |
| Regulation No. 2759/1, dated 12.8.1999, "On the control of TB in livestock"; |
| Level of approximation: Partial. |
| Directives no. 77/391/EEC, dated May 17, 1977; 78/52/EEC, dated December 13, 1977;82/400/EEC, dated June 14, 1982. |
| Regulation "On the control of TB in livestock". This regulation aims at the protection of livestock health from Brucellosis, as well at taking permanent measures for the control of this infection in animals. |
| Level of approximation: Partial. |
| Directives no. 77/391/EEC, dated May 17, 1977; 78/52/EEC, dated December 13, 1977; 82/400/EEC, dated June 14, 1982, 91/68/EEC, dated January 28, 1991. |
| Regulation "On the control Brucellosis in small livestock". This regulation aims at the protection of livestock health from Brucellosis, as well at taking permanent measures for the control of this infection in animals. |
| Level of approximation: Partial. |
| Directive no. 2000/75/EEC, dated November 20, 2000. |
| Regulation "On the specific measures of controlling the blue tongue disease". This regulation aims at the protection of livestock health from the blue tongue disease, as well at taking permanent measures for the control of this infection in animals. |
| Level of approximation: Partial. |
| Directive no. 91/412/ EEC, dated July 23, 1991. |

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| Regulation “On the setting-up and functioning of veterinary pharmacies”.<br>Regulation “On the production of veterinary medicine”. These regulations aims at setting rules for the control of production, import and placing into the market the medicines and veterinary bio-products. |
| Level of approximation: Partial. |
| Directive no. 93/119/EEC, dated December 22, 1993. |
| Regulation “On the protection of animals while slaughtered, as well as the applied requirements for butchery shops”. This regulation aims at the implementation of the veterinary and sanitary measures in the process of animal slaughtering. |
| Level of approximation: Partial. |
| Regulation no. 466/2001/EEC, dated March 8, 2001. |
| Regulation “On the establishment of maximal levels of pollution food substances”. This regulation aims at taking measures in order to increase the level of food safety for the animal originating products. |
| Level of approximation: Partial. |
| Regulation no. 852/2004/EEC, dated April 29, 2004. |
| Regulation “On the hygiene of food products”. |
| Level of approximation: Partial. |
| Regulation no. 453/2004/EEC, April 29, 2004. |
| Regulation “On some measures to implement Regulation no. 3, dated 26.07.1999, “On the conditions of trading aqua-culture products”. This regulation aims at setting measures for the control of some aquaculture diseases, in order to meet the requirements for export in EU countries. |
| Level of approximation: Partial. |
| Decision of the Commission, based on regulation 308/2002/EEC, April 22, 2002. |
| Instruction “On establishing a list of areas and farms approved as free from diseases of viral hemorrhagic septicaemias and infective haematopoietic necrosis in fish, which allow the import.<br>This instruction aims at the establishment of sanitary and veterinary measures, in order to meet the requirements for export to the EU countries. |
| Level of approximation: Partial. |
| Directive n0. 91/67/EEC, dated January 28, 1991. |
| Regulation “On the marketing and marketing conditions for animals and aqua-culture products”. This regulation aims at taking sanitary and veterinary measures for the marketing of aquaculture products as well as their export to the EU countries. |
| Level of approximation: Partial. |
| Directive no. 91/492/EEC, dated July 15, 1991. |
| Regulation “On the sanitary-veterinary rules that administer the production and marketing of live bivalve molluscs”. This regulation aims at taking sanitary and veterinary measures in order to meet the marketing conditions of aquaculture products, as well as their export to the EU countries. |
| Level of approximation: Partial. |
| Directive no. 93/53/ec, dated June 24, 1993. |
| Regulation “On keeping a register of aqua-culture farms, as regards the movements, the quarantine, the mortality level, and the mandatory announced diseases in fish and molluscs. This regulation aims at taking proper sanitary and veterinary measures in order to comply with the requirements for their export to the EU countries. |
| Level of approximation: Partial. |
| Regulation no. 854/2004/EC, dated April 29, 2004. |
| Instruction “On the organization of official inspections to alive bivalve molluscs and fishing products”.<br>This regulation aims at taking proper sanitary and veterinary measures in order to comply with the requirements for their export to the EU countries. |
| Level of approximation: Partial. |
| Regulation no. 863/2004/EC, dated April 29, 2004. |
| Regulation “On the specific rules of hygiene for the alive bivalve molluscs”.<br>This regulation aims at the increase of food safety level and at taking proper sanitary and veterinary measures in order to comply with the requirements for their export to the EU countries. |
| Level of approximation: Partial. |
| Regulation no. 2003/804/EC, dated November 14, 2003, Regulation no. 853/2004 EC. |
| Regulation “On the sanitary-veterinary conditions of the export of chickens and eggs for incubation, or human consume”.<br>This regulation aims at taking proper sanitary and veterinary measures in order to comply with the requirements for their export to the EU countries. |
| Level of approximation: Partial. |
| Directive no. 96/23/EEC, dated April 29, 1996. |
| Regulation “On the measures regarding the monitoring of a few substances and waste in livestock and animal products”.<br>This regulation aims at taking proper sanitary and veterinary measures, in order to comply with the requirements for their export to the EU countries. |
| Level of approximation: Partial. |
| Directive no. 92/66/EEC, July 14, 1992. |
| Regulation “On the control of pseudo pest disease”;<br>This regulation aims at protecting the poultry health from the disease of pseudo pest and at taking proper permanent measures in order to control this infection in chicken. |
| Level of approximation: Partial. |
| Regulation no. 999/2001/EC, dated May 22, 2001. |

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| Regulation "On the control of the Crazy Cow disease";<br>This regulation aims at protecting animals' health from diseases that are caused by pryon (un normal protein) and at taking proper permanent measures in order to control this disease in animals. |
| Level of approximation: Partial. |
| Directive Nr. 80/217/EEC January 22, 1980. |
| Regulation "On the control of classic plague in pigs";<br>This regulation aims at protecting pigs' health from the disease of pseudo pest and at taking proper permanent measures in order to control this infection in pigs. |
| Level of approximation: Partial. |

Laws and other acts that do not transpose community acts:

- Law no. 7941, dated 31.05.1995 "On food";
- Law no. 9308, dated 4.11.2004, "On the veterinary service and inspectorate";
- Law no. 8702, 01.12.2000 "On the system of animals' identification and registration".

### 2.2 Existing Institutional Framework

Directorate on the Animal Health and Plant Protection (DAHPP), in the Ministry of Agriculture, Food and Consumer Protection, is responsible for the general regulation of the veterinary issues related to animal health. The Veterinary Inspectorate is a control network, which is composed of 243 Veterinary Inspectors in the Agriculture and Food Directorates in the Districts, Counties and Municipalities and 500 Veterinary Inspectors in the private veterinary network service, who do not have certification rights.

This control network is responsible for the protection of the animal health and the control of animal originated food. It carries out the control in districts, municipalities and communes.

The Institute of Food and Veterinary Safety (IFVS), depends from the Veterinary Services Directorate and Plant Protection, and is responsible for drafting strategies regarding the tracing and fighting of infectious and parasitic diseases in the land and water animals, as well as birds.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *The approximation of the national legislation on the veterinary with that of the acquis communautaire;*
- *The strengthening of food safety and control systems that are related to it;*
- *Clarification of the competencies and strengthening of the personnel capacities in the veterinary services.*

#### 3.1.1 Short-term Legal Initiatives (2007 - 2008)

- Regulation, which sets out the measures to be taken for the control of the Classis Plague in pigs (approximation of Directive 01/0089).
- Decision on the approval of the Manual of Diagnose Procedures, Methods of Sampling and Criteria of Evaluation of Lab Tests for confirmation by the MKD (approximation with Directive 02/0106).
- Decision of the Commission on the implementation of Directive 96/23 (approximation with Directive 02/0657).
- Decision for temporary stopping harmonization with Dir. 82/894 CE, as regards the frequency of notifying the initial focus of the BSE (approximation with Directive. 03/0724).
- Decision that sets out the animals' health conditions and the requirements of certification for fish import, their eggs and gametes for farming, as well as of alive fish with aquaculture origin, and their products, destined for human consume (approximation with Directive 03/0858 EC).
- Amending Directive 82/894 EC on the notification of the animal diseases, and on the inclusion of some horse diseases and bee diseases in the list of diseases (approximation with Directive 04/0216).
- Decision on the establishment of specific official rules in the official inspections for animal originated products, meant for human consume (Regulation 04/0854).
- Decision (06/10/2005) related to some protective measures against the aviary flue disease in some third world countries (approximation with Directive 05/0692).
- Decision (19/10/2005) related to some protective measures, as regards the suspect of HPAI in Turkey and the abrogation of decision 705/2005 CE (approximation with Directive 05/0733)
- Amending Decision 2003/858/EC, related to the list of territories from which is allowed the import of some alive fish, eggs and gametes, to the EC, Dir. 05/0742.

- On some transitory rules for the implementation of Regulation 853/854.
- Decision of the Commission, dated March 31, 2001, as regards some protective measures related to the suspect of HPAI in Switzerland, amended with 2006/405/EG, 2006/EC (approximation with Regulation 05/2076, Directive 06/0265).
- Decision of the Commission, dated July 28, 2006, as regards some temporary measures related to the HPAI in Croatia, amended with 2006/892/CE (approximation with Directive 06/0533).
- Regulation on the problems of animals' health, that affect the internal trade in the community of bovine and pig (approximation with Directive 64/0432).
- Regulation that sets out the measures for the extermination of brucellosis, TB and bovine leucosis (only leucosis), (approximation with Directive 77/0391).
- Regulation on the criteria from the national plan on the acceleration of exterminating the disease of brucellosis in bovine (approximation with Directive 78/0052).
- Regulation on notifying the animal diseases.
- Regulation setting the criteria of extermination and monitoring of some diseases in animals (approximation with Directive 82/0894) Dec. 90/0638.
- Requirements for animal health to be applied in the internal trade, for the import of bovine semen (approximation with Directive 88/407).

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Translation of the respective EU directives;
- Reduction of the animal diseases at levels, TB 0,05%, brucellosis in small animals, achieving a 50 % of the immune flock, classic plague in pigs at 100% of the immune flock;
- Vaccination of 774.000 heads of the remount against/brucellosis (100% of the remount).
- Tracing a/brucellosis, cattle 400000, bovine 3000.
- Tracing TB 100.000 bovine.
- Vaccination of a/ brucellosis 1.000.000 of different animals (cattle, bovine, pigs, perissodactyl)
- Vaccination a/plague in pigs, 50000 heads (50% of the need to fully control this disease)
- Elimination of infected animals (100 heads with brucellosis, 200 bovine with TB, 3000 cattle with brucellosis, 100 bovine with brucellosis, foreseen in basis of the infection percentage in the country.
- Drafting and implementation at 100% of national programs for the monitoring of residues in living animals and in internal waters.
- Taking samples and making tests to animals and animal products.
- Taking samples and making tests to the internal waters and bivalve molluscs.
- Establishing an identification livestock system (bovine) in the 7 pilot districts, where the process in question is ongoing.
- Matriculation of the bovine and recording to the information system of identified bovine (100.000 heads).
- Trained staff in the field of disease control, animals identification and any veterinary activity, as well as organization of seminars and workshops.
- Veterinary service, available for emergency cases for the eradication of damaging and infective diseases.

### 3.2 Mid-term Priorities (2009 - 2010)

- *Identification of animals and registration of livestock farms;*
- *Strengthening of the Border Check-points Veterinary Inspection.*

### 3.2.1 Mid-term Legal Initiatives (2009 - 2010)

- Decision on the plans for taking samples and diagnosing methods to trace and confirm some diseases in fish, which abrogates decision no. 92/532/BE, Dir. 2001/0183 EC)
- Directive on special provisions for the control and eradication of the 'blue tongue' disease (Directive 2000/0075 EC)
- Decision on the implementation of the monitoring programs of the Aviary flue in chicken and wild birds, to be implemented in the member countries (Directive 2005/0464 EC)
- Decision on the implementation of the Directive of the Council No. 96/23/EC on the performance of analytical methods and interpretation of results. Directive 2002/0657/EC.
- Decision of the Commission, dated April 5, 2006, to improve Decision no. 2005/393/EC, as regards the restricted areas of blue tongue in Italy, Directive 2006/0268 EC.
- Decision of the Commission, dated October 17, 2005, in order to improve Decision No. 2005/464/EC "On the

implementation of programs for the aviary flue in chicken and wild birds", to be implemented by the member countries. Directive Nr. 2005/0726 EC.

- Regulation on the rules for animals' health in the trade of small animals. Directive 91/68 EC.
- Decision on the implementation of programs of the Aviary flue in chicken and wild birds, to be implemented in the member countries. Directive Nr. 05/0464 EC.
- Decision of the Commission, dated October 17, 2005 on the establishment of requirements for the monitoring of aviary flue in wild birds. Directive Nr. 2005/0731 EC.
- Decision of the Commission, dated October 21, 2005, defining the bio-safety measures for the reduction of danger to transmit the aviary flue of a high level of frequency. Directive 2005/0745 EC.
- Decision "On the protected and monitored areas for the blue tongue disease, as well as the conditions to be met during entrance-exits from these areas", (Dec 2005/0393 CE, Dec 2005/0434 CE)
- Decision of the Commission, dated October 19, 2005, which defines the measures of bio-safety, in order to reduce the danger to transmit the aviary flue. (Dec. 2005/0734 CE)
- Enhancing the Decision 2005/734/BE on the measures of bio-safety for the reduction of transmitting the Aviary Flue with high incidence. (Dec. 2005/0855 CE)
- Enhancing Decision 2005/731/BE on the additional requirements for the monitoring of Aviary Flue in wild birds. (Dec. 2006/0052).
- Enhancing Decisions 2005/710/BE, 2005/734/BE, 2005/758/BE, 2005/759/BE, 2005/760/BE, 2006/247/BE and 2006/265/BE, as regards some protective measures against the Aviary Flue. (Dec. 2006/0404 CE).
- Directive on the Community measures for the control of Epizootic Aphthae, which abrogates Directive 85/511/BE and Decision 89/531/CE and 91/665/CE for the improvement of Directive 92/46 (Dir. 03/0085 CE).
- Enhancing Decision no. 2005/734/BE, as regards some measures, in order to prevent the spread of the aviary flue; Decision 2006/0574).
- Decision of the Commission, dated July 6, 2006, on some measures to prevent the spread of the aviary flue with high incidence, caused by virus A, sub-type H5N1 in zoos' birds.
- Regulation on the requirements for bivalve molluscs' water, (Dir. 2006/0113)
- Enhancing the Annex E of Directive of the Council 91/68/BE, as regards the renovation of the health certificate model for sheep/goats. (Dec. 2005/0932 CE)
- Enhancing Decision 2005/393/BE, as regards some restricted areas of the blue tongue disease. (Dir. 2006/059 1,0633,0650,0893,0761,0858 EC).
- Directive related to the control of internal trade, aiming at completing the domestic market. (Dir. 89/0662 EC).
- Drafting the list of third world countries or parts of these, definition of conditions for the issuance of animals' health certificates, and the public certificate for the import to the Community of some living animals and their fresh meat. (Dec. 79/0542).
- Decision on the criteria to be applied to the drafting of contingency plans for the control of Epizootic Aphthae. (Dec. 91/0042 CE).
- Decision defining the detailed rules on the official sampling and the monitoring of some substances and residues in living animals and in their products. (Dec. 98/0179 CE).
- Directive on the certification of animals and their products. (Dir. 96/0093 CE).
- Regulation on the community code, as regards the medicinal veterinary products. (Dir. 01/0082 CE)
- Regulation on the undesired substances in animal food. (Dir. 2002/0032 CE).
- Decision specifying the period after which the vaccination anti-lyssa, is considered as valid. (Dec. 2005/0091 CE).
- Decision specifying the criteria on the areas and official monitoring of the presence of infective anaemia of salmonella (ISA), (Dec. 2003/0466 CE).
- Regulation on the procedures for authorizing and monitoring the medicinal products for veterinary use. (Reg. 93/2309 CE reg. 95/540 CE).
- Regulation for the control of salmonella and the other animal agents in food (Reg. 2003/0160 CE)
- Decision adopting a list of materials, which circulation or use in order to feed animals, is forbidden. (Dec. 2004/0217 EC)
- Decision amending Annex 1 of the Directive 2002/32/EC on the undesired substances in the animal food, as regards chlorine, fluorine and cadmium. (Dir. 2005/0086 CE dir. 2005/0087 EC)
- Regulation implementing Reg. 2160/2003, as regards the community objectives for the reduction of prevalence of stereotypes in Gallus race flocks, which amends Reg. 2160/2003 Reg. 05/1003 CE.
- Regulation implementing Reg. 2160/2003, as regards the requirements for the use of specific methods of control, in the frame of national programs for the control of salmonella, (Reg. 2005/1091 CE)
- Directive for the implementation of Dir. 2001/82/EC related to the criteria of using some medicinal products for the production of animal food, based on the veterinary requirements described in Directive 2001/82 CE. (Dir. 2006/0130)

- Regulation for the implementation of Regulation 2160/2003 CE, as regards the objectives of the EC for the reduction of prevalence in some salmonella stereotypes in eggs (Gallus gallus) and amending Reg. 1003/2005 CE. (Reg. 2006/1168 CE)
- Directive amending Annex I of Dir. 2002/32/EC, as regards the maximal levels for the ingredients of organic chlorines in animal food. (Dir. 06/0077 EC).
- Regulation implementing Reg. 2003/160 EC, as regards the requirements for specific methods of control, used in the national control programs for salmonella in chicken. (Reg. 2006/0177 EC).
- Regulation defining the principles and indicators for the practice of processing medicinal veterinary products. (Dir 91/0412 CE).
- Regulation on the general veterinary measures for the control of some diseases in animals and specific measures related to the vesicular disease in pigs. (Reg. 92/0119 CE).
- Regulation on putting into the market the biocide products (Dir. 98/0008 CE).
- Directive amending Annexes I and II of Directive 2002/32/EC on the undesired substances in animal food, as regards the dioxins and similar substances PCB, (Dir. 06/0013 CE).
- Directive on the animals' health requirements, for aquaculture animals and their products, and the prevention and control of some aqua animals. (Dir. 2006/0088)

### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Translation of the respective EU Directives;
- Reduction of the animal diseases at levels, TB 0,05%, brucellosis in small animals, achieving a 50 % of the immune flock, classic plague in pigs at 100% of the immune flock;
- Vaccination of 774.000 heads of the remount against/brucellosis (100% of the remount).
- Tracing a/brucellosis, cattle 400000, bovine 3000.
- Tracing TB 100.000 bovine.
- Vaccination of a/ brucellosis 1.000.000 of different animals (cattle, bovine, pigs, perissodactyl)
- Vaccination a/plague in pigs, 50000 heads (50% of the need to fully control this disease)
- Elimination of infected animals (100 heads with brucellosis, 200 bovine with TB, 3000 cattle with brucellosis, 100 bovine with brucellosis, foreseen in basis of the infection percentage in the country.
- Drafting and implementation at 100% of national programs for the monitoring of residues in living animals and in internal waters.
- Taking samples and making tests to animals and animal products.
- Taking samples and making tests to the internal waters and bivalve molluscs.
- Establishing an identification livestock system (bovine) in the 7 pilot districts, where the process in question is ongoing.
- Matriculation of the bovine and recording to the information system of identified bovine (100.000 heads).
- Trained staff in the field of disease control, animals identification and any veterinary activity, as well as organization of seminars and workshops.
- Veterinary service, available for emergency cases for the eradication of damaging and infective diseases.

**Table 1:** *Strengthening institutional capacities in the Directorate of Veterinary Service*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | Persons | 6 | 8 | 12 | 17 | 23 |
| 2. Training (thousand ALL) | Thousand ALL | - | 3.000 | 3.000 | 3.000 | 3.000 |

**Table 2:** *Foreign assistance in support to veterinary services*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCE-MENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2003 | Strengthening the Veterinary and Phyto-sanitary Inspection in Borders | 0.5 mln € | 2005 | 2007 |
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2003 | Monitoring health in cattle | 2.2 mln € | 2005 | 2007 |
| Ministry of Agriculture, Food and Consumer Protection | Health World Organization | | Monitoring program for infective diseases | 0.5 mln € | 2005 | 2007 |

### 3.9.5 PLANT PRODUCTION

#### 1 Political objective

Based on articles 71, 76 and 95 of the SAA in the field of plant production, the main objective remains the gradual approximation of the Albanian Legislation with the Community one, as well as the drafting of strategies for the use of land, for the land market, rural development and diversification of farming environments, as well as the increase of competition in agriculture.
The main objective in the field of Plant Production is orienting and ensuring a sustainable development of the agricultural plants, aiming at the optimal production increase, in order to better fulfil the country's needs, to minimize import and to increase the possibilities for their export, as well as the managing of this development.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

| |
|---|
| 1.1. Law no. 7929, dated 11.5.1995, "On the protection of fruit trees",<br>1.2. The EU legislation: does not transpose community acts.<br>1.3. Level of Approximation: Inapplicable |
| 2.1. Law No. 8443, dated 21.1.1999 and Regulation "On the Viticulture, wine and other grape-derived products".<br>2.2. EU legislation:<br>- Reg. no. 1493/99 , dated 17.5.1999, "On the organization of the wine common market";<br>- Reg. 2392/86, dated 24.7.1986 "On the creation of vineyards register";<br>- Reg. 649 /87, dated 3.3.1987 deciding detailed rules for the creation of the vineyard register;<br>- Reg. 2676 / 90, dated 17.9.1990 defining the methods for wine analysis. (192 pages),<br>- Reg. 1622 / 2000, dated 24.7.2000 defining the rules for the implementation of Regulation 1493/99 (44 pages);<br>- Reg. 1623 / 2000, dated 25.7.2000 defining detailed rules for the implementation of Regulation 1493/99. (55 pages).<br>2.3. Level of Approximation: Partial |
| 3.1. Law no. 8732, dated 24.1.2001 "On the plant sowing material".<br>3.2. EU legislation:<br>- Directive no. 66/401, dated 14.6.1966 "On the marketing of plant seeds for forage" (11 pages);<br>- Directive no. 66/402, dated 14.6.1966, "On the marketing of cereal seeds"; (11 pages)<br>- Directive no. 68/193 , dated 9.4.1968 "On the marketing of material for vegetative reproduction of grape vine", (9 pages);<br>- Directive no. 92/33, dated 28.4.1992 "On the marketing of material for reproduction of fruit trees, other than seeds", (9 pages);<br>- Directive no. 92/34, dated 28.4.1992 "On the marketing of material for the reproduction of fruit plants and fruit plants, destined for production of fruits, (9 pages);<br>- Directive no. 93/48, dated 23.6.1993, determines the list of indicators and conditions of the reproduction material for the fruit plants destined for production of fruits, in compliance with Directive 92/34,<br>- Directive no. 93/61, dated 2.7.1993, determines the list of indicators and conditions of the reproduction material, other than seed, in compliance with directive 92/33 (10 pages).<br>- Directive no. 93/62, dated 5.7.1993, determines the implementation measures for the supervision and monitoring of suppliers and enterprises, in compliance with directive 92/33/EEC, (2 pages).<br>- Directive no. 93/64, dated 5.7.1993, determines the implementation measures for the supervision and monitoring of suppliers and enterprises, in compliance with directive 92/34/EEC, (2 pages).<br>- Directive no. 93/79 dated 21.9.1993 presents additional implementing provisions for the list of reproduction material of fruit trees and fruit plants, in compliance with directive 92/34 /EEC, (7 pages);<br>- Directive no. 1999/ 105, dated 22.12.1999 "On the marketing of reproductive material of forests" (24 pages);<br>3.3. Level of Approximation: Partial. |
| 4.1. Law No. 8700, dated 23.11.2000, "On the membership of the national testing seeds and seedlings laboratory in the International Seeds Testing Association (ISTA)". |
| 5.1. Law No. 8880, dated 15. 4. 2002, "On the rights of plants selectors ".<br>5.2. EU legislation:<br>- Regulation no. 2100 / 94, dated 27.7.1994, "On the protection of plant varieties in the EC (30 pages).<br>5.3. Level of Approximation: Partial. |
| 6.1. Law no. 9119, dated 26.2.2004, "On the production, processing, certification and marketing of BIO products".<br>6.2. EU legislation:<br>- Reg. no. 2092 / 91 EEC, dated 24.6.1991, "On the organic production of agricultural products and referrant indicators for food that has been prepared with these products (15 pages);<br>- Reg. no. 94 / 92, dated 14.1.1992 which sets the rules for the implementation and regulation of imports from third world countries, as provided in Reg. 2092 / 91 (2 pages);<br>- Reg. no. 207 / 93, dated 29.1.1993, which determines the content of Annex VI of Reg. 2092/91 and defines detailed rules for the implementation, as foreseen in article 5 therein. (6 pages);<br>- Reg. no. 529 / 95, dated 9.3.1995, which postpones the time limit for application of imports of organic products from third world countries, as per article 11, point 1 of Reg. no. 2092/91 (2 pages);<br>- Reg. no. 1788/ 2001, dated 7.9.2001, which determines detailed rules for the implementation of conditions, as regards the inspections of third countries imports, as per article 11, of Reg. no. 2092/91 (12 pages),<br>6.3. Level of Approximation: Full. |

7.1. Law No. 9395, dated 12.5.2005, "On the adhering of the Republic of Albania in the International Convention 'On the protection of new plant varieties ".
7.2. EU legislation:
- Regulation no. 2100 / 94, dated 27.7.1994, "On the protection of plants variety in the EU).
7.3. Level of Approximation: Partial

**2.2 Existing legal framework**

a) Production Policies Directorate with the Plant Production Sector at the Ministry of Agriculture, Food and Consumer Protection is the responsible structure for the plant production development, with the following composition:

The Plan Production Sector, which is actually composed of 3 specialists:
-head of sector and vegetable, potatoes, beans specialist;
-specialist for BIO products, plants protection, etc, and
-specialist for fruit plants and trees.

b) Seeds and Seedlings State Entity was established through the Decision of the Council of Ministers No. 447, dated 03.09.1993, and is composed of:

ç) The Central Laboratory of Seeds Testing, which checks and certifies the qualitative indicators of the imported sowing material, as well as that produced in Albania, aiming at allowing it to be marketed. The Central Laboratory of the Sowing Testing is in the process of following the ISTA accreditation procedures;

d) Varieties Testing Sector, which tests all the sowing materials that are requested to be marketed in Albania in the agro-climatic conditions, as per the OECD schemes and standards;

e) Seeds and Seedlings State Control Inspectorate, which checks the production, standardising and marketing procedures for seeds and seedlings, in order to guarantee the farmers on the plant sowing material.

Based on law no. 9395, dated 12.5.2005, the Republic of Albania adheres to the International Convention of UPOV.

**3 Addressing Priorities**

**3.1 Short-term Legal Initiatives (2007 - 2008)**

- Instruction "On the organisation and maintenance of the Viticulture and Wine Cadastre";
- Regulation "On the criteria and the detailed rules for the establishment of Viticulture and Wine Register", to be approved with DCM;
- Law "On the plant sowing material";
- DCM "On the marketing of grain seeds and fodder plants";
- DCM "On the marketing of reproductive materials of fruit trees";
- DCM "On the reproductive material of vegetables, other than seeds";
- Instruction "On the rules of control for the reproductive material for vegetables, other than seeds and for the reproductive material of fruit trees";
- Instruction "On the completion of the list of reproductive material varieties for fruit trees";
- DCM "On the structure, functioning, admission criteria, assessment of necessary documentation, and tasks of the domestic certifying bodies as regards the BIO products";
- Enhancing law no. 8880, dated 15.4.2002, "On the rights of plant selectors" and the subordinate acts deriving from this law.

**3.1.1 Implementing Activities (2007 - 2008)**

- Continuing the Study for the regions and the potential micro-regions of Viticulture and Wine development.
- Project for the establishment of a Pilot Regional Office that will keep the Viticulture and Wine Cadastre.
- Establishment and functioning of the working group regarding the drafting of the Regulation on the Viticulture and Wine Register.
- Establishment and functioning of the working group for the drafting of the entire legal package related to the plant sowing material.
- Establishment and functioning of offices for keeping the Viticulture and Wine Cadastre.
- Establishment and functioning of the working group regarding the preparation of the draft of the whole legal package on the sowing plant material.
- Functioning of the offices for keeping the Viticulture and Wine Cadastre.
- Establishment and functioning of the inspection and certification body of seeds;
- Establishment and functioning of the inspection and certification body of sowing material for fruit trees;

- Establishment and functioning of the working group for the drafting of DCM "On the structure, functioning, admission criteria, documentation evaluation and tasks of the domestic certifying body for BIO products";
- Establishment and functioning of the working group for the draft-law related to the enhancement of law no. 8880, dated 15.04.2002, "On the rights of plant selectors";

### 3.1.2 Mid-term Legal Initiatives (2009 - 2010)

For the mid-term 2009-2010, it has been foreseen to achieve a full approximation of the law and subordinate legal acts for Viticulture and Wine:

- Law on Viticulture and Wine;
- Regulation and other subordinate legal acts deriving from the new Law on Viticulture and Wine.

### 3.2 Mid-term Implementing Activities (2009 - 2010)

- Establishment and functioning of a working group for preparing a new draft-law on viticulture and wine, and subordinate legal acts, for its implementation;
- Establishment of a structure for the protection of varieties.

### 3.2.1 Long-term Priorities (2011- 2012)

- *The long-term priorities focus on the perfection of the implementing activity and moving in parallel with the enhancements of the EU.*

**Table 1:** *Strengthening institutional capacities for the plant products sector*

| INVESTMENTS | MEASURement UNIT | | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|---|
| | | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources<br>2. Training (thousand ALL) | Persons<br>Thousand ALL | Total | 35 | 1 | 26 | 4 | X |
| | | Plant production in the MoAFCP | 3 | 1 | 2 | 1 | x |
| | | | x | 2000 | 7500 | 3000 | X |

**Table 2:** *Foreign assistance in support to the plant production*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2006 | Creating the Cadastre of Albanian Wine | 0.5 mln € | 2007 | 2009 |

### 3.9.6 PLANT PROTECTION

### 1 Political objective

In the frame of the SAA in the field of Plant Protection, the obligations derive from articles 76, 95 of the SAA. The parties will cooperate in order to approximate the standards of consumer's protection in Albania with the European ones. The effective consumer protection is necessary, in order to secure a normal functioning of the market. This protection will depend on the developments of the administrative infrastructure, in order to secure the market's supervision and the law implementation in this field. The strategic objective of the Animal Health and Plant Protection Directorate (AHPPD) remains the food safety and the consumer protection. In this frame, as regards the area of plant protection, the following is required:

- Protecting plants and plant products from parasites;
- Preventing the entry and dispersion of parasites in the territory of our country;
- Protecting the health of people, animals and environments from the use of products for plants' protection (PPP);

## 2 **Current Situation**

### 2.1 Existing Legal Framework

The field of the Protection of Plants' Health is regulated through the following legal and sub-legal acts:

- Law No. 9362, dated 24.03.2005, "On the Plant Protection Service", which abrogated law no. 7662, dated 19.01.1993, "On Plant Protection Service";
- Decision of the Council of Ministers No. 72, dated 06.02.2003, "Rules of the Phyto-sanitary Quarantine Inspection", which is partially approximated with Directive 2000/29/EC "On the protective measures for the prevention of entry in the Community of plant parasites and plant products parasites", as well as the respective appendixes;

The law determines the requirements related to the phyto-sanitary controls in the country, national supervision and import inspection. It sets out the principles of phyto-sanitary inspection that are applicable for plant and plant products producers and exporters, as well as the application of phyto-sanitary measures, when contamination with damaging organisms is discovered.
The Decision of the Council of Ministers No. 72, dated 15.02.2001, "On the approval of the Regulation for the Plant Protection Products" is in compliance with Appendixes I and V of the Council's Directive 2000/29/EC. This decision has adopted the requirements of this Directive as regards the plants and plant products phyto-sanitary inspection. Staff qualification and improvement of infrastructure is needed, in order to implement the law and to improve the necessary infrastructure.

The field of Plant Production Products (PPP) is regulated through the following legal and sub-legal acts:

- Law No. 9362, dated 24.03.2005, "On the Plant Protection Service", which abrogated law no. 7662, dated 19.01.1993, "On the Plant Protection Service";
- Decision of the Council of Ministers No. 72, dated 15.02.2001, "On the approval of the Regulation for the Plant Protection Products", amended.
- Decision of the Council of Ministers No. 72, dated 15.02.2001, "On the approval of the Regulation for the Plant Protection Products", which partially adopts the Council Directive 91/414/EEC for the entry in the market of plant protection products.
- Directive 79/117 for the prevention of the entry in the market of plant protection products containing certain active substances.

Pursuant to this legal framework, only the registered plant protection products can be produced, imported, marketed, stored and used in Albania. This decision regulates all the procedures regarding:

- Importing, marketing, storing, transportation and use of products that are the object of plant protection;
- Registration of plant protection products, requirements regarding data protection and confidentiality of data, as well as the criteria regarding the registration of plant protection products and their withdrawal from the market;
- Classification, labelling and packaging of plant protection products marketed in Albania, which are regulated by the above-mentioned decision.

The necessary normative framework to regulate the Maximal Residues Levels (MRL) is missing, because the implementation of a legal package in this field requires big investments as regards the establishment of laboratories that will control and establish the level of residues from the PPPs in the agricultural products.

- Law No. 9362, dated 24.03.2005 "On the Plant Protection Service";

| |
|---|
| 1. Directive 91/414/EEC, July 15, 1991.<br>2. Directive 2000/29/EEC, May 8, 2000. |
| ➢ Law No. 9362, dated 24.03.2005 "On the Plant Protection Service"; |
| The law refers in terms of content to the two above Directives, but does not adopt them, since the two respective DCMs are the ones that do adopt them respectively. |

- Regulation for the Plant Protection Products, Approval with a DCM;

| |
|---|
| 1. Directive 91/414/EEC, July 15, 1991 |
| Rules for the registration of Plant Products Protection. Approval with a DCM.<br>Aims at regulating the registration process of the PPP, as well as their marketing and use, thus protecting the traders and consumers' health, as well as the environment. |

| Partial Approximation. There is no adoption of amendments to this Directive. | | | | |
|---|---|---|---|---|
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary lab infrastructure for the assessment of registration and analysis during the marketing of PPPs and their residues in plants and plant production. | 2013 |

- Rules of the Phyto-sanitary Quarantine Inspection, Approval with a DCM;

| Directive 2000/29/EEC, May 8, 2000 | | | | |
|---|---|---|---|---|
| Rules for the Phyto-sanitary Quarantine Inspection, Approval with a DCM.<br>Aims at regulating the prevention of the entry in market and dispersion of quarantine parasites in our country, as well as the fight against them, in case they are present. | | | | |
| Partial Approximation. There is no adoption of amendments to this directive. | | | | |
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary lab infrastructure, especially in the BIP-s ( Border Inspecion Points ). | 2013 |

- Rules on monitoring, control and quarantine measure taking as regards the maize root-eaters (Diabrotica virgifera Le Conte). Approval by the Minister of the Agriculture, Food and Consumer Protecion.

| Directive 2003/766/EEC, October 24, 2003. | | | | |
|---|---|---|---|---|
| The rules on monitoring, control and quarantine measure taking as regards the maize parasites. Approval by the Minister of the MAFCP.<br>Aims at regulating the continuous monitoring of this parasite, as well as fighting it, in case it appears. | | | | |
| Partial approximation | | | | |
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary infrastructure. | 2010 |

- Rules and phyto-sanitary measures for the production of pure potato from annular putrefaction and other quarantine parasites. Approval by the Minister of the MAFCP.

| 1. Directive 93/85/EEC, October 4, 1993, Directive 69/464/EEC, December 8, 1969.<br>Directive 69/465/EEC, December 8, 1969. | | | | |
|---|---|---|---|---|
| Rules and phyto-sanitary measures for the production of pure potato from annular putrefaction and other quarantine parasites. Approval by the Minister of the MAFCP.<br>Aims at achieving the phyto-sanitary purity of this product from quarantine parasites and to provide the conditions for its export in the international markets, especially in the EU. | | | | |
| Partial approximation | | | | |
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary lab infrastructure. | 2012 |

- Rules on the phyto-sanitary measures in order to restrict the bacterial attack (Erwinia amylovora (Burr.) Winsl. et al) in the territory of the Republic of Albania.

| Directive 2003/116/EEC, December 4, 2003. | | | | |
|---|---|---|---|---|
| Rules on the phyto-sanitary measures in order to restrict the bacterial attack in the territory of the Republic of Albania. Approval by the Minister of the MAFCP.<br>Aims at regulating the phyto-sanitary measures for the restriction of bacterial dispersion (Erwinia amylovora, (Burr.) winsl. et al.) in the territory of the Republic of Albania, in order to prevent its entry, its dispersion and the damages it may cause. | | | | |
| Partial approximation | | | | |
| a | b | c | d | e |
| | | Partial | Lack of staff and necessary infrastructure. | 2010 |

**2.2 Existing legal framework**

a) The Animal Health and Plant Protection Directorate (AHPPD**)** at the Ministry of Agriculture, Food and Consumer Protection, is the central responsible competent authority regarding the regulation of the phyto-sanitary issues and the drafting of policies in the field of plant protection.

Part of the composition of this Directorate is the Plant Protection Sector**,** which has a supervisor for the sector and 2 agronomist specialists.

b) The Plant Protection Inspectorate includes a network of phyto-sanitary control from the centre (MAFCP) to the districts, in the Regional Directorates of Agriculture and Food (RDAF), and it is composed of:

There are 3 employees in this sector:

- The Head of Sector;
- The Quarantine Inspector, who is responsible to supervise the phyto-sanitary inspection network in the border points and the internal control;
- The Inspector of (Plant Protection Products)PPPs, who is responsible to follow the registration procedures and inspection of export, trade and use of the Products for Plants Protection (PPPs).

c) The Plant Protection Inspectorate at the Regional Directorate of Agriculture, Food and Consumer Protection in the districts is composed of 65 inspectors, 12 of whom are Chief Inspectors, 24 others are County Inspectors, and 28 others are Quarantine Inspectors at the border points. The inspectors in the Offices for Plant Protection carry out inspection tasks and control the plants and the plant products in regional and national level during their production, trade and export. The inspectors in the 16 Border Points are responsible for phyto-sanitary inspection of the import of plants and plant products.

There are 12 agronomists who work in the plant protection laboratories in the Regional Directorates of Agriculture, Food and Consumer Protection in the 12 districts, whose duty is to monitor the general phyto-sanitary situation, and to carry out risk analysis for the quarantine parasites in particular.
The inspectors and the laboratories in the region and the inspectors of the (Border Inspecion Points) BIPs are administratively dependent on the district RDFA, whereas they are technically dependent on the Sector of Plant Protection in the MAFCP.

d) The Plant Protection Institute (PPI), which is the national research authority in the plant protection field, is actually dependant on the Ministry of Education. Based on the law “On plant protection services” it is tasked with monitoring quarantine organisms, with determining their status, as well as taking the measures regarding the prevention of their entry and spreading in the territory of Albania, with the quality control of (Plant Protection Products) (PPPs) and their residues in plants, plant products, water and land, with the agro-chemical and biologic testing, as well as with the physical-chemical analysis for purposes of registration.

Unfortunately, this institution is not able to perform all the analysis of PPP in a qualitative way, in order to find out the active substances and their content, or the residues in plants and plant products. The main reason for the above difficulty is related to the lack of infrastructure in the respective lab of this institution.

## 3 Addressing Priorities

### 3.1 Short-term Legislative Initiatives (2007 - 2008)

- Amending the Law No. 9362, dated 24.3.2005, “On the plant protection service”;
- Regulations for the registration of Plant Products Protection. Approval with a DCM
- Regulations for the classification, import, trade, storage, use and extermination of products, aiming at protecting plants. Approval with a DCM.
- Regulations for the Phyto-sanitary Quarantine Inspection, Approval with a DCM.
- Rules on monitoring, control and quarantine measure-taking, as regards the maize root-eaters (Diabrotica virgifera Le Conte). Approval by the Minister of the Agriculture Food and Consumer Protecion..
- Rules and phyto-sanitary measures for the production of pure potato from annular putrefaction and other quarantine parasites. Approval by the Minister of the Agriculture Food and Consumer Protection.
- Rules on the phyto-sanitary measures in order to restrict the bacterial attack (Erwinia amylovora (Burr.) Winsl. et al) in the territory of the Republic of Albania. Approval by the Minister of the Agriculture Food and Consumer Protection.
- Rules on the phyto-sanitary measures of wood-based packaging material, which circulates in international trade and in the territory of the Republic of Albania. Approval by the Minister of the Agriculture Food and Consumer Protection..
- Classification, labelling and packaging of (Plant Protection Products) PPPs. Approval by the Minister of the Agriculture Food and Cosnumer Protection.
- Regulation on the approval of the protected areas, exposed to special dangers related to the health of

plants, and on the implementation of special measures in these areas. Approval by the Minister of the Agriculture, Food and Consumer Protection.(AFCP).
- Regulation on the movement of certain plants, plant products and/or other items through a protective area. Approval by the Minister of the AFCP.
- Regulation on the control of California Turtle (San José). Approval by the Minister of the AFCP.
- Regulation on setting in place an obligatory system for the registration of plant and plant products' importers. Approval by the Minister of the AFCP.
- Regulation for maximal levels of PPP residues in food for people and animal consume, with plant or animal origin. Approval by the Minister of the AFCP.

**3.1.1 Short-term Implementing Activities (2007 - 2008)**

- Monitoring and fighting parasites in agriculture.
- Defining and implementing special measures in protected areas (For example, Divjaka for the potato).
- Establishing a database for the registration of data that are related to the registration of plant and plant product importers (connection through a unique communication system of the (Border Inspecion Points) BIPs .
- Establishing and modernizing a qualitative laboratory for the PPPs and residues in plants and/or plant products, 2008.
- Establishing a database system for the Inspectorate of Plant Protection and its connection to the unique system of communication.
- Implementing special measures in the protected areas (For example, Divjaka for the potato and vegetables for export).

**3.1.2 Mid-term Legal Initiatives (2009 - 2010).**

- Regulation on setting notification procedures for banning a dangerous organism from the third world countries, which carries possible phyto-sanitary risks. Approval by the Minister of the AFCP.
- Regulation on the creation of the plant passport, which will be used for the movement of plants and plant products. Approval by the Minister of the MAFCP.
- Regulation on the production and marketing of vegetable sapling. Approval by the Minister of the AFCP.
- Regulation on the production and marketing of reproductive materials for the fruit trees. Approval by the Minister of the AFCP

**3.2 Mid-term Implementing Activities (2009 - 2010).**

- Monitoring and fighting parasites in agriculture.
- Implementing special measures in the protected areas (For example, Divjaka for the potato and vegetables for export; Lushnje, for vegetables in heated glasshouses).
- Evaluation of (Plant Protection Products) PPPs residues in potato.
- Strengthening the monitoring system and the implementation of the phyto-sanitary measures for particular parasites, such as: the bacterial attack and the California Turtle.

**3.2.1 Long-term Legal Initiatives (2011 - 2012).**

- Regulation on requirements related to ornamental plant reproductive material, as provided in the Council Directive 91/682/EEC. Approval by the Minister of the AFCP.
- Regulation on the production and marketing of reproductive material for ornamental plants. Approval by the Minister of the AFCP.

**3.2.2 Long-term Implementing Activities (2011 - 2012).**

- Strengthening the monitoring system and the implementation of the phyto-sanitary measures for particular parasites;
  JETOR 2010
- Evaluation of PPP residues in potato, tomato and cucumber, as heated or sun glass-cultures.
- Implementing special measures in the protected areas.

**Table 2:** *Foreign assistance to support plant protection*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Consumer Protection | European Union | CARDS 2003 | Strengthening the Veterinary and Phyto-sanitary Inspection in the Border Points | 0.5 mln € | 2005 | 2007 |

### 3.9.7 RURAL DEVELOPMENT AND AGRICULTURAL STRUCTURES

#### 1 Political Objective

The obligations deriving from the Stabilization Association Agreement in this sub-field are indicated in articles 95 and 110 therein.
These objectives are sought to be achieved through:

- Cooperation between Albania and the EU, focusing on the priority areas related to the *Acquis Communautaire* in the field of agriculture. The cooperation should specifically aim at the modernisation and restructuring of the Albanian agriculture and the sector of agro-industry, being based on the gradual approximation of the Albanian legislation with that of the Community practices, rules, and standards, (Article 95 of the SAA).
- Strengthening of the cooperation concept for a rural and local development, with the main objective, being the contribution in the economic development and the reduction of the regional inequality. Ministry of Agriculture, Food and Consumer Protection, in cooperation with the line ministries has drafted the Strategy of Rural Development of the country, where special attention will be paid to the trans-border, trans-national and trans-regional cooperation.

The objectives of the strategy are as follows:

- Increasing the level of competitiveness in the agricultural and agro-food sector, supporting activities' implementation.
- Protecting and improving environment by managing in an ongoing basis the natural resources in the rural areas.
- Improving life quality in rural areas and encouraging different economic activities by creating job vacancies.
- Developing institutional capacities in order to efficiently plan, manage and coordinate the activities that support rural development.

#### 2 Current Situation

#### 2.1 Description of the Legal Framework

Actually, there is no specific Legal Framework for the rural development in Albania. Special importance for Albania, during the medium-term period, carries the EU legislation, applied for the joining countries in the field of rural development, mainly Regulations:

- Regulation of the Council (EC) No. 1257/1999 on the support for rural development from the European Agricultural Funds of Guarantees and Directives (EAGGF), considering the Treaty for the establishment of the European Community, especially Article 36 and 37.
- Regulation of the Council (EC) No. 1260/1999 presents general provisions on the Structural Funds, considering the Treaty for the establishment of the European Community, especially Article 161.
- Regulation (EC) No. 1663/1995, which details rules for the application of the Council Regulation (EEC) No. 729/70, as regards the procedures for the clarification of the Guarantees Section of the EAGGF. The new regulation is in process of drafting. Considering the Treaty for the Establishment of the European Community, having in mind the Council Regulation (EEC) No. 729/70, dated on April 21, 1970 on the financing of Common Agricultural Policies (CAP), amended with Regulation (EC) No. 1287/95, and in particular Article 4 (6) and 5 (3).

- The Council Regulation (EC) No. 1698/2005 on the support of the rural development from the European Agricultural Funds for Rural Development (EAFRD), considering the Treaty for the establishment of the European Community, in particular Article 36, 37 and 299(2).
- The Council Regulation (EC) No. 1290/2005 on the funding of Common Agricultural Policies, considering the Treaty for the establishment of the European Community, in particular sub-paragraph, Article 37(2).
- EU Regulation, which specifies the Structure of the Rural Development Plan for the Community Funding.
- Article 43 of the Regulation No. 1257/1999 that specifies the structure of the RDP, and it provides that it should include:

**2.2 Existing Institutional Framework**

With the changes currently applied in the structures of the Ministry of Agriculture, Food and Consumer Protection, it was established the Rural Policies Directorate, composed of:

a) Rural Development Sector
b) Policies Analysing Sector

Bearing in mind the fact that the number of employees involved in the field of rural development in the Ministry of Agriculture,Food and Consumer Protection is 2, there is a need for the establishment of a coordinating body, which will coordinate all actions undertaken by the line ministries, the donors, and the NGOs, acting in the field of rural development.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Creating the models of Rural Development Planning;*
- *Strengthening the institutional capacities, harmonized with the EU methods and policies, which assures the basis for fund raising in the future.*

**3.1.1 Short-term Legal Initiatives (2007 - 2008)**

- It has been implemented the draft-law “On agriculture and Rural Development”.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- In the framework of National Plan, for Rural Development,it has been planned to draft and implement the two pilot areas, based on the integrated plans of rural development. These will be programmed, based on the planned EU principles, which will be implemented through a series of measures.
- Preparation for the establishment of the Payments Agency.

**3.2 Mid-term Priorities (2009 - 2010)**

Further harmonization of activities in the rural areas, in order to soften the level of poverty through:

- *Increase of employment and of the income from the agricultural and non-agricultural products;*
- *Improvement of the rural infrastructure, like roads, rural markets, potable water;*
- *Decrease of the rural migration and the establishment of closer relations with the rural community. This objective is related to the development and successful implementation of the integrated strategy for rural development, based on the principles of such strategies that operate in the EU member countries (especially the new EU member countries). The scope of this objective does not only include a series of possible measures for Rural Development SAPARD / EAGGF/EARDF, but also the development of rural crediting.*

**3.2.1 Mid-term Legal Initiatives (2009 - 2010)**

There is no special legal framework for the rural development in Albania. A special relevance for Albania for the mid-term is the EU legislation.

**3.2.2 Mid-term Implementing Activities (2009 - 2010)**

- Establishment of the Payment Agency;
- Starting the implementation of the supporting schemes through pilot projects.

### 3.2.3 Long-term Implementing Initiatives (2011 - 2012)

- Applying supporting schemes for the rural development, modelled in line with the EU initiatives, as well as the creation of the supporting mechanisms to the rural development schemes, the increase of investments in rural infrastructure, modernization and consolidation of farms.

**Table 1:** *Strengthening Institutional Capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Additional human resources | persons | 2 | X | 4 | X | X |
| Training | Thousand ALL | X | X | 1872 | X | X |

**Table 2:** *Foreign support to the rural development and agricultural structures*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Agriculture, Food and Customer Protection | Economic Cooperation of the German Ministry | | Project for the Modernization of the Agricultural and Food Sector in Albania, aiming at the European Integration | 4 mln € | 2004 | 2007 |
| Ministry of Agriculture, Food and Customer Protection | Italian Government | FOA | Support to the Agricultural Production in Albania (FAO GCP/ ALB/005/ITA | 6 mln $ | 2006 | 2009 |
| Ministry of Agriculture, Food and Customer Protection | IFAD – credit, IFAD grant, SNV, MAFF | | Program for the Development of Mountaneous Areas - MADA | 13.6 mln $ | 2001 | Ongoing |

### 3.9.8 FORESTS AND PASTURES

#### 1 Political objective

The approximation of the Albanian Legislation with that of the *acquis* in the field of environment is directly related to the environment standards and the vital duty of fighting the degradation of the environment, in order to promote environmental stability (article 108 of the SAA). This objective is reflected in the sectorial strategic documents, such as The Action Plan in the Environment, Strategy and Bio Diversity Action Plan, and the Strategy of the Forestry and Pastures Development Sector.
The policy of forestry sector aims at the stable and multi-functional development of the forestry and pastures resources, which preserves and protects the bio-diversity, productivity, renovation ability, validity and potential to fulfil the ecologic, economic and social functions in local, national, and global level, without causing damage in the other ecosystems.
This policy supports the expansion of new forestry surfaces, the rehabilitation of burnt and degraded surfaces, the construction and maintenance of water systems in the pastures, the control of the erosion phenomenon by constructing hydro-technical works, the improvement of forestry and non-forestry products management, which will result in income generation.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The legal framework on the forestry field is as follows:

| |
|---|
| 1. Law No. 9385, dated 4.5.2005, "On Forests and Albanian Forestry Service"; |
| ➢ Directive of the Council 88/332/EEC, dated on June 13, 1988 in order to amend some Directives on the marketing of seeds and their distribution, in order to provide the rules for the application of measures that are related to the seeds and the distribution of materials that meet the requirements. |
| ➢ Decision of the Council 89/367/EEC, dated May 29, 1989 setting up a Standing Forestry Committee |
| ➢ Decision of the Commission 96/653/EC, dated November 11, 1996, authorizing Member States to permit temporarily the marketing of forest reproductive material not satisfying the requirements of Council Directives 66/404/EEC and 71/161/EEC |
| ➢ Commission Regulation (EC) No 1460/98 of 8 July 1998 amending Regulation (EEC) No 1170/93 laying down certain detailed rules for the application of Council Regulation (EEC) No 2158/92 on protection of the Community's forests against fire |
| ➢ Regulation (EC) Nr 2152/2003 of the European Parliament and European Council, dated November 17, 2003 "On the monitoring of forests and environmental interaction in the community countries (Focus-Forests). |
| ➢ Commission Regulation (EC) No 1737/2006 of 7 November 2006 laying down detailed rules for the implementation of Regulation (EC) No 2152/2003 of the European Parliament and of the Council concerning monitoring of forests and environmental interactions in the Community |
| 3. Approximation level: Partial |

| |
|---|
| ➢ 1. Law no. 9693, dated 19.03.2007 "On the pastures fund"; |
| 2. C. Reg. EEC No. 1257/1999 – Council Regulation (EC) No 1257/1999 of 17 May 1999 on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) and amending and repealing certain Regulations |
| C. Reg. EEC No. 1698/2005 – Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD |
| C. Reg. EEC No. 796/2004 – Commission Regulation (EC) No 796/2004 of 21 April 2004 laying down detailed rules for the implementation of cross-compliance, modulation and the integrated administration and control system provided for in of Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers |
| C. Reg. EEC No. 1259/1999 – Council Regulation (EC) No 1259/1999 of 17 May 1999 establishing common rules for direct support schemes under the common agricultural policy |
| C. Reg. EEC No. 1782/2003 – Council Regulation (EC) No 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and amending Regulations (EEC) No 2019/93, (EC) No 1452/2001, (EC) No 1453/2001, (EC) No 1454/2001, (EC) 1868/94, (EC) No 1251/1999, (EC) No 1254/1999, (EC) No 1673/2000, (EEC) No 2358/71 and (EC) No 2529/2001 |
| 3. Approximation level: Partial |

The other acts that do not transpose the Community Acts:

- Decision no. 394, dated 21.6.2006 "On the criteria and rules for the exploitation of forestry and other forestry and non-forestry products".
- Decision no. 391, dated 21.6.2006 "On the determination of tariffs in the forestry and pastures sector".
- Decision no. 396, dated 21.6.2006 "The Criteria on the transfer of forests and pastures for the use of the local government";
- "On the criteria of transferal and use of forests and pastures by the local government units".
- DCM. no. 804, dated 04.12. 2003 "On the approval of the list of Albanian flora species, under protection".
- Decision of the Council of Ministers No. 247, dated 23.4.2004, "On the National Strategy of Development and the Institutional Reform in the sector of forestry and pastures in the Republic of Albania";
- DCM, no. 48 dated 31.1.2007 "On the determination of rules for the storage, composition, usage periods and replacement of the uniform and equipment and other means that are used by the forestry service employees".
- Law no. 8294, dated 02.03.1998 "On the ratification of the 'Bern Convention".
- Law no. 7722, dated 15.06.1993 "On the protection of the medicinal plants protection, ether-oily and natural tanipher plants".
- Instruction of the MOEFWAno. 5, dated 13.9.2006 "On the technical requirements for the parcel and sub-parcels, tree stigmatization, cutting and assorting, transport and pile of wood at the border of roads".
- Instruction of the MoEFWAno. 4, dated 8.5. 2006 "On the issuance of certificates of origin for purposes of export".
- Instruction of the MoFWAno. 3, dated 13.9.2006 "On the organization and development of the sale auction of the wood material, which has been assorted and piled at the borders of roads".

### 2.2 Existing Institutional Framework

The Forestry and Pastures Policies Directorate is the administrative and technical organisation in charge of the governance of the national forestry and pastures fund, included in the organization structure of the Ministry of Environment, Forestry and Water Administration.
The management of the national forestry fund finds support in the principles of the stable and multi-functional development of forests and pastures. Pursuant to the long-term country's Strategy, the Directorate prepares the draft regarding the

development of forests and pastures Strategy sector. The Forestry and Pastures Policies Directorate, exercises duties of the projecting, managing and controlling nature, regarding the administration and governance of the national forests, pastures, natural environment, flora and wild fauna, medical plants and other forestry and non-forestry sources fund, together with the road infrastructure, pursuant to the organisation of sub-ordinate structures. This Directorate functions whilst being organised in 3 sectors: The Sector of the Forestry Sources Treatment, The Sector of Forestry and Pastures Expansion, The Municipal Forestry Sector. In addition, inside the MOEFWAthere is a Directorate of Nature Protection Policies, to which reports the sector of wind fauna and the sector of protected areas.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Consolidating administrative capacities and strengthening cooperation of structures in national and local level.*
- *Developing encouraging policies with the local communities, in order to address forestry, forestation of burnt surface, renovated surface and eroded areas.*
- *Taking measures for stopping illegal forests' cutting.*
- *Approving a strategy on the further harmonization of the legislation for environment with the EU acquis, and properly implementing the existing legislation..*

**3.1.1 Short-term Legal Initiatives (2007 - 2008)**

The following legislative initiatives will be undertaken in order to address the short-term priorities. They are mainly sub-law, which will be drafted and approved, aiming at the practical implementation of approved legal acts:

- Amending the law, "On the Protection and Development of Natural Medical Plants";
- Draft-Decision of the Council of Ministers, "On the tariffs of the damage compensation in the grazing fund;
- Draft-Decision of the Council of Ministers, "On the establishment of the Forestry Policies Council";
- DCM "On the procedures of removing surface (parcels in forests) from the national forestry fund";
- DCM "The conditions and criteria for licensing activities in the national forestry fund";
- Draft-Decision of the Council of Ministers, "On organizing the Forestry Service at regional level";
- DCM "On the procedures of changing the pastures fund, the tariffs for pasture and use of land".

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken in order to address the short-term priorities:

- Area meetings with leaders and chief sections of the Forestry Service Directorate, regarding guidelines for the implementation of the Decision of the Council of Ministers, "On the tariffs of the forestry products and the sale of wood material";
- Regional workshops, in order to implement the new law and the legal sub-lawOn pastures and meadows";
- Round tables with the local government in municipalities and villages, property registration offices, for the municipal forests and pastures;
- Organisation of regional meetings with the personnel, collection subjects, municipal forest associations, environment NGOs, etc, for the acknowledgement of the new law on plants, proposals regarding the determination of the sub-legal acts, in order to implement the new law.

**3.2 Mid-term Priorities (2009 - 2010)**

- *Consolidating administrative capacities and strengthening cooperation of structures in national and local level.*
- *Developing encouraging policies with the local communities, in order to address forestry, forestation of burnt surface, renovated surface and eroded areas.*
- *Taking measures for stopping illegal forests' cutting.*
- *Continuing with the implementation of regional and international commitments for environment.*

**3.2.1 Mid-term Legal Initiatives (2009 - 2010)**

- Draft Decision of the Council of Ministers, "On the drafting and implementation of the National Programme on Forests and Pastures, and the regional-level development programmes";
- Draft-Decision of the Council of Ministers "On the establishment of the agro-forestry expansion service";
- Draft-Decision of the Council of Ministers "On the creation of strategic reserves of wooden material and the

preservation and treatment of virgin forests".

### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Regional seminars "On the rules of forests treatment, harvesting, marketing of forestry products".
- Qualification seminars and round tables for the implementation of the National Program of Forestry and Pastures,
- Seminars and meetings for the functioning of the agro-forestry extension service in regional level.

### 3.3 Long-term Priorities (2011 - 2012)

- Stable and multi-functional development of forestry and pastures resources, in compliance with the strategy of country's long-term development.

### 3.3.1 Long-term Implementing Activities (2011 - 2012)

- Regional seminars "On the stable management criteria of forestry resources"
- Seminars and meetings for the functioning of the agro-forestry extension service in district and commune level.

**Table 1:** *Strengthening the institutional capacities of the MAFCP/Directorate of Forestry and Pastures Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional staff | persons | 10 | 7 | 11 | 10 | 12 |
| 2.Training (thousand ALL) | (thousand ALL) | X | 1860 | 2980 | 2800 | 2800 |

# 3.10 FISHERIES

### 1 Political Objective

The parties will explore the opportunity to identify the areas with reciprocal benefits in the sector of fishery. Cooperation should be in place, especially for the priority areas related to the *acquis commuauitaire* in the field of fishery, including the respect of international obligations as regards the rules for management and preservation of fishery resources by the Regional and International Fishery Organizations (article 96 of the SAA). Ensuring a stable development of the fishery sector, aiming at the increase of production at the maximum levels of usage and the support of the process of managing and co-managing, through the rehabilitation of infrastructure, development, support and licensing of the fishery activity, presents one of the main objectives of the Government in the field of fishery.

### 2 Current Situation

### 2.1 Existing Legal Framework

| |
|---|
| Law No. 7908, dated 5.4.1995, "On Fisheries and Aqua-culture", amended by Law No. 8763, dated 2.4.2001, as well as Law No. 8870, dated 21.3.2002<br>No. 1, dated 29.3.2005, "On the implementation of the legality in the Fishery and Aqua-culture", |
| The procedures for the execution and registration of inspections, formulated in Regulations (EEC), No. 3561/85, No. 1382/87 and No. 2740/1999), (in Articles 34 - 44 of the law), and (Regulation No. 1, dated 29.3.<br>As for the usage of the fisheries sources, the issuing of fisheries permissions and the fisheries technical measures (EEC), No. 954/87, (EEC) No. 3440/84<br>The requirements regarding the filling of travel diaries, disembarkation sailing notes and the collection and transmission of the statistics regarding the usage of fisheries sources, (EEC) No. 2807/83, EEC No. 2018/93, (EC) No. 2597/95);<br>Regarding the identification and registration of the fisheries vessels, Regulation No 1381/87 EC and No 2090/98 EC.<br>Regulation No. 1, dated 29.3.2005, is partially based upon the main principles of the Joint Fisheries Policy and the provisions of the Council's Regulation (EEC), No. 2847/93, which form an applicable control system against the Joint Fisheries Policy and the Council's Regulation (EEC), No. 3670/92. These form a Community system regarding the fisheries and aquaculture.<br>Regulation 26/2004 EC, dated December 30, 2003 on the registration of fishing fleet in the Community OJ L 5 9.1.2004, P. 25-35 (Article 25 - 26 of Regulation no. 1 dated 29.3.2005) |
| 3. Level of Approximation: Partial |

| |
|---|
| 1. Law No. 9093, dated 3.7.2003, "On the ratification of the Agreement for the establishment of the General Fisheries Commission for the Mediterranean Countries" |
| 2. Decision of the Council 98/416/EC dated June 16, 1998 on the access of the European Community in the General Commission of Fisheries for the Mediterranean Countries OJ L 190 4.7.1998, P. 34-35 and Decision of the Council 2000/487/EC, dated July 17, 2000 on the approval of the European Community for the amendment of agreement for the Joint Commission of Fishery for the Mediterranean, aiming at creating an independent budget for this organization OJ L 197 3.8.2000, P. 35-47 |
| 3. Level of Approximation: Complete |

| |
|---|
| 1. Law No. 9401, dated 19.05.2005, "On the adhering of the Republic of Albania in 'The Agreement for encouraging the respect the international measures for managing and preserving sources from the fishing vessels in the open sea"; |
| 2. Directive 98/416/EC on the agreement to encourage the respect of some international measures of management and preservation of resources from fishing boats in open sea.<br>OJ L 177, 16.7.1996, p. 26–32 |
| 3. Level of Approximation: Complete |

Laws and other acts that do not transpose community acts:

- Decision of the Council of Ministers No. 135, dated 8.3.2006, "On the procedures and prices of letting the water surfaces for the purposes of the exercising of the intensive aqua-culture activity";

The following instruments are especially related to the management of fishery field in Albania:

- 1982 UN Convention on the Law of the Sea, ratified in June 2003
- 1995 FAO Code: "The Code of behaviour for the Responsible Fishing", (implemented as a voluntary code in 1997);
- 1993 FAO, Implementing Agreement, (accepted in May 2005);
- General Fishing Commission for the Mediterranean Countries, (GFCM), (ratified in July 2003);
- International Commission for the Conservation of the Atlantic Tuna, (ICCAT), (observation status);
- 1957 European Counselling Fishing Commission for Interior Waters, (EIFAC).

### 2.2 Existing Institutional Framework

Based in the existing legislation, the responsible institution for managing and supervising fishery resources is:

a) The Ministry of Environment, Forests and Water Administration, more specifically,
b) The Fishing Policies Directorate, which is composed of 4 specialists, as well as the local inspectors.
c) The Fishing Inspectorate has its offices in different places, wherever it is deemed necessary, in order to ensure the implementation of this law, and the legal and sub-legal acts deriving from it.

Cooperation with other institutions:

The Fishing Policies Directorate, as part of the Ministry of Environment, Forests and Water Administration, cooperates with the respective Directorates of the Ministry and with the Environment Inspectorate.
The Fishing Policies Directorate cooperates with the following:

- Ministry of Interior, General Directorate of Police, from where it secures the support regarding the controls and fines regarding the legal offences, which come up during the checks/Inspectorate's inspections.
- Ministry of Defence, with which, pursuant to the law "On the Coastguard", and the Coastguard Manual, they carry out special operations for the control of the sea space, in cooperation with the Inspectorate structure. The specific co-operation agreements drafted with the Coastguard specify the modalities of this cooperation.
- The Ministry of Economy, Trade and Energy.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Improving the process of collection and processing of statistics, in compliance with the EU standards and methodology.*
- *Taking measures for the stock damage by illegal means.*
- *Strengthening cooperation with the police, as regards inspection on the sea.*
- *Making progress in the field of fishery, aiming at benefiting from the EU trade provisions, in the frame of the SAA and the Interim Agreement.*
- *Implementing the annual recommendations of the General Commission of Fishery for the Mediterranean Countries of FAO.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- Draft law of the ratification of the ICCAT (International Commission for the Conservation of Atlantic Tunas);
- Draft-DCM "On the inspection of fishing and the establishment of a control system for the implementation of managing policies in the fishery area, which will transpose the Regulation of the Council 2847/93 EEC, dated October 12, 1993. Aimed Level of Approximation: Partial.
- Improvement of the legislation regarding the management of resources (community acts 2406/96 EEC, 493/87 EEC, 1381/87 EEC, 1382/87 EEC, 89/631 EEC, 1226/94 EEC, 3317/94 EEC, 2943/95 EEC, 96/286 EEC, 2205/97 EEC, 2635/97 EEC). Aimed Level of Approximation: Partial.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Restructuring the Fishery Inspectorate.
- Establishing a data collection unit for the field of maritime fishery.
- Negotiating for quotas as regards the fishing red tuna.

**3.2 Mid-term Priorities (2009 - 2010)**

- *Taking measures, so that the Albanian policy on fishing is harmonized with the EU standards, especially in the areas of resources management, inspection and control, as well as in the market and structural policies. (2009-2010).*

**3.2.1 Mid-term Legal Initiatives (2009 - 2010)**

- Approving a regulation on the resources management, which aims at the transpozition of the Common Fisheries Policy. Aimed Level of Approximation: Complete.
- Regulation on the managements of red tuna resources, which aims at transposing the Common Fisheries Policy Market. Aimed Level of Approximation: Complete.

### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Collecting data on small pelagic animals.
- Additional number of inspector in the districts.
- Cooperation with the Coast Guard, in the frame of the Common Operational Centre.
- Training staff and the inspectorate on the standards in the field of fishery in the community countries.

### 3.3 Long-term Priorities (2011 - 2012)

*Taking measures, so that the Albanian policy on fishing is harmonized with the EU standards, especially in the areas of resources management, inspection and control, as well as in the market and structural policies.*

### 3.3.1 Long-term Legal Initiatives (2011 - 2012)

- Regulation on the functioning of the fishing inspectorate, which aims at transposing the Common Fisheries Policies. Aimed Level of Approximation: Complete.
- State support as regards the restructuring of the Albanian Fleet, based on Common Fisheries Policies. Aimed Level of Approximation: Complete.

### 3.3.2 Long-term Implementing Activities (2011 - 2012)

- Planning state interventions for the sector's restructuring;
- Strengthening the Fishery Inspectorate.

**Table 1:** *Strengthening institutional capacities in the MAFCP/Directorate of Fishery Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional staff | persons | 5 + 17 inspectors | | 20 | X | X |
| 2.Training (thousand ALL) | (thousand ALL) | X | 16800 | 22800 | 8400 | 8400 |

**Table 2:** *Foreign assistance to support fishery*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forestry and Water Administration | World Bank | | Pilot Project for the Development of Fishery | 5.6 mln $ | 2002 | 2007 |
| Ministry of Environment, Forestry and Water Administration | Islamic Bank | | Construction of the new Fishing Port in Durres | 8.77 mln $ | 2008 | 2010 |

# 3.11 TRANSPORT

## 3.11.1 ROAD INFRASTRUCTURE

### 1 Political Objective

The accelerated development and the rehabilitation of the National Road Network, which supports and encourages the development of economy and the fulfilment of requirements for the European Transport, is and remains a main objective of the Albanian Government. In compliance with article 106 of the SAA, and articles 4 and 5 of the Protocol, the Albanian Government has defined as a main priority for the development of the transport infrastructure network the construction of road Durres-Kukes-Morine, as well as the completion of the North-South and East-West corridors (Corridor 8) following all international standards. Another priority is the improvement of the cross-border and tourist roads, their efficiency, as well as the improvement of the management system and road maintenance, based on the ANTP and the structural reform in the GDR. Achieving these priorities aims at the creation of road infrastructure, integrated in the National, Regional and Pan-European Plans, thus aiming at achieving the widely accepted international standards and the EU ones.

### 2 Current Situation

### 2.1 Existing Legal Framework

The following laws and subordinate legal acts govern the activity in the area of road safety:

- Law No. 8378 dated 22.7.1998 “The Road Code of the Republic of Albania”;
- Law No. 8402 dated 10.09.1998 “On the Supervision of and Discipline during Construction Work”, amended;
- Law No. 9511 dated 10.04.2006 “On Adherence of the Republic of Albania to the European Agreement on ‘The main arteries of International Traffic AGR”;
- Memorandum of Understanding, South-East Europe (11.06.2004)
- DCM No. 270 dated 10.05.06 “On Approval of the National Transport Plan”
- DCM No.405 dated 08.01.1996 “On Administration of the National Road Network and the Rural Network of the Republic of Albania””, amended
- DCM No. 68 dated 15.02.2001 “On Approval of Technical Conditions for the Design and Implementation of Construction Works”, amended (Attachment No. 2 on motorways).

### 2.2 Existing Institutional Framework

The institutions in charge of implementing the commitments deriving from the legislation in force in the area of road infrastructure are:

a) The General Directorate of Roads (GDR) under the Ministry of Public Works, Transport and Telecommunications. In accordance to the programme of the Government and the National Strategy for Development and Integration, this Directorate, in addition to other duties, develops the strategy and policy for the development of National Road Network (N.R.N.), based on the most advanced engineering criteria and the economic efficiency of investments and submits them for consideration to the National Board of Roads. This Directorate develops also the program of investments and operational costs of N. R. N, disseminates and checks their implementation, and organizes the perfection of the road data system. In its activity, this Directorate is supported by:

b) The Directorate of Road Transport Policies and the Traffic and Road Safety Directorate as components of the Directorate General of Transport Policies and Planning in the Ministry of Public Works, Transport and Telecommunications, which support this Directorate in its activity.

### 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

From the European Partnership Document:

- *Implement the National Transport Plan, including planning and budgeting the maintenance assets of transport infrastructure.*

### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Drafting and approving the Draft DCM for the manual for designing and construction of roads, "Albanian Standards for Designing and Construction of Roads" (a study that is financed by the European Delegation (CARDS), aiming at respecting the European Standards of roads, and the EC norms).

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Construction of the Kalimash-Kukës-Morinë Segment, 22 km long, (part of the Durrës-Kukës-Morinë Road);
- Continuing the construction of the Kalimash – Kolsh segment, 6 km long, (part of the Durrës-Kukës-Morinë Road).
- Continuing the construction of the Milot-Rrëshen Segment, 26 km long, (part of Durrës-Kukës-Morinë Road);
- Continuing the construction of the highway Rrëshen – Kalimash, 60 km long, (part of the Durrës-Kukës-Morinë Road).
- Continuing the construction of the Trans-Balkan Road Vlorë, 2.4 km, (part of the 8th Corridor).
- Continuing the construction of the Lushnje-Fier Segment, 21.5 km long (part of the 8th Corridor);
- Continuing the construction of the Fier – Levan – Vlorë segment, 43 km long, (part of the 8th Corridor), including Fier.
- Continuing the construction of the Shkodër – Hani i Hotit segment, 39 km long, (part of the axis North-South).
- Construction of the Tepelenë-Gjirokastër Segment, 23 km long (part of the axis North-South);
- Continuing the construction of the Levan – Tepelenë segment, 71 km long, part of the axis North-South).

### 3.2 Medium-term Priorities (2009 - 2010)

From the European Partnership Document:

- *Continue with the implementation of Albanian Master Plan of Transport, including the efforts to complete the road corridor East–West and the North-South axis.*
- *Complete the necessary institutional reform, in order to improve the management of transport assets, give priorities to investments, draft policies and involve the private sector.*
- *To implement the Memorandum of Understanding of the South-Eastern Europe (SEE), the Regional transporting Network, including the Transport Observatory (SEETO).*

### 3.2.1 Medium-term Legal Initiatives (2009 - 2010)

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- The DCM "On Drawing updated Road Maps" (aiming at the reflection of changes of the road network in the road map).

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Continuing the construction of the Levan – Tepelenë segment, 71 km long, (part of the North-South axis).
- Continuing the construction of the Fier – Levan – Vlorë me gjatësi 43 km, (part of Corridor VIII), including By Pass Fier.
- Constructing the road segment Kalimash – Kolsh, 6 km long, (part of the Durrës –Kukës – Morinë segment).
- Constructing the highway Rrëshen – Kalimash, 60 km long, (part of the road Durrës –Kukës – Morinë).
- Continuing the construction of the road Qafë Thanë – Pogradec – Korçë, 64 km long, (connecting Corridor VIII with Greece).
- Continuing the construction of the most important tourist road of the South-Western coast, in Vlorë – Himarë – Sarandë.
- Continuing the privatization process for the activity of maintenance of the national road network.
- Shkodër-Hani i Hotit Segment, 39 km long (part of the North-South Corridor).

### 3.3 Long-term Priorities (2011 - 2012)

#### 3.3.1 Log-term Implementing Activities (2011 - 2012)

The following legal initiatives will be undertaken so as to address long-term priorities:

- Construction of the most important tourist road of the South-Western coast, in Vlorë – Himarë – Sarandë.
- Continuing the construction of Arbëri Road (connecting with the border point in Bllatë)
- Continuing the construction of the road Qafë Thanë – Pogradec – Korçë, 64 km long, (connecting Corridor VIII with Greece)
- Complete privatization of the activity of maintenance of the national road network, based on the performance contracts.

**Table 1:** *Foreign assistance to support the road infrastructure*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMENCEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Public Works, Transport, and Telecommunications | European Union | CARDS 2005 | Supervising the rehabilitation by-pass works in Durres, Rrogozhina and secondary road from Durres to Vore, Supervising the works for the improvement and construction of the road Konispol-Sarande-Jorgucat, QAFE THANE-Korce | 2.5 mln € | Ongoing | Ongoing |
| Ministry of Public Works, Transport, and Telecommunications | European Union | CARDS 2005 | The design and the tender docu-mentation for the improvement of BYPASS Gjirokastër-Tepelenë | 1.0 mln € | Pending | Ongoing |
| Ministry of Public Works, Transport, and Telecommunications | European Union | CARDS 2006 | Detailed design and the tender documents for the update of the road segment Kukës - Morinë | 1.0 mln € | Pending | Ongoing |
| Ministry of Public Works, Transport, and Telecommunications | European Union | CARDS 2006 | Studying the transport system in the region of Tiranë - Durrës and the connection with the North-South and East-west corridors | 0.5 mln € | Pending | Ongoing |
| Ministry of Public Works, Transport, and Telecommunications | European Union | CARDS 2006 | Management of bridges | 0.5 mln € | Pending | Ongoing |

### 3.11.2 ROAD SAFETY

#### 1 Political Objectives

The drafting of development policies in the field of road traffic and security, concretized in short-term and medium term objective programs, which enables prevention and minimization of road accidents through application of European norms and Standards reflected in the basic legislation of road transport for all the components having an institutional and legislative character, serving to the security of road users, remains a main objective. The Mission is generally based on the development strategy of road transport area and particularly on issues related to the improvement of road security components. Under the engagements deriving from the SAA's implementation in the road security area, a main priority would be the alignment of the legislation in the area of land transport, by putting attention on the road security and environment pollution from vehicles, on establishment of standards regarding the extraction of gas from the heavy vehicles and their levels of noise, as well as on establishment of an information system about the road traffic, thus ensuring increase of road security. According to articles 17 and 18 of Protocol 5 of SAA, assistances to drivers should be harmonized by providing information about traffic as well as harmonizing the legislation especially with regard to transport

of dangerous goods. Based on the SAA, improvement of road security conditions comes out as a main task, starting mainly with harmonization of Albanian legislation with EU acquis, as regard the weights and dimensions, technical checks, road controls and driving permissions. Other priorities are the implementation of investment programs to improve road security conditions both, with regard to road infrastructure as well as improvement of vehicles' technical checks or other services related to vehicles' circulation. The strategic goals in the road security area aim at creating a stable development framework of the road transport sector, guarantying efficient use of sources, as well as providing sufficient funds for the road security programs, by guaranteeing high standards in achieving road security objectives.

## 2 Current Situation

### 2.1 Existing Legal Framework

Laws and acts, which transpose community acts

| |
|---|
| 1. Law "Traffic Code of Republic of Albania", Amended" |
| 2. Council Directive 96/96/EC of 20 December 1996 on the approximation of the laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers. Amended |
| 3. Partial |

| |
|---|
| 1. Decision " DCM No.153, date 07.04.2000 "On approval of the traffic code regulation of the Republic of Albania", amended |
| 2. Council Directive 96/96/EC of 20 December 1996 on the approximation of the laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers. Amended |
| 3. Partial |

| |
|---|
| 1. Instruction of MoPWTT no. 3413, date 16.07.2003 "On technical check of road vehicles" |
| 2. Council Directive 96/96/EC of 20 December 1996 on the approximation of the laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers. Amended |
| 3. Partial |

| |
|---|
| 1. Law "Traffic Code of Republic of Albania", Amended" |
| 2. Council Directive 91/439/EEC of 29 July 1991 on driving licences. Amended |
| 3. Partial |

| |
|---|
| 1. Decision " DCM No.153, date 07.04.2000 "On approval of the traffic code regulation of the Republic of Albania", amended |
| 2. Council Directive 91/439/EEC of 29 July 1991 on driving licences. Amended |
| 3. Partial |

| |
|---|
| 1. Instruction of MoPWTT No. 994, date 12.03.2003 "on organization and functioning of Driving schools" |
| 2. Council Directive 91/439/EEC of 29 July 1991 on driving licences. Amended |
| 3. Partial |

| |
|---|
| 1. Law No. 8308, dated. 18.03.1998 "On road transport", amended |
| 2. Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road. Amended |
| 3. Partial |

| |
|---|
| 1. Law No. 8308, dated. 18.03.1998 "On road transport", amended |
| 2. Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road. Amended |
| 3. Partial |

| |
|---|
| 1. Instruction of the CM no. 1, dt. 21.08.1998 "on rules of classification, designation and road transportation of dangerous goods." |
| 2. Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road. Amended |
| 3. Partial |

Other laws and legal acts that do not transpose communitarian acts:

- Law No. 8378, date 22/7/1998 "Road Cod of the Republic of Albania, amended
- DCM No. 153 date 07.04.2000 "On approving the Regulation of the Road Code of the Republic of Albania

- Law No. 8308 date 18.03 1998 “On Road Transport”, amended.
- Law No. 9272, date 16.09.2004 “On ratification of European Agreement on International transport of Dangerous Goods on Roads”.
- Law No. 9273, date on 16.09.2004 “ On ratification of European Agreement regarding adoption of uniform conditions for periodical technical inspections of motor vehicles and reciprocal recognition of such inspections of November 13 1997”
- DCM No. 270, date 10.05.2006 ”On approval of National Transport Plan”.
- Order of CoM No. 1, date 21.08.1998 “On rules of classification, designation and transport of dangerous goods by roads, “
- Order of MoPWTT No. 3551, date 23.07 2003 “On procedures of acceptance and registration of transport vehicles”
- Order of MoPWTT No.4447, date 23.09.2003 “ On circulation of vehicles being outside norms”
- Instruction of the MoPWTT No. 3413, date 16.07.2003 “On Technical check of transport vehicles “
- Instruction of the MoPWTT No. 5167, date 26.12.2002 “On organizing circulation and traffic signalling “
- Instruction of the MoPWTT No. 994, date 12.03 2003 “On Organisation and Functioning of Driving Schools”.
- Instruction of the MoPWTT “On Road Transport of Dangerous Goods”
- Joint Instruction of the MoPWTT and Ministry of Environment, No. 6527 date 24.12. 2004 “On allowed level of air pollution elements in environment due to extraction of gas and noises caused by vehicles as well as ways to control them “
- Order of Prime Minister No. 44, dated 24.03 2006 “On implementation of objective on improvement of road security”

### 2.2 Existing Institutional Framework

Implementation of engagements deriving from the legislation in force in the field of road security is under the responsibility of this institution:

a) Directorate of Traffic and Road Security, close to the Ministry of Public Works Transport and Telecommunication is the main responsible body for the activity in this field. It’s mission is to draft development policies concretized in the program of mid-term and short term annual objectives.

For the realization of its duties, this Directorate cooperates with the Inter-Ministerial Committee on Road Security, General Directorate of Road Transport Services as well as with the Traffic Police at the Ministry of Interior, having as its activity the legal control of Traffic Code Implementation.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priority determined for the Albanian Government for the period 2007-2008 is:

- *Implement the road safety programme, and improve road safety conditions by starting to align Albanian legislation with the EU acquis on weights and dimensions, roadworthiness tests, technical roadside inspections, driver licences and vehicle registration documents..*

#### 3.1.1 Short-term legal initiatives (2007 - 2008)

In order to address the short-term priorities the following legal initiatives are undertaken:

- Draft-law “On an amendment of law No. 8378, dated 22.07.1998 “The Road Code of the Republic of Albania”, amended. The new law will be partially approximated with the Directive 96/96/EC;
- Draft-act “On an amendment of the DCM No. 153, dated 07.04.2000 “On approval of the Regulation of the Road Code of the Republic of Albania 91/439/EC;
- Draft-act “On amendments in the qualification Instruction for the drivers of vehicles and theory-practical program No. 994, dated 12.03.2003”, which will be partially approximated with the Directive 96/53 EC
- Draft-law “Regarding transport of dangerous goods”, which will partially approximated with the Directive 94/55/EC

### 3.1.2 Short-term implementing activities (2007 - 2008)

- Priority follow-up of investments on improvement of security components of roads and traffic signal system and improvement of hot spots.
- Establishment of a Traffic Information Centre.
- Improvement of vehicles' technical checks centres testing constructive and ecologic parameters in compliance with the European Standards.

### 3.2 Mid-term Priorities (2009 - 2010)

### 3.2.1 Mid-term Legal Initiatives (2009 - 2010)

- Draft-decision of the CM "On assigning traffic security consultants for the transport of dangerous goods by road"
- Draftt-act "On some amendments on Law "On control procedures of dangerous goods"

### 3.2.2 Mid-Term Implementing Activities (2009 - 2010)

- Improving the hot spots where the accidents happen.

### 3.3 Long Terms Priorities (2011 - 2012)

### 3.3.1 Mid-Term Legal Initiatives (2011 - 2012)

Study aiming introduction with the new European legislation in the field of traffic security

**Table 1:** *Assisting the capacities for the Ministry of Public Works, Transport and Telecommunication (Traffic Security and Environment Pollution from vehicles)*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2007 | 2008 |
|---|---|---|---|---|
| Increase of staff number | person | 5 | | |
| Trainings | 000 ALL | | 100 | |
| Consultancies-Studies | 000 ALL | | 10 000 | |

**Table 2:** *Your assistance in supporting traffic security*

| Institution | Donor | PROGRAM/ Implementing agency | name of project | Value | STARTING deadline | completion deadline |
|---|---|---|---|---|---|---|
| Ministry of Public Works Transport and Telecommunication | World Bank | | Technical Assistance for the institutional strengthening of the administration dealing with traffic security | 111,538,000 ALL | 2007 | 2008 |

### 3.11.3 ROAD TRANSPORT

### 1 Political Target

Under way to of the commitments deriving from articles 54, 59, 70, 106 of the Association and Stabilization Agreement with respect to Road Transport, Protocol 5 and article 33 of the Interim Agreement, Albanian government considers a priority the creation of a regulatory and legal system in accordance to the European standards and requirements that will guarantee facilitation ( easement) of market access for the transporters, optimum operations of the transport services grounded on a high level competition as well as the decrease of the non-physical barriers. In support to this commitment, the strengthening of legislation to avoidance the dishonest competition as well as for rigorous enforcement of bilateral or multi lateral agreements on the Road transportation; market acceptance of road transportation based on the principle of reciprocity; granting to the transit transport the unlimited rights; training of the road transport personnel, especially that related to transport of dangerous goods in accordance with the EC standards, remain priority obligations.

## 2 Current Situation

### 2.1 The existing legal framework

The base legal framework in this field that transposes communitarian acts comprises of:

| Law No. 8308, date 18.03.1998 "On the Road transports", amended |
|---|
| Council Directive 96/26/EC of 29 April 1996 on admission to the occupation of road haulage operator and road passenger transport operator and mutual recognition of diplomas, certificates and other evidence of formal qualifications intended to facilitate for these operators the right to freedom of establishment in national and international transport operations. Amended. Published on the official gazette L 124, date 23.5.1996, amended by Directive 98/76/EC published in the official gazette L 277, date 14.10.1998, amended by Directive 2004/66/EC published in the official gazette L 168, date 1.5.2004.<br><br>The Directives aim at unification of the quality criteria that should be enforced by all the member states for the acceptance of the activity of the operator of the road transport, freedom of decision in exercising the activity and the reciprocal acknowledgement of the certificates of qualification of the directors of the activities of those operators. |
| Partial |

| Law no. 8378, date 22.07.1998, "Road Code of the Republic of Albania", amended |
|---|
| - Council Directive 96/53/EC of 25 July 1996 laying down for certain road vehicles circulating within the Community the maximum authorized dimensions in national and international traffic and the maximum authorized weights in international traffic. Corrected by 31996L0053R(01) published on the official gazette L 235, date 17.09.1996, page 59, amended by Directive 2002/7/EC.<br><br>The Directive aims at improving the conditions of competition into the road transport within the European Community lifting the obstacles in the differences on weights and sizes.<br><br>- Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road" Published in the official gazette L 319, date 12.12.1994, p. 7, amended: Annexes A and B form the Directives of the Commission 96/86/EC; Directive of the Commission 1999/47/EC; Directive 2000/61/EC of the European Parliament and of the Council of October 10, 2000; Directive of Commission 2001/7/EC of January 29, 2001; Decision of Commission 2002/886/EC of November 7 2002; Directive of Commission 2003/28/EC of April 7 2003; Directive of Commission 2004/111/EC of April 9 2004; Directive of Commission 2006/89/EC of November 3 2006.<br><br>Directive aims at determining the uniform regulations for the domestic and international transport in order to increase the road safety in the transport of dangerous goods on the roads.<br><br>- Council Directive 96/35/EC of 3 June 1996 on the appointment and vocational qualification of safety advisers for the transport of dangerous goods by road, rail and inland waterway" Published on the official gazette L145, p. 10, date 19.06.1996.<br><br>Directive aims at increase of knowledge on preventing risk during transport of dangerous goods on the roads, safety increase for the life of the workers, improve of preventive measures/precautions during the loading and unloading of those goods, the professional training of the safety advisors for the transport of goods....., etc.<br><br>- Council Directive 95/50/EC of 6 October 1995 on uniform procedures for checks on the transport of dangerous goods by road", published in the official gazette L 249, date 17.10.1995, p. 35, amended by the Directive 2001/26/EC of European Parliament and of the Council of May 7th 2001; Directive of Commission 2004/112/EC of December 13, 2004.<br><br>Directive aims at matching a series of measures for the stabilization of a market without borders of the EC in the free move of goods, people, capitals, etc, the harmonization of the procedures of control in compliance with the safety standards for such a transport... etc.<br><br>- Regulation (EC) No 561/2006 of the European Parliament and of the Council of 15 March 2006 on the harmonisation of certain social legislation relating to road transport and amending Council Regulations (EEC) No 3821/85 and (EC) No 2135/98 and repealing Council Regulation (EEC) No 3820/85 (Text with EEA relevance) - DeclarationCorrected by 32006R0561R(01)<br><br>The Regulation aims at improving in interpretation and uniform executing of the time for driving the vehicles, the period of cessation and rest for the drivers of the professional vehicles in the domestic and international road transport improving the road safety, increasing the responsibility of projects /ventures in the road transport, put into function/utilize the digital tahograph alongside with the analogue one...etc.<br><br>- Directive 2002/15/EC of the European Parliament and of the Council of 11 March 2002 on the organisation of the working time of persons performing mobile road transport activities Published in the Official gazette L.80, dated 23.03.2002, p.35-39.<br><br>Directive defines some minimum requirements in connection with the organization of time in order to improve health protection and safety of workers who carry out mobile transport activities, to improve the road safety which can be endangered by the tiredness of the drivers of vehicles and establish equal rules of competition in the market.<br><br>- Directive 2006/22/EC of 15 March 2006 on minimum conditions for the implementation of Council Regulations (EEC) No 3820/85 and (EEC) No 3821/85 concerning social legislation relating to road transport activities and repealing Council Directive 88/599/EEC.<br><br>Directive aims at strengthening the conditions for the enforcement of the social legislations in the above mentioned regulations and the country's laws, enhancing the control on the roads...etc. |
| Partial |

Other Acts that do not transpose communitarian acts:

- DCM No. 270, dated 10.05.06 " For the approval of the National Transport Plan"

- Customs Convention on the Provisional Importation of the Private Road vehicles of June 1954.
- Customs Convention on the International Transport of Goods according to the TIR Carnets(Convention TIR) '75,
- European Agreement which is related to International Transport of Dangerous Goods by roads, '57 (ADR)
- European Agreement on the International Transport of delicate Foodstuff and special equipment that are used in such kind of transports (ATP) '70
- International Convention on the Harmonization of the Border Checks of Goods '82.
- Protocol that changes articles 1 (A) and 14 (1),(3)B of the European Agreement on the International Road Transport of Dangerous Goods, of September 30 1957 (ADR), concluded in Geneva on 28 October 1993.
- European Agreement, which is connected with the work of vehicle teams in the International Road transport , of the year 1970 (AETR)
- Convention of the Contract for the International Carriage of Goods (CMR)., of 1956 -(CMR)
- Protocol of Convention of the Contract for the International CArriage of Goods, of 1978 (CMR)
- European Agreement on the main Arteries of International Traffic, of November 15, 1957 (AGR);
- Agreement for the occasional international carriage of passengers by coach and bus (Interbus agreement)

**2.2 Existing Institutional Framework**

The international and domestic road transport Policy in as far as passengers and goods are concerned is under the responsibility of:

a) Directorate of Road Transport Policies, which is a component part of General Directorate of Policies and Planning in the Ministry of Public Works, Transport and Telecommunications (MPWT&T). The Role of the Directorate of Road transport Policies consists mainly in making up policies related to market introduction of the transporters, avoidance of the dishonest competition into that field, compiling and monitoring of bilateral and multilateral agreements on road transport, proposal of legal act and sub acts. This directorate cooperates with the General Directorate of Road Transport Services (GDRTS) for the achievement of its own goals, which is an executive agency that carries out services related to road transport for the private and public subjects. The GDRTS cooperates with the Directorate of the traffic police in the Ministry of Interior, The local governments Units as well as with the Albanian Transporters Association (ANALTIR) for performing road checks and inspections on the transport operations, checking the documentations, economic use of vehicles etc,

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

From the European: Partnership Document

- *Enforcement of the National Plan Transport;*
- *Harmonization of the Albanian legislation with the EU acquis , in as far as weights and sizes are concerned.*

**3.1.1 Short-Term Legal Initiatives (2007 - 2008)**

- Draft-law "For a change in law No. 8308, date 18.03.1998 "On road transports", changed, which will be partly approximated with the Council's Directive 96/26/EC;
- Draft-law " For a change in law 8378, date 22.07.1998 "Road Code of the Republic of Albania", that makes way to matching the home legislation with the Directives and Regulations 96/26/EC; 561/2006/EEC; 2002/15/EC; 2006/22/EC; 96/53/EC; 94/55/EC; 96/35/EC; 95/50/EC;
- Draft-decision "For acceptance in the activity of the road transport operator and the reciprocal acknowledgment of diplomas and certificates", which will be partly approximated with the Council's Directive 96/26/EC.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Research aiming at acquiring the European legislation in order to match the national legislation on transport of dangerous goods by roads. (Directive. 94/55; 96/35; 95/50).

### 3.2 Mid-term Priorities (2009 - 2010)

- *Implementation of the Memorandum of Understanding (MoU) of the South East Europe (SEE) Core Regional Transport Network including the Transport Observatory (SEETO).*

#### 3.2.1 Mid-term Legal Initiatives (2009 - 2010)

- Draft law "For adherence into the Convention "On Taxation of Road Vehicles engaged in International Goods Transport ".
- Draft decision. "On defining the allowed maximal size for some vehicles in the International and domestic traffic and the authorized maximal weights in the international traffic", which is entirely consistent with Directive 96/53/EC.
- Draft law "For the approval of the new document of social policies for the drivers of vehicles, and the organization of the work time, in order to increase the road safety", which is entirely consistent with Regulation 561/2006/EEC.
- Draft Decision "On standard procedures of control for execution of laws on the road transport", which is fully approximated with Directive 2006/22/EC.
- Drat law "For transport of dangerous goods by roads", which will be fully approximated with the Council's Directive 94/55/EC.
- Draft decision "On assigning and professional qualification of the consultants on the road safety in road transport of dangerous goods", which will be fully approximated with Directive 96/35/EC.

#### 3.2.2 Mid-term Implementing Activities (2009 - 2010)

- Experts' Training "On the directives related to transportation of dangerous goods by roads, on qualification of road transport consultants; uniform procedures on checks" (implementation of the Directives 94/55; 96/35; 95/50).
- Training of the Control bodies related to the execution of the legislations in the field of Road Transport.
- Cooperation with the Ministry of Equal Opportunities and Social Affairs MoEOSA for "On the harmonization of some social laws related to the road transport" (Regulation 561/2006).
- Research study aiming at acquiring the Communitarian legislation in the fields of Road transport.

### 3.3 Long-term Legal Initiatives (2011 - 2013)

- Draft decision "On uniform procedures for checks on the transport of dangerous goods by road", which is going to be partly approximated with the Council's Directive 95/50/EC;
- Draft law " For a change on law 8977, dated 12.12.2002 "For the tax system in the Republic of Albania", which will be partly approximated with the Directive 99/62/EC;
- Draft decision "On the statistical reporting on the Road Transporting of goods ", which will be entirely approximated with the Council's Regulation (EC) No. 1172/98.

#### 3.3.1 Long-term Implementing Activities (2011 - 2012)

**Table 1:** *Strengthening the institutional capacities of the institution/directorate*

| INVESTMENTS | MEASUREMENT UNIT | PRESENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Additional staff | Persons | 3 | X | X | X | X |
| Training | Thousand/ ALL | X | X | 1160 | 440 | X |

### 3.11.4 RAIL TRANSPORT

#### 1 Political Objective

The priority of the Albanian Government in the area of Railway Transport is the restructuring of the Albanian railway system. The objectives that are expected to achieve up to the medium-term period in order to fulfil the priority of the Albanian Government are the continuous improvement of the legal framework, aiming at its full approximation with the European legislation, improving the management of economic performance, reduction of operational costs, subventions,

opening the rail transport market for other operators, improvement of technical indicators of the railway infrastructure and the general renovation of the inventory of trains, giving priority to the import of regional trains.

These objectives base on the article 105 of the SAA and on the articles 7-10 of the Protocol 5 "On land transport".
The final goal is to include our railway network in the regional railway networks: Corridor VIII and the High Performance Regional Railway Network

## 2 Current Situation

### 2.1 Legal Framework

The Parliament has approved with the Law No. 9317, dated 18.11.2004 "The Railway Code of the Republic of Albania" in order to regulate the activity in the Railway Transport. This Code takes into account the main directives of the EC regarding the development of railway sector such as: opening the market for other transporters in addition to Albanian Railways Anonymous Company, liberalisation, transparency, non-discrimination of operators, separation of transport operators from the administrators of infrastructure.

This following law refers to acquis:

| |
|---|
| 1. Law no. 9317 dated 18.11. 2004, "The Railway Code of the Republic of Albania" |
| 2. Approximation of Directives 91/440/EEC, 2001/12/EC, 2001/13/EC and Regulation 1191/69/EEC. |
| 3. Partial |

Albania is a member of the Intergovernmental Organisation of International Carriage by Rail since 1984 (OTIF). Albania ratified on 1 June 1984 the Convention concerning International Carriage by Rail of 9 May 1980 (COTIF).

Actually, Albania is a member of the following Conventions:

- Convention of UNO (UNCE) to facilitate border crossing of goods transported by rail.
- Convention of UNO (UNCE) to facilitate border crossing of passengers and luggage transported by rail.
- Uniform rules concerning the Contract of the International Carriage of Goods by Rail (CIM).
- Uniform rules concerning the contract of the International Carriage of Passengers by Rail (CIV).
- Regulation concerning the International Carriage of dangerous goods (RID);

Albania is also a party to the Memorandum of Understanding of South-Eastern Europe, singed on 11 June 2004.

### 2.2 Institutional Framework

In the process of implementation of the legislation in force, the Sector of Policies of Railway Transport in the Ministry of Public Works, Transport and Telecommunications is the general regulating unit for the whole activity of railway transport. The main areas of work of this Ministry are as follows:

- To develop and improve continuously the policies for the development of railway transport in accordance to the actual development of the national economy and the needs of the population for the transport of goods and passengers for the internal transport and also for the international railway transport;
- To develop and improve continuously a modern legislation in accordance to the directives of the European Union aiming at inciting and properly managing the railway transport pursuant to the policies that the sector has developed.
- To follow up the process of developing feasibility studies and master plans for the development of railway transport in general and according to particular areas and Corridors of transport.
- To support, encourage and facilitate the development of transit traffic, giving priority to development of multi model transports in the East – West and North – South Corridors as well as the ones to Kosovo;
- To take the measures in order to avoid the dishonest competition;
- To define the policies for the improvement of the existing infrastructures of railway transport and the extension and development of the new infrastructures;
- To monitor the implementation of policies and to co-operate with the institutions of the local government for specific problems;
- To examine and follow up technical problems of railway transport in general concerning the current situation of the inventory of trains, communication and signalling systems and to follow up continuously the approved policies for the development in this area;

The Ministry of Public Works, Transports and Telecommunications closely co-operates with the Ministry of Economy, Trade and Energy, Albanian Railways Anonymous Company and the Directorate of Financial Planning, Statistics and Integration in the MoPWTT to develop strategies and phases for the privatisation of different sectors of the railway transport, based on the policy that is drafted to this goal.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the recommendations of the European Commission provided in the European Partnership Document and in the Mid-term budget Program, the short-term priority in the area of railway transport is:

- *Begin the necessary reforms of the railway sector.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legislative initiatives deriving from the "The Railway Code of the Republic of Albania" will be undertaken so as to improve the legal framework:

- Approving the Regulation on issuing and withdrawing the driving licence and to examine the administrative contraventions;
- Approving the technical standards of railway lines (Partial approximation with the Technical Standards of Interaction determined in the Directives 96/48/EC and 2001/16/EC);
- Approving the Instruction on the technical conditions for the construction and operation of railroad crossings; (Partial approximation with the Technical Standards of Interaction determined in the Directives 96/48/EC and 2001/16/EC);
- Approving the Regulation on signalling and communication system on the railway (Partial approximation with the Technical Standards of Interaction determined in the Directives 96/48/EC and 2001/16/EC);
- Approving the Regulation on control, maintenance and protection of the railway infrastructure (Partial approximation with the Technical Standards of Interaction determined in the Directives 96/48/EC and 2001/16/EC);
- Approving the Regulation for the technical exploitation of railways;
- Approving the Regulation concerning carriage of passengers and luggage by rail;
- Approving the Regulation on criteria to issue licences to the railway transporters; (Partial approximation with Directive 95/18/EC, 2001/13/EC);
- Approving the Regulation on issuing permissions for the activity of railway transporters; (Partial approximation with Directive 95/18/EC, 2001/13/EC);
- Approving the Regulation on the way the railway transporters are going to use the railway line (Directive 2001/14/EC);
- Approving the Regulation concerning carriage of dangerous goods by rail;
- Approving the Regulation on the technical conditions of acceptance and the acceptance for use of railway means. (Partial approximation with the Technical Standards of Interaction determined in the Directives 96/48/EC and 2001/16/EC);

All these legislative initiatives will be partly in accordance to Regulations (EEC) 1191/69, 1107/70 and Directive 91/440/EC, Directive 95/18/EC, Directive 96/48/EC, Directive 2001/12/EC, Directive 2001/13/CE, Directive 2001/14/EC, Directive 2001/16/EC, Directive 2004/49/EC, Directive 2004/50/EC, Directive 2004/51/EC.

In addition to the above-mentioned regulations in the course of the process of reform, there could be a need to issue other laws depending on the progress of this process.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to address short-term priorities:

- Carrying out a Study of the Community Legislation in the area of the Railway Transport;
- Study on the institutional division of infrastructure by the rail transporters of passengers and goods;
- Developing the action plan to divide the accounts of infrastructure sector from those of exploitation sector;
- Carrying out a Study for the separation and subdivision of Mechanic Base into a special anonymous company;
- Separation of Mechanic Base into a special anonymous company not subordinated to Albanian Railways;
- Participating in the Executive Committee meetings of the Agreement on "Establishment of the High Performance South-East European Railway Network"

### 3.2 Medium-term Priorities (2009 - 2010)

Based on the recommendations provided by the European Commission in the Document of European Partnership, the medium-term priorities (2009-2010) in the railway transport are as follows:

- *Implement the Memorandum of Understanding of South-Eastern Europe (SEE), Regional Transporting Network including the Transport Observer (SEETO).*
- *Implementation of the recommendations of the study "On the 5-year business plan of the Albanian Railways".*

#### 3.2.1 Medium-term Legal Initiatives (2009 - 2010)

All the legislative initiatives taken by the Albanian Government in the short-term period and the implementation activities during this period will serve also to fulfil the medium-term priority to achieve approximation with the European legislation.

#### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The restructuring and reform of the Albanian Railways Anonymous Company, in implementation the approved strategy, will pursue its goal to become and financial independent business unit, to reorganize the passengers service, take measures to increase the railway access to the Durres Port, etc.

### 3.3 Long-term Legal Initiatives (2011 - 2012)

The initiative to achieve full approximation of the national legal and sub-legal acts of this field with those of the European Community will continue.

#### 3.3.1 Long-term Implementing Activities (2011 - 2012)

The Tirane – Durrës Railway line will be modernized and the new Railway line with Macedonia will be constructed, based on the New Strategy of this Sector and the funds accorded.

**Table 1:** *Strengthening institutional capacities of the Ministry of Public Works, Transport and Telecommunications (Railway Transport Policies Sector)*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEAR | | |
|---|---|---|---|---|---|
| | | | 2006 | 2007 | 2008 |
| Personnel increase | Persons | 3 | | | |
| Training sessions | 000 ALL | | 0 | 0 | 7500 |

### 3.11.5 MARITIME TRANSPORT

#### 1 Political Objective

Pursuant to article 70 of the SAA, the main objective in the field of maritime transport remains the effective application of the principle of unlimited access on the market and the existence of a trade-oriented traffic, as well as the respect of international and European obligations in the field of safety and environment protection.

This is expressed through an open competitive environment, as an essential characteristic in the international maritime transport, and with the entry into force of the Stabilization Association Agreement, by abrogating all the biased measures and administrative or technical obstacles which may have restrictive or discriminatory effects in the free service provision in the international maritime transport, the use of infrastructure and supporting maritime services in ports, as well as the application of taxes and tariffs, customs facilities and identification of anchoring places and the facilities for loading and unloading.

Consequently, the main objectives that are foreseen in the Sector Strategy of Maritime Transport are mainly related to the establishment of the Maritime Administration, completion of the legal framework, modernization of ports, rehabilitation and reconstruction of the port infrastructure, privatization of the port trade services, life security in the sea, protection of sea environment, etc.

## 2 Current Situation

### 2.1 Existing Legal Framework

Laws and acts that do not transpose the community acts:
All the following legal acts are in full compliance with the international maritime convents, and Albania adheres in those by approving them:

- Law no. 9594, dated 27.07.2006 "On the accession in the International Convention "On the prevention of pollution from ships", 1973 amended with protocol of year 1978 (MARPOL 73/78)."
- Law no. 9055, dated 24.04.2003 "On the accession of the Republic of Albania in the United Nations Convention "On the Law of the Sea", Montego Bay, Jamaica;
- Law no. 9213, dated 1.04.2004, "On the accession of the Republic of Albania in the Maritime International Convention "For the safety of life at sea" (SOLAS 1974), together with its amendments until December 2000.
- Law no. 8569, dated 20.01.2000, "On the accession of the Republic of Albania in the "Maritime International Convention on Standards of Training, Certification, and Watchkeeping for Seafarers (STCW)".
- Law no. Nr. 9166, dated 22.01.2004 "On the accession of the Republic of Albania in the Maritime International Code of rules to prevent collisions at sea".
- Law no. 9277, dated 23.09.2004, "On the accession of the Republic of Albania in the Athens Convention "On the carriange of passengers and their luggage by sea" 1974.
- Law no. 9504, dated 3.04.2006, "On the accession of the Republic of Albania in the United Nations Convention "On the carriage of goods by sea (Hamburg Rules)".
- Law no. 9428, dated 13.10.2005, "On the accession of the Republic of Albania in the International Maritime Convention on Facilitation of International Maritime Traffic (FAL), adopted in **London** on 9 April 1965".
- Law no. 8690, dated 16.12.2000, "On the accession of the Republic of Albania in the Convention "For the protection of the Mediterranean Sea against pollution, (Barcelona convention)"
- Law no. 9495, dated 20.03.2006, "On the accession of the Republic of Albania in the International Convention "On rescuing", 1989, London".
- Law No. 9251 dated 08.07.2004 "On Albanian Maritime Code";
- Law No. 9130 dated 08.09.2003 "On Port Authority";
- Law No. 9281 dated 23.09.2004 "On Safety in Ships and at Ports";
- Decree no. 4938, dated 4.2.1972, amended with Decree no. 6180, dated 26.4.1980, "On the Ports Harbour".

### 2.2 Existing Institutional Framework

The Directorate of Policies of Maritime Transport is the highest structure of the maritime, port and water administration included in the organisational structure of the Ministry of Public Works, Transport and Telecommunications (MoPWTT). The mission of this Directorate includes all the administrative, legal, economic, financial, technical and social issues, within the competencies of this Ministry, such as:

- It defines the Strategy for the development of maritime, water transport and ports,
- It defines the rules for the administration of property inside the territory of ports,
- It prepares the legislation to regulate all issues related to the normal conduct of activities in the area of maritime, water transport and ports.
- It sets the rules for the prevention and protection of environment from pollution, in cooperation with the interested Ministries for the implementation of International Maritime Conventions and the manner to apply and control these rules, etc.

In order to carry out the above tasks, this Directorate has in its organizational structure 7 employees.
In cooperation with the Directorate of Legal Services, the Integration Sector and the Directorate of Foreign Affairs, at the MPPTT, this directorate prepares the following:

- The maritime agreements with the other countries, which derive from the implementation of the Maritime International Conventions and the Sea Law.
- Prepares all the documentation for the ratification, unification or acceptance of International Maritime Conventions and develops the national rules for their implementation;

- In the course of the process of general development it follows up all the problems related to the sea that might arise, by providing solutions according to the powers provided by the law;
- Participates by cooperating with other Directorates, in order to make investments in the maritime transport, water sector and ports;
- Cooperates with subordinating institutions, such as Durres Port Authority, Anonymous Company of Maritime Ports, General Harbour Office, Anonymous Company of Maritime Register, Ship Enterprise for Maritime Service for issues related to the functioning of these institutions.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Improve the maritime safety conditions, particularly the detention rate of Albanian ships under the Paris MoU*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- "Draft-Law "On the Maritime Administration", which aims at the creation of the Albanian Maritime Administration with its policy-making and implementing structures. It will be fully aligned with Directive 94/57/EC and Directive 95/21/EC.
- Draft-law for Albania's signature of "The Memorandum of Understanding on Port State Control" (Paris Memorandum of Understanding). It will be approximated with Directive 94/57/EC and Directive 95/21/EC, as amended;
- Draft-law "On the accession to the Convention for the identification documents of seamen". It will be aligned with Regulation 1612/68/EC.
- Draft-law "On the minimal standards in trade ships, 1976 and protocol of year 1996 (ILO 147)". It will be aligned with the respective Convention 1976, and the protocol of year 1996 (ILO 147)".
- Draft-law on the accession to the United Nation Convention "On arrest of ships", 1999. It will be aligned with the respective UN Convention, 1999.
- Draft-law on the accession to the United Nation Convention "On the maritime pretences", 1993. It will be aligned with the UN Convention, 1993.
- Draft-law on the accession to the convention "On the minimum age to employ Seamen";

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Establishment of the Maritime Administration.
- Establishment of the State Port Control.
- Establishment of the Security Force in the Port of Vlora.
- Establishment of the Security Force in the Port of Saranda.
- Establishment of the Security Force in the Port of Shëngjin.
- Study the legislation of the community in the field of maritime transport.
- Strengthening the capacities of the PIU unit.

**3.2 Mid-term Priorities (2009 - 2010)**

- *Make substantial progress on the rehabilitation of the ports of Durres and Vlora and consolidate port operations there.*

**3.2.1 Mid-term Legal Initiatives (2009 - 2010)**

- Draft-law on the accession to the convent "On the transport of dangerous and toxic goods HNS 96".
- Draft-law on the approval of the National Plan for intervention in cases of maritime accidental pollution (contingency plan).
- Draft-law "On accession to the Ballast Water Convention" 2004".

**3.2.2 Long-term Legal Initiatives (2011 - 2012)**

- Draft-law on the accession in Convention "On the creation of a suitable place for a refuge port for ships in breakdown condition".
- Draft-law on the accession in Convention "On the rules for maritime transport (London Convention)"

- Draft-law "On the accession in the Protocol for the preparation, intervention and cooperation against accidental pollution from damaging and toxic substances, 2000" (OPRC - HNS).

### 3.3 Long-term Implementing Activities (2011 - 2012)

There are no implementing activities for the long term.

**Table 1:** *Strengthening the institutional capacities for the institution/directorate of maritime policy transport*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 7 | 1 | 15 | X | X |
| 4. Trainings (thousand ALL) | (thousand ALL) | X | 34400 | 86100 | X | X |

**Table 2:** *Foreign support to support the maritime transport*

| INSTITUTION | DONOR | IMPLEMENTING PROGRAM / AGENCY | PROJECT TITLE | VALUE | COMMEN-CEMENT TIME LINE | CONCLUSION |
|---|---|---|---|---|---|---|
| Ministry of Public Works, Transport and Telecommunication, Port Authority | Italian Government | 'Cooperazione Italiana' | Preparing the first, secondly and partly third part of the Master Plan for the Port of Vlora | 15.4 mln € | 2008 | 2010 |
| Ministry of Public Works, Transport and Telecommunication, Port Authority | European Bank for Reconstruction and Development, Europe-an Bank for Investments. | | Construction of the passengers terminal in the Port of Durres, Rehabilitation of quays 7 and 8 and other supp-orting works | 40 mln € | 2007 | 2009 |

### 3.11.6 AIR TRANSPORT

#### 1 Political Objective

One of the strategic objectives for the Air transport sector is to gradually create a unique and linked space of traffic at the national and regional level, as specified in article 59 of the SSA. The Albanian Government aims at efficiently implementing the airport projects to increase the traffic capacities of free movement of people, goods and services, and develop more effective methods to attract private capitals in these services. The Albanian Government will pay a special attention to the strict fulfilment of legal obligations that derive from the membership in some of the most important international Conventions and Agreements in the area of Air Transport.

The strategic planning of the Air Transport Sector focused towards a clear vision, referring to article 70 of the SAA, consists in improving the climate and environment for the development of the domestic and international air transport according to European Standards, through adoption of the legal and operative infrastructure in this filed in implementing the dispositions of the Agreements of Albania with the EC (Horizontal Agreement and ECAA).

The priorities in the policies of the Air Transport sector, referring to article 106 of the SAA and in accordance with the Albanian Government Program for the period 2007-2010, consists in Drafting the Air Code of the Republic of Albania to be in accordance with the *acquis communautaire*, as well as the obligations deriving from the commitment to have a European Common Aviation Area (ECAA), SES and the Functional Blocks, as to achieve:

- Increasing efficiency in the level of Air Transport Services in free movement of people and goods;
- Achieving full European standards for the market liberalisation, through application of equal competition conditions;
- Full approximation with the national standards for the safety and not dangerous movement of passengers and goods;
- Collaboration with all the transport structures, inside and abroad the country for the development of tourism, business and regional collaborations;

## 2 Current Situation

### 2.1 Existing Legal Framework

The legal framework governing in the area of Air Transport, containing transposition of the communitarian acts, is as follows:

| |
|---|
| 1. Law no. 9658, dated 18.12.2006 "On ratification of "The Multilateral Agreement between the European Community and its Member States, Republic of Albania, Bosnia and Herzegovina, Republic of Bulgaria, Republic of Croatia, Republic of Macedonia, Republic of Iceland, Republic of Montenegro, Republic of Norway, Republic of Rumania, Republic of Serbia and the Temporary Administrative Mission of the United Nations in Kosovo, for the creation of a European Common Aviation Area". |
| 2. Council Regulation (EEC) No. 2407/92 "On licensing of air carriers"<br>Council Regulation (EEC) No. 2408/92 "On access for Community air carriers to intra-Community air routes",<br>Council Regulation (EEC) No 2409/92 of 23 July 1992 "On fares and rates for air services",<br>Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky (the framework Regulation)"<br>Regulation (EC) No 552/2004 of the European Parliament and of the Council of 10 March 2004 "On the interoperability of the European Air Traffic Management network (the interoperability Regulation)" |
| 3. Full |

| |
|---|
| 1. Law no. 9586, dated 20.07.2006 "On ratification of "The Agreement between the Council of Ministers of the Republic of Albania and the European Community for specified aspects of the air services". |
| 2. Council Regulation (EEC) No. 2407/92 "On licensing of air carriers"<br>Council Regulation (EEC) No. 2408/92 "On access for Community air carriers to intra-Community air routes",<br>Council Regulation (EEC) No 2409/92 of 23 July 1992 "On fares and rates for air services",<br>Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky (the framework Regulation)"<br>Regulation (EC) No 2111/2005 of the European Parliament and of the Council of 14 December 2005 "On the establishment of a Community list of air carriers subject to an operating ban within the Community and on informing air transport passengers of the identity of the operating air carrier, and repealing Article 9 of Directive 2004/36/EC ",<br>Council Directive 91/670/EEC of 16 December 1991 "On mutual acceptance of personnel licences for the exercise of functions in civil aviation" |
| 3. Full |

| |
|---|
| 1. Montreal Convention for the Unification of Certain Rules for International Carriage by Air (Montreal, 28 May 1999). |
| 2. Regulation no. 785/2004/EC of the European Parliament and Council dated 21 April 2004 "On insurance requirements for air carriers and aircraft operators" |
| 3. Full |

| |
|---|
| 1. Presidium Decree dated 28/03/91, Convention on International Civil Aviation , signed in Chicago on 7/12/44, |
| 2. Council Directive 92/14/EEC of 2 March 1992 on the limitation of the operation of aeroplanes covered by Part II, Chapter 2, Volume 1 of Annex 16 to the Convention on International Civil Aviation, second edition (1988) |
| 3. Full |

Other laws and legal acts that does not transpose communitarian acts:

- Law no. 7877, dated 30.11.1994, "On Albanian Civil Aviation"
- Law no. 8910, dated 19.03.1998, "On safety of civil aviation"
- Law no. 8374, dated 15.07.1998, "On the use of air space of the Republic of Albania"
- Law no. 9312 dated 11.11.2004, "On ratification of Concession Agreement between the Council of Ministers of the Republic of Albania and the Concessionaire Company "Tirana Airport Partners" Ltd., to construct, operate and maintain the International Airport "Mother Teresa".
- Law no. 9149 dated 30.10.2003 "On some supplements and amendments to the Law No. 8130, dated 19.03.1998 "On safety in the Albanian civil aviation", referring to Annex 17 "Safety" of ICAOS, Document 8973 "Safety manual";
- DCM no. 270, dated 10.05.06 "On approval of the National Transport Plan".
- DCM no. 48, dated 28.01.1999, "On establishment of the board to investigate air accidents and incidents of civil aviation".
- DCM no. 665 dated 18.12.2002, "On approval of the contract between the Government of the Republic of Albania and Lockhed Martin Global inc. for the modernisation of service in the Albanian Air Traffic"
- DCM no. 296, dated 14.05.2004 "On establishment of the safety committee of Rinas Airport"
- DCM no. 3, dated. 07. 01.1999, "On establishment and operation in the area of search-rescue (SAR) airplanes in case of air accidents".
- DCM no. 224 dated 15. 05.1995, "On establishment of Consultant Board of the Civil Aviation",
- DCM no. 91 dated 20.02.2004 "On approval of the national safety program of the Civil Aviation".

The Republic of Albania has adhered to and ratified the following international acts:

- International air services transit agreement signed it Chicago on 07 December 1944 (Transit Agreement)
- International Air Transport Agreement,
- Protocol in the authentic text in three languages of the Convention on International Civil Aviation , signed in Buenos Aires on 24/09/68
- Article 83 signed in Montreal on 06/10/80,
- Convention for the Protection from acts committed on the board of the airplane, signed in Tokyo on 14/09/63,
- Convention on Offences and Certain Other Acts Committed on Board Aircraft, adopted in Tokyo in 1963,
- Convention on Suppression of Illegal Acts against the safety in the Civil Aviation, signed in Montreal on 23/09/71,
- Additional Protocol for the suppression of unlawful acts of violence at airports serving international civil aviation (Montreal, 1988), to the Convention on Suppression of Illegal Acts against the safety in the Civil Aviation, signed in Montreal on 23/09/71
- "On the adherence of the Republic of Albania to Convention "Convention on International ... Guarantee trusts over movable property" and its Protocol", law no. 9551, dated 05.06.2006.
- "On the adherence of the Republic of Albania to the Dispositions on Development, Acceptance and Implementation of Aviation Joint Requirements (JAR)", law. 9489, dated 13.03.2006.
- "On the adherence of the Republic of Albania to the International Convention of EUROCONTROL, law no. 8821, dated 15.10.2001.
- On Albania's Membership at the European Civil Aviation Conference (ECAC), Law no. 8259, dated 26.11.1997.

**2.2 Institutional Framework**

The Albanian Air Transport, from the structural-organisational viewpoint, functions as a system at the top of which is its highest Authority, Minister of Public Works, Transport and Telecommunications.
The Albanian Air Transport functions at three basic levels:

- Level of developing policies (Directorate of Air Transport Policies in MoPWTT);
- Governing and technical level (Directorate General of Civil Aviation);
- Operational and functional level (National Agency of Air Traffic, airline companies, airport operator, structure of control service of air traffic, maintenance and other structures).

**a) Directorate of Air Transport Policies**
The Directorate of Air Transport Policies as part of the structure of the Ministry of Public Works, Transport and Telecommunications has the following duties:

- It leads the process of developing political, legal and economic strategies for the development of Air Transport pursuant to the strategies and objectives of the Government;
- It co-ordinates, supports and monitors the implementation of the medium and long-term programs that are approved by other institutions of executive nature in the area of Air Transport, free movement of passengers and commodities;
- It co-ordinates and monitors legislation in the area of Air Transport, its approximation to the international legislation and the European objectives to be included in a single European zone, liberalisation of the market of the Air transport, improvement of security and safety.

b) Directorate General of Civil Aviation (DGCA), DGCA is a structure subordinated to the Ministry of Public Works, Transport and Telecommunications and its mission is to regulate the relations between the state and private and state legal entities and natural persons, pursuant to the national interests and the international technical norms in the area of civil aviation.

c) National Agency of Air Traffic. The National Agency of Air Traffic (NAAT) anonymous company is an anonymous business company with full state capital, subordinated to the Ministry of Public Works, Transport and Telecommunications and Ministry of Economy, Trade and Energy.

d) Tirana International Airport. Tirana International Airport (TIA) Company Ltd. is a limited liability company, which got the concession to operate Rinas Airport. The mission of Tirana Airport Partners is to perform all airport services at the airport. The concession (of type BOOT) is granted for 20 (twenty) years and the Albanian Parliament has ratified it by law. TIA is the only airport operator of "Mother Teresa" Rinas Airport. The modernisation of "Mother

Teresa" Airport is being made in accordance with the Master Plan of the Airport development approved by the Albanian Government.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The short-term priorities of the Air Transport for the 2007-2008 period are as follows:

- *Make amendments to the Air Code in order to comply with the European legislation, taking into consideration efficient implementation of commitment "On a European Joint Aviation Area" (ECAA). This fact refers to the European Partnership Document.*
- *Practical application of the ECAA Agreement to comply the legal approximation with the European Legislation, as regards to the base normative for development and functioning of all components of air transport, and the institutional organisation of the authorities acting in the civil aviation field. Transposition of the entire package of legal acts and institutional organisation, imposed from the Agreement, for the first transitional phase, provides the Europeanization of processes and practices, as regards to the market access conditions, safety, airport policies, environmental and social issues, and traffic control (references of Commission Report 2006)*
- *Implementation and updating of practices deriving from the membership of the Republic of Albania to International bodies: ICAO, ECAC, JAR, EUROCONTROL.*
- *Co-ordination of the international and national transport, establishing and developing the Domestic Air Transport.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Draft DCM "On approval of regulative requirements of EUROCONTROL on Albanian Civil Aviation safety".
- Draft law "On approval of Air Code", which will govern the activity in the area of Air Transport. In order to include European standards in this Code, it will be fully in accordance with Regulations 2407/92/EC, 2343/90/EC, 2320/2002/EC, 2027/97/EC, 889/2002/EC, 785/2004/EC, 549/2004EC, Reg.550/2004EC, 551/2004EC and the Directives 94/56/EC, 2002/30/EC and Montreal Convention (Full approximation)
- Draft Decision of the Council of Ministers to define the structure and way of financing the Civil Aviation Authority (unidentifiable, inapplicable).
- Draft Decision of the Council of Ministers to establish the National Board for the Investigation of Incidents and Accidents in Aviation, as an independent aviation body. (Directive 94/56/EC "On investigation of incidents and accidents", full approximation).
- Draft decision of the Council of Ministers "On organisation of air space and the air rules in the Republic of Albania" (Directive 2002/30EC, full approximation).

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities:

- Updating and fulfilling the obligations that derive from the membership of the Republic of Albania to the International Aviation Bodies: ICAO, ECAC, JAA, EUROCONTROL.
- Organisation of round tables with the groups of interest related to the final preparation of the Air Code draft.
- Acquaintance with the communitarian legislation related to the implementation of SAA and implementation of other communitarian acts of air transport: ECAA Agreement, etc.
- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "On establishment of Civil Aviation Authority" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act, work-tables with consultants and collaboration institutions for the final drafting of the act).
- Study on the application of airport and airport services tariffs.
- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "On establishment of the National Board for the Investigation of Incidents and Accidents in Aviation" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.

- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "On organisation of air space and the air rules in the Republic of Albania" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.
- Perfection of the way of elaborating and publishing of statistical aviation data (passengers, posts and cargo).
- Practical implementation of the suggestions given from the Study of internal air traffic by the analysis of development of traffic in the airport of Kukës and Sarande-Vlore Area.

### 3.2 Medium-term Priorities (2009-2010)

- *The European Partnership Document does not have a concrete addressing for the medium-term priorities for the air transport. It's the Albanian Government, regarding to this policy, the one that addresses as medium-term priorities standardisation and unification of the giving of rights and services in accordance with the European Community practices in the Air Transport Field.*

#### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

The following legislative initiatives will be undertaken to address medium-term priorities (2009-2010):

- Draft DCM "On procedures to issue permissions for the international flights of airplanes"
- Instruction issued by the Minister of Public Works, Transport and Telecommunications to keep the state register of civil and experimental aerodromes.
- Instruction of the Minister of Public Works, Transport and Telecommunications on permissions for the companies of foreign aviation in cases of international transport and/or Air works in the territory of the Republic of Albania.
- Instruction by the Minister of Public Works, Transport and Telecommunications on setting the requirements for issuing the Authorisation of Air Operator and Certificate of Operation in the Air (C.O.A)
- Draft-Instruction by the Minister "On licensing the engineer and technical staff of ANTA Anonymous Company concerning the safety of the Air Traffic Service"
- Instruction by the Minister of Public Works, Transport and Telecommunications on requirements and procedures for the safety in the air traffic services in accordance with ICAO and EUROCONTROL standards.
- Draft-Decision of the Council of Ministers "On making use of cameras and other methods from the board of the airplane"
- Draft DCM "On appointment of the company that will be in charge of Meteorological Service for the aviation needs".

#### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following implementing initiatives will be undertaken to address medium-term priorities:

- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "On procedures to issue permissions for the international flights of airplanes" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.
- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "On the Instruction issued by the Minister of Public Works, Transport and Telecommunications to keep the state register of civil and experimental aerodromes" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.
- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "Instruction of the Minister of Public Works, Transport and Telecommunications on permissions for the companies of foreign aviation in cases of international transport and/or Air works in the territory of the Republic of Albania" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.
- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "Instruction by the Minister of Public Works, Transport and Telecommunications on setting the requirements for issuing the Authorisation of Air Operator

and Certificate of Operation in the Air (C.O.A)" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.

- Collaboration and co-ordination meanwhile exchanging experiences with the EU Member States that have consolidated this practice. Identification of reference material, "Instruction by the Minister of Public Works, Transport and Telecommunications on requirements and procedures for the safety in the air traffic services in accordance with ICAO and EUROCONTROL standards" (the bibliography, internal normative acts if any, respective communitarian acts, that serve as orienting and base for the drafting of the act), work-tables with consultants and collaboration institutions for the final drafting of the act.

**Table 1:** *Strengthening the Institutional capacities of the institution / directorate of Air Transport Policies*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| Personnel increase | PERSONNEL | 3 | 3 | 4 | X | X |
| Training | (Thousand ALL) | 3 | | | | |

# 3.12 TAXATION

**1 Political Objective**

In keeping with Articles 85 and 98 of the SAA to strengthen the additional reforms in the fiscal system and in the restructuring of the tax administration, the Albanian Government is committed to being efficient in the collection of taxes and in the fight against fiscal evasion. To this end, the government will take into account the priorities related to the *acquis communitaire* in the area of and the fight against harmful competition of. The Albanian Government is aware of the importance to improve the transparency and exchange of data with the European Union in order to facilitate the implementation of pre-emptying measures against non-payment of taxes or fiscal evasion.
The main goals and directions of the work of the Government will be in maximising the collection of taxes and contributions of health and social insurance for taxpayers, providing high quality services, minimising the cost of tax collection without endangering the efficiency of collection and providing the necessary services to the taxpayers, providing state institutions with the correct statistical data and, establishing the administrative capacities in this area.

**2 Current Situation**

Actual Legislation on the taxation filed consists of:

Laws that transpose community acts and their compatibility.

| |
|---|
| Law no. 8560, date 22.12.1999 “On the tax procedures in the Republic of Albania” |
| Directive on Direct Taxation |
| Partial |
| Law no. 7928, date 27.04.1995 “On Value Added Tax” (amended) |
| Directive no. 6 of EU |
| Partial |
| Law no. 8438, date 28.12.1998 “On Income Tax”, which entered into force since January 1999 (amended) |
| Directive on the Direct Taxation. |
| Partial |
| Law no. 8977, date 12.12.2002 “On the Tax System in the Republic of Albania”; |
| Directive 97/C/205/5. |
| Partial |

Laws do not transpose community acts are:

- Law no. 8978 dated 12.12.2002 “On Local Tax for Small Business”;
- Law no. 8976 dated 12.12.2002 “On Excise in the Republic of Albania” (amended);
- Law no. 9136 dated 11.09.2003 “On Collection of Liable Contributions of Social and Health insurance in the Republic of Albania;
- Law no. 8982 dated 12.12.2002 “On the Local Tax System”.

**2.1 Existing Institutional Framework**

a) The General Taxation Departament (GTD) is the only central institution in the Republic of Albania, which has the authority to propose the drafting and amendment of tax legislation. In addition, this institution has the authority to carry out and administer all taxes and national tariffs in Albania. The GTD consists of the Headquarters, 36 Local Tax Offices (branches) in the districts and the Unit of Large Taxpayers. The main goal of the GTD is to help taxpayers pay their tax obligations in accordance with the legislation in force and to ensure that the tax revenue is paid into the state budget, thus providing the taxpayers with an efficient and effective system of payment. The Tax Office employs approximately 1,200 staff. Its Headquarter consists of the Director General, three Deputy Directors, who cover the technical, operational and support areas), 13 Directorates and two Units.
b) The GTD co-operates closely with Customs, the Treasury, Regional Transport Directorates, the Ministry of the Interior, banks, the Chamber of Commerce, business associations, as well as counterpart administrations abroad in the framework of exchanging information and mutual assistance.
c) This Departament co-operates with the Ministry of Finances, Ministry of European Integration and Ministry of Economy, Trade and Energy in the area of tax policies and legislation.

**2.2 Addressing Priorities**

**3 Short-term Priorities**

The priorities of the Albanian Government for the short-term period are as follows:

- *Approximate legislation further with the acquis communautaire and act in accordance with the Code of Ethics in taxing the businesses, thus guaranteeing that the new tax measures are pursuant to these principles.*
- *Complete the computerisation of tax offices.*

**3.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Draft-law on VAT, which will be partially in accordance with Directive no. 6 of the EU on VAT;
- Instruction of the Minister of Finances on VAT;
- Draft-law on Income Tax, which will be partially in accordance with the EU Directives on direct taxes;
- Instruction of the Minister of Finances on Taxes;
- On income;
- Draft-law on tax procedures;
- Instruction of the Minister of Finances on Tax Procedures;
- Draft-law on Excise in order to approximate their level to the EU countries and the EU Directives and regulations on excises
- Instruction of the Minister of Finances on excises
- Draft Decision "On the reference payments, in effect of the calculation of the health and social contribute, for the non budgetary sector".
- Instruction "On the implementation of the Above Draft Decision"
- Draft Law "On the National Taxes" taking in consideration the Directive of EU.

**3.1.1 Short-term Implementing Activities**

The following implementing activities will be undertaken so as to address short-term priorities:

- Recording and improvement of internal control procedures;
- Examination, recording and improvement of the Control and Investigation procedures of the Taxpayers; a training of the relevant staff is needed in this area.
- Extension of the computerized tax system (CTS) in Gjirokaster, Sarande and Pogradec districts; to this aim the relevant staff, its training and investments in equipment are needed.
- Improvement of accommodation conditions at the Tax Branch in Tirana; an investment fund is needed to this aim.
- Application of intelligence system and its efficient use with the data of the extended computer network.
- Completion and assessment of the project to set up the permanent centre for training sessions on taxes and an investment fund is needed.
- Update the registration procedures manual, applying strict control measures and excise.
- Implementation of the program of computerized selection of taxpayers for control; consultancy is needed in this area.

**3.1.2 Medium-term Priorities**

The priorities of the Albanian Government for the medium-term are as follows:

- *Maintain a continuous approximation of the Albanian tax legislation with acquis communautaire and increase the administrative capacities in the fight against corruption and fiscal evasion.*
- *Improve transparency and exchange of information with the Member States of EU in order to facilitate the process of strengthening the measures that prevent tax evasion or sidestepping.*

**3.2.2 Medium-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Draft law on VAT; introduction of a reduced tariff of VAT in the framework approximation of the level of VAT with that of Directive 6 of EU.
- Instruction of the Minister of Finances on Value Added Tax to support these amendments.
- Draft law on VAT; enlargement of the number of VAT taxpayers by reducing the VAT registration threshold to reflect the approximation with the threshold of Directive 6 of the EU.
- Instruction of the Minister of Finances on Value added tax concerning the reduction of threshold.
- Draft law on Income Tax to enlarge the integral system of statement and payment of personal Income Tax in the framework of further approximation with the EU Directive on direct taxes.
- Instruction of the Minister of Finances on Income Tax to support this amendment.
- Draft law on Tax Procedures in the framework of further approximation with EU Directives.

- Instruction of the Minister of Finances on Tax Procedures to support this amendment.
- Draft law on Excises; method of levying excise tax on alcoholic beverages not per litter of drink, but per litter of pure alcohol, in the framework of further approximation with EU directives on indirect taxes.
- Instruction of the Minister of Finances regarding the level of Excises to support these amendments.
- Draft law on Income Tax; enlargement of the integral system of statement and payment of personal Income Tax in the framework of further approximation with the EU Directive on direct taxes.
- Instruction of the Minister of Finances on Income Tax to support this amendment.

### 3.3 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Adopt procedures for the unique registration of small business taxpayers;
- Complete Human Scours Manual;
- Development and implementation of a computer program for the computerised administration of personnel data;
- Carrying out training sessions.
- Fulfilment of the study implementation for the reduction of the Tax Branches
- Inclusion of the excise and national taxes in the SIT, on which is required a investment fund.

### 3.3.1 Long-term Priorities

The priorities of the Albanian Government for the long-term are as follows:

- *Ensure a continuous approximation of the Albanian tax legislation with acquis communautaire and to increase the administrative capacities in the fight against corruption and fiscal evasion;*
- *Improve the transparency and exchange of information with Member States of EU in order to facilitate the process of strengthening the measures that prevent fiscal evasion of sidestepping.*

### 3.3.2 Long-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address long-term priorities:

- Harmonise excise tariffs with those of EU, (fuels, alcoholic beverages, cigarettes) to achieve full harmonization with the EU directives and regulations on Excises, except for the provisions concerning membership;
- Establishment of a transit regime under the tax suspension regime and establishment of tax warehouses (in the EU countries), that ensures full harmonization with EU directives and regulations on excises;
- Full application of integral system of statement and payment of personal Income Tax according to the EU directives and regulations on direct taxes.

### 3.3.3 Long-term Implementing Activities

The following implementing activities will be undertaken so as to address long-term priorities:

- Computerised administration of small business taxpayers. Inclusion of excuse and national taxes in SIT, on which is require a investment fund.
- Inclusion of excise and national taxes in CTS; an investment fund is need to this aim.
- Establishment of the National Communication Network; an investment fund is needed to this aim.
- Enlargement of the National Communication Network; an investment fund is needed to this aim.

**Table 2:** *Foreign assistance to tax support*

| INSTITUTION | DONOR | PROGRAM/ IMPLEMENTING AGENCY | TITLE OF THE PROJECT | VALUE | START | TERMI-NATION |
|---|---|---|---|---|---|---|
| GeneralTaxation Depar-tament, National Agency of Procurements, Ministry of Energy, Transport | USAID | Threshold Agreement of Millennium Challe-nge for Albania (MDG) | Improvement of Procedures of Tax Administration work and the establishment of National Centre of Registration and Public Procurement | 14.4 mil $ | 2006 | 2008 |
| General Taxation Departament | Swedish Government | SIDA | Support for the Big Tax Branches in Tirana and Local Branch in Durres, Establishment of Tax Training Centre. | 0.64 mil € | 2004 | 2007 |
| General Taxation Departament | EU | CARDS 2005 | Project CAFAO on support with technical assistance in some activity fields of GTD | 3 mil € | 2006 | 2008 |
| General Taxation Departa-ment Regional tax offices | EU | IPA 2007 | Support in Taxes | 2.5 mil € | 2008 | 2010 |

# 3.13 CUSTOMS

## 1 Political Objective

The commitments in the customs field are in compliance with the obligations arise from Interim Agreement article 41 and protocol 5, as well as the SAA, articles 14, 15, 34, 43, 97.
The main goal in the area of customs is to increase the standards of the customs structures, make them serve the Community; prevent smuggling, corruption, monopolies, clientele practices and establishment of a favourable business competition climate.
The Customs Service has developed specific plans and strategies, which consists in three main objectives.
Substantial increase of the level of collection of taxes and increase of the level of customs clearance especially goods that excise tax is paid.
Include Customs Service in a more intensive way in the fight against narcotics, weapons, stolen motor vehicles, human beings trafficking etc.
Strengthen the administration of human resources, detection and fight against corruption cases, transparency with the public and its awareness in the fight against corruption.

## 2 Current Situation

### 2.1 Existing Legal Framework

The current legal framework consists of:

Legal and sub legal acts, community acts that transpose and their compatibility level.

| |
|---|
| 1. Customs code of the republic of Albania, approved by law no. 8449 dated 27.01.1999 (amended) |
| Regulation 2913/92/EEC “On establishing Community Costoms Code |
| Partial |
| 2. Law no. 8474, dated 14.4.1999 “On Combined Range of Goods”, |
| Regulation 2263/2000/EC. |
| Partial |
| Law no. 9461, dated 21.12.2005 “On the Range of Goods and Customs Tariff”, |
| Regulation 2658/87/EEC. “On the tariff and statistical nomenclature and on the Common Customs Tariff”. |
| Partial |
| Decision of the Council of Ministers no. 205, dated 13.04.1999 “On Implementation Provisions of the Customs Code” (amended), |
| Regulation 2454/1993/EEC. |
| Partial |

In addition, by:

- Free Trade Agreements: actually the Albanian side has negotiated, approved and there have entered in force 8 Free Trade Agreements with Kosovo, Macedonia, Croatia, Serbia, Romania, Bulgaria, Bosnia Herzegovina and Moldova;

- Bilateral agreements for mutual customs assistance: Albania has signed 14 Mutual Customs assistance Agreements.

The abovementioned normative acts define the procedures for the entry and exit of goods to and from the territory of Albania, collection of taxes that should be paid, level of taxes, ways of control and verification, definitions and procedures on origin administration, explanation and definitions of the concept of customs regimes and the procedures, forms and methods for their administration.

### 2.2 Institutional Framework

The customs administration bases its activity on three fundamental missions:

- Fiscal mission, which is the main mission that consists in collection of customs duties for the goods that are imported into the Republic of Albania;
- Economic mission; by means of this mission the customs apply different levels of taxes and

exercise their control functions;
- Protection mission; customs administration plays its important role in this mission, which is focused mainly on:
  National security and public order protection;
  - Public health protection;
  - Protection of consumers;
  - Protection of environment;
  - Protection of national cultural property;
  - Safeguarding the public moral.

**2.3 Inter-institutional Cooperation:**

In order to fulfil these fundamental missions, the Directorate General of Customs collaborates with:

- Ministry of Finance
- Ministry of Interior
- Ministry of Agriculture
- Ministry of Economy
- Ministry of Justice
- Ministry of Public Works, Transport and Telecommunication

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Approximation of Albanian Customs legislation to EU acquis communautaire;*
- *Strengthening of cooperation with other countries of the region that have signed the SAA concerning the establishment of free trade areas according to the provisions of WTO and granting mutual concessions regarding movement of workers, the right to set up companies, free movement of services, current payments and movement of capital; Agreements regarding these issues should finish within 2 years from the entry into force of SAA (Article 13)*
- *Cooperation with the countries of the region and other candidate countries for membership;*
- *Cooperation with the countries of the region for membership in customs field and the approval and the ratification of FTA with Turkey and it's implementation;*
- *Putting an end to fiscal discrimination for EU products, abrogation and avoid to impose new measures or practices of internal fiscal nature that lead directly or indirectly to the discrimination between local products and the ones from EU;*
- *Secure administrative cooperation with the EU to fight irregularities and fraud in Customs;*
- *Implementation of SAA provisions concerning abrogation and reduction of customs tariffs and measures with similar effect on imports from EU, with effect from the entry into force date of Interim Agreement;*
- *Establish close links of cooperation with the EU in order to strengthen the economic cooperation for mutual profits. Special attention will be given to the measures that will stimulate the collaboration between Albania and it's neighbour's, including the member states of EU, contributing in the regional stability.*
- *Ensure the implementation of Protocol IV of origin. The concept of "origin products and administrative cooperation methods" and the VI Protocol (article 97) "Mutual administrative assistance in custom issues".*
- *Full Implementation of ASYCUDA in all the country*
- *Well administration and well management of human capacities in the correct and uniform implementation of Free Trade Areas and in fight against traffic and smuggling.*

**3.1.1 Legislative Initiatives (2007 - 2008)**

In order to enable the fulfilment of above-mentioned obligations, the customs administration will take the following legislative initiatives:

- DCM to amend the DCM no. 205, dated 13.04.1999 "On the implementing articles of Custom Code", Regulation EEC no. 1602/2000. (2007)918/83 .(2007)
- DCM to amend the DCM no. 205, dated 13.04.1999 "On the implementing articles of Custom

Code", Regulation EEC no. 1602/2000. (2007)
- DCM to amend the DCM no. 205, dated 13.04.1999 "On the implementing articles of Custom Code", Regulation EEC no. 1383/2003 and EC 1891/2004. (2007)
- Law on amending the Customs Code, VIII Part on customs violations. (2008)
- Law on amending the Customs Code in order to harmonise almost completely the simplified procedures, Regulation no. 2913/92, amended. (2008)
- DCM to amend the DCM no. 205, dated 13.04.1999 "On the implementing articles of Custom Code" on simplified procedures Regulation EEC no. 2454/1993. (2008)
- Law on amending the Customs Code, the part of active and passive processing regimes, Regulation no. 2700/2000. (2008)
- Law on amending the Customs Code, "Transit" Regulation no. 955/1999. (2008)

**3.1.2 Implementing Activities (2007 - 2008)**

The Customs Administration will take also some concrete implementation measures in order to enable fulfilment of obligations of the plan for approximation of legislation and to enable fulfilment of SAA and European Partnership obligations. We are listing some of the most important measures:

- Reviewing ad updating of the NPAL and deepening the assessment and selection of acquis in the framework of approximation;
- Implementation of the Annual Training Plan in order to enable upgrading of skills and professional qualification of customs staff;
- Implementation of the annual plan of investments.
- Activation of the selective module in all the custom branches Elbasan, Fier, Vlore, Rinas and Qafe-Thane.
- The extension of the program ASYCUDA++ in all the country.
- Correct Implementation of the Mezzogiorno-Balkan Area Project
- Implementation of CËC on chemical weapons.
- Monitoring and continuity control of all the import-export activities, in the frame of the fight against the illegal traffics and narcotic substances, in collaboration with Ministry of Interior and other line institutions.
- Beginning of authentic programme on the prevention of the drug traffic and a specific database.

**3.2 Medium-term Priorities (2009 - 2010)**

- Continuous increase of administrative capacities for the implementation of customs legislation and the fight against corruption and fiscal evasion;
- Further approximation of customs legislation and procedures and their implementation in accordance with *acquis communautaire*;
- Proper administration and management of human capacities for the strict and uniform implementation of Free Trade Agreements in the fight against smuggling and illegal traffics;
- Migration from ASYCUDA ++ system in *ASYCUDAWORLD*
- Additional amendments to the law in order to include all customs staff in the civil service;
- Improvement of transparency and exchange of information with the Member States of EU to facilitate the implementation of measures to prevent evasion.

**3.2.1 Legislative Initiatives (2009 - 2010)**

- Law on amendment of the Custom Code, Part II of custom staff (inclusion in the Civil Servant Status) (2009).
- Law on amendment of the Custom Code. EU legislation 2007. Modernisation of Custom Code (2010).

**3.2.2 Implementing Activities (2009 - 2010)**

- Implementation of annual plan of investments
- Implementation of the Annual Plan of Trainings, for the professional improvement of custom staff.

**Table 2: Foreign assistance to custom support**

| INSTITUTION | DONOR | PROGRAM/ IMPLEMENTING AGENCY | TITLE OF THE PROJECT | VALUE | TERM OF BEGINNING | TERM OF ENDING |
|---|---|---|---|---|---|---|
| Directorate General of Customs, Ministry of Finance, | Italian Government, Ministry of Economic Development in Italy | | Mezzagiorno-Balkan Area | 0.3 mil € | 2007 | Ongoing |
| Directorate General of Customs | EU | Neighbour Program Albania-Greece | The establishment of a new border in Qafë Botë, Konispol | 0.9 mil € | 2007 | Ongoing |
| Directorate General of Customs, Ministry of Interior , M of Agriculture | EU | CARDS 2004 | Master plan on investments in the infrastructure of borders in Albania. | 3.5 mil € | 2007 | 2008 |
| General Directory of Customs, | EU | IPA 2007 | Support for customs | 1.8 mln € | 2008 | 2010 |

# 3.14 STATISTICS

### 1 Political Objective

The main obligation of the strategic development of statistics in Albania derives from the Article 88 of the Stabilization and Association Agreement, "Statistical Cooperation", which provide that the cooperation between parties should be focused mainly in priority fields regarding *acquis communautaire* in statistic field. It should aim in developing an efficient and sustainable statistic system capable of providing comparable, reliable objective and accurate data, need to plan and monitor the process of transition and reform in Albania. It shall also enable the Institute of Statistic of Albania to meet better the needs of its national and international customers (both public administration and private sector). The statistical system shall respect the fundamental principles of statistic issues by the United Nations, the European Statistical Code of Practise and the stipulations of the European Statistical Law and develop toward the Community acquis. On the other hand, Article 71 of SAA provide that within five years from the date of entry into force of this Agreement, Albania should submit to the Commission of the European Communities its GDP *per capita figures* harmonized at NUTS II level. The authority referred to in paragraph 4 and the Commission of the European Communities shall then jointly evaluate the eligibility of the regions of Albania as well as the maximum aid intensities in relation thereto in order to draw up the regional aid map based on the relevant Community guidelines.

Following the above mentioned, the main directions of the strategic development of the official statistic in Albania are: the establishment and strengthening the system identity and the official statistic image; development of statistic culture in Albania and addition of statistic methodologies usages in the data coming from the public administration; education and the extension of statistic culture and stimulation of the request for statistic information; integration and harmonizing the methodologies of statistic information providing in function of requirements for European or international recommendations and the insurance of a statistic cooperation between all statistic operating agencies in Albania.

### 2. Current situation

### 2.1 Existing Legal Framework

The activity in the official statistic field in Albania is regulated according to the following legal and subordinate legal acts:

| |
|---|
| Law No. 9180, dated 05.02.2004 "On official statistic" |
| ➢ Council Regulation (EC) No 2744/95 of 27 November 1995 on statistics on the structure and distribution of earnings<br>➢ Regulation No. 23/97 EC dated 20 December 1996 "On Statistic for the level and structure of employment cost"<br>➢ Council Regulation (EC) No 577/98 of 9 March 1998 on the organisation of a labour force sample survey in the Community<br>➢ ICD-9 "Code on the diseases and death reasons"<br>➢ Nomenclature ISCED-97 – "International Standards of Educational Classification"<br>➢ Decision No 1445/2000/EC of the European Parliament and of the Council of 22 May 2000 on the application of aerial-survey and remote-sensing techniques to the agricultural statistics for 1999 to 2003<br>➢ Council Regulation (EC) No 2223/96 of 25 June 1996 on the European system of national and regional accounts in the Community<br>➢ Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics<br>➢ Council Regulation (EEC) No 1615/89 of 29 May 1989 establishing a European Forestry Information and Communication System |
| Partial |

This law provide and establish standards on receiving, organization and delivering of statistics. It provides the terms and concepts of official statistics: the principles on which are based the output of official statistic to ensure the public trust and in the same time their quality, which is partially compliant with *acquis communautaire* on statistics.
In order to achieve the legal regulation of this field, some Understanding Memorandums are signed between INSTAT and other Institutions such as: Ministry of Finance, Ministry of Agriculture, Food and Consumer Protection; Ministry of Labour, Social Affairs and Equal Opportunities, Bank of Albania, Directorate General of Taxation and Directorate General of Customs. These Memorandums with main administrative bearer, aims the insurance and continuing of database from administrative resources in direction of INSTAT.

### 2.2 Existing Institutional Framework

The implementation of commitments deriving from existing legislation in the statistics field is under the responsibility of the following institutions:

a) The Institution of Statistics (INSTAT) which have as main task to produce transparent, impartial and prompt statistic, which helps users to judge on progressing of transforming process of country development. INSTAT is practising this mission in accordance with its public and institutional mandate aiming the organized establishment

of a national statistics system, bringing in maximum the utilization of all existing information resources. Main Directories in INSTAT, responsible for the implementation of legislation in this field are: (i) The Directory for Statistic Production, with main mission the elaboration, examination, and partial publication of the economic statistics as well as social and demography nature. In the structure of this Directory are included the following sectors: National calculation sector; agriculture and environment sector, prices sector, short term statistics sector, demography and personal statistics sector and living standards sectors, (ii) Questionnaire and Technologic Support Directory with main mission the establishment of measurements on elaboration, assessment, publication of standards and individual data saving. IT Sector is responsible for the determination of standards and implementation. Methodology sector provides the selection of samples and observance errors evaluation. Cartographic Sector supports the organization and administration of general registrations and family selective observances and the delivery of results through tematic maps. This Directory includes the following sectors: Questionnaire, registers and methodology; technologic information sector; diffusion sector as well as the cartography sector, and (iii) Personnel Directory and supportive services, which includes in its structure the following sectors: finance sector; human resources sector; and foreign relationship and regional coordination sector.

b) Statistical Agencies, which provide to INSTAT with all necessary documents and data, in order to elaborate the statistics in relevant sectors.
c) Statistics Council, which is composed by 11 members appointed by the Council of Ministers, approve the statistical programme, strategic 5-years plan and INSTAT annual Action-Plan, annual budget and organisation structure of INSTAT.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

Based on the European Commission issued in the European Partnership, and the obligations deriving from the SAA, the short-term priorities (2007-2008) of statistics field are as follows:

- *Extension of business register in order to include all foreseen units in Regulation no. 31998R1165;*
- *Statistics development on national, microeconomic, social and agricultures accounts.*
- *Approximation of Albanian Legislation in the statistic field with Acquis Communautaire based on Article 70 and Article 88 of SAA.*

#### 3.1.1 Short-term Legal Initiatives

In accordance with the short-term priorities for 2007-2008 periods, and in the framework of approximation of Albanian legislation with *Acquis Communautaire,* the following legal initiatives will be undertaken, in the statistics field:

- Draft-Law "On the Approval of the official statistics program 2007-2011", partially complied with *acquis communautaire*. This Law contains the 5-years program of the official statistics, and based on this program are collected all statistic data which reflects the economic, social, demographic, and environmental situation for a 5 years period. Their direct beneficiaries are the public institutions, NGOs, international organizations and individuals. It aims the inclusion of existing *Acquis Communautaire* in the official statistics and program implementation through implementation of the European norms in the statistics field.

#### 3.1.2 Short term implementing activities

The following implementing activities will be undertaken to accomplish the short-term priorities:

- Carrying out the new trimester observation in the new economic enterprises on the calculation of indicators not included in the existing observation
- Improvement of methodologies on trimester observation
- Improvement of the trimester statistics publications
- Preparation of LFS technology and samples
- Preparation of the Questionnaire, LFS – training and examination
- Questionnaire in the New Enterprises (QNR)
- Structural Questionnaire in the Enterprises (SQE)
- Inclusion of further methodological innovations, regarding NOE, in particular through the implementation of examination procedure upon the economic data of enterprises aiming low correction/evaluation of capital gains.
- Improvement and compilation of Statistic Register

- Evaluation on trimester bases of Public Administration Data
- Preparation of a methodology on the evaluation form of account incomes generate, starting from salaries evaluation
- Improvement of evaluation of optics, GDP requirement with current and constant prices
- Increasing value information on manpower in NA aiming the implementation of work fruitfulness evaluation
- Carrying out observation for the structure of Agricultural Economic Units
- NACE implementation based on the Council Regulation No. 31990R3037
- Questionnaires compiling, LFS Data elaboration
- LFS Publication
- Family budget Questionnaire HBS
- Improvement of sub-sectors indicators S.123 and S.124
- General Agriculture Registration
- Carrying out examination Input/Output with current and constant prices;

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the European Commission issued in the European Partnership, and the obligations deriving from the SAA, the medium term priorities (2008-2009) of statistics field are as follows:

- *Developing business and social statistics including employment market statistic and progress toward the implementation of all European classification, including regional statistics qualification.*
- *Within five years from the date of entry into force of this Agreement, INSTAT should submit to the Commission of the European Communities its GDP per capita figures according to the Article 38 of Interim Agreement.*
- *Ensure the establishment of an efficient and sustainable statistical system in order to provide objective and exact data necessary to planned and monitor the transition process and reforms in Albania as well the progress in the implementation of SAA.*
- *Statistical Cooperation shall also enable the Institute of Statistic of Albania meet better the needs of its national and international customers (both public administration and private sector). The statistical system shall respect the fundamental principles of statistic issues by the United nations, the European Statistical Code of Practise and the stipulations of the European Statistical Law and develop toward the Community acquis.*

**3.2.1 Medium-Term Legal Initiatives**

No Legal Initiatives are provided for this period.

**3.2.2 Medium-term Implementing Activities**

Statistics activities to be accomplished to implement the medium term priorities are:

- Improvement of statistics accumulation methodologies based on the European Regulation no. 31995L0064
- Improvement of watering statistics of goods and passengers based on the European Regulation no. 31998D0385
- Publication of statistics data on maritime transport based on the European Regulation no. 32001D0423
- Revision to CPA implementation based on the European Regulation no. 31993R3696
- Improvement of trimester statistics for tourism (ATN) 31995L0057
- Launch to links of new indicators (ATN)
- Drafting the methodology on observance in the boundary point based on the European Regulation no. 31999D0035
- Launch to links of tourism observation.
- Questionnaire in the New Enterprises (QNE):
- Structural Questionnaire in the Enterprises (SQE):
- Calculation of GDP with incomes method, starting from salaries evaluation and other elements
- Improvement and compilation of Statistic Register
- Statistical Observation of Agricultural Economic Units
- New trimester observation on industrial fabrication (C, D and E) based on the European Regulation no. 31991R3924
- Drafting the methodology on observance upon the industrial products
- Official Statistical programme implementation on Environmental Statistics and Residues Production and Management Statistics
- Publication of trimester GDP, according to production methods

- Observance for the corn production/statistic information issuing
- Observance on flock structure and total number of live-stock

### 3.3 Long-Term Priorities (2011 - 2012)

Based on the engagements deriving from SAA, the long-term priorities (2011-2012) in the statistics field are:

- W*ithin five years from the date of entry into force of this Agreement, INSTAT should submit to the Commission of the European Communities its GDP per capita figures according to the Article 38 of Interim Agreement.*
- *Approximation of legislation with Acquis Communautarire in the statistic field, according to the Article 70 of SAA.*
- *Establishment of an efficient and sustainable statistical system in order to provide objective and exact data necessary to plan and monitor the transition process and reforms in Albania as well the progress in the implementation of SAA.*
- *Statistical Cooperation should enable the Institute of Statistic of Albania to meet better the needs of its national and international customers (both public administration and private sector). The statistical system shall respect the fundamental principles of statistic issues by the United Nations, the European Statistical Code of Practise and the stipulations of the European Statistical Law and develop toward the Community acquis.*

#### 3.3.1 Long-Term Legal Initiatives

In compliance with the long term priorities for the 2011-2012 period, and in the framework of approximation of Albanian legislation with *Acquis Communautaire* in the statistic field, will be undertaken the following legal initiatives:

- Draft Law "On approval of the official statistical program 2012-2017". This draft-law aims at partial approximation of statistical legislation with *Acquis Communautaire* in statistical fields uncovered during period 2006-2009, such as investment statistics, foreign trade environment and continuous improvement of all economic, social and environmental statistics.

#### 3.3.2 Long-term Implementing Activities

The most important implementing activities during the long-term period are:

- Establishment of common commissions on agricultural statistic
- Observation of farming production
- Harmonization of agricultural methodology
- Establishment of a Committee in the evaluation of statistic information of agricultural production, excluding corn
- Statistical observation for Economic Agricultural Units

**Table 1:** *Strengthening the institutional capacities of INSTAT*

| INVESTMENTS | MEASUEREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 153 | 8 | 8 | 3 | 3 |
| 2. Training (thousand ALL) | (thousand ALL) | X | 23308 | 73258 | 19185 | 35514 |

**Table 2:** *Foreign Assistance in support to the Statistics*

| iNSTITUTION | DONORS | PROGRAM/ IMPLEMENTING AGENCY | PROJECT NAME | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| INSTAT | European Union | CARDS Regional 2003 | Improvement of statistic quality, concepts harmonization n PPI, foreign trade, emigration and employment market statistics | 3 mil € | 2006 | 2007 |
| | European Union | IPA 2007 | National Statistics, Agriculture Statistics, public Census, Economic Census. | 2.85 mil € | 2008 | 2009 |
| INSTAT | European Union | CARDS 2005-2006 | Regional Statistics | 0.8 mil € | 2007 | 2007-2008 |
| INSTAT | World Bank and DFID | | Questionnaire on family budget in Albania 2006-2007 | 0.251 mil € | expectant | 2007 |
| INSTAT | European Union | CARDS 2006 | Strengthening the INSTAT regional offices network | 0.8 mil € | 2007 | 2008 |
| INSTAT | Swedish Government | SIDA | Social Statistics | 2.31 mil € | 2006 | 2009 |

# 3.15 EMPLOYMENT AND SOCIAL COHESION

## 3.15.1 SOCIAL DIALOGUE

### 1 Political Objective

The focus of the government in the field of social dialogue is the encouragement of the social dialogue in order to contribute to the improvement of governance and the economic performance. The progressive harmonisation of the Albanian legislation with that of the European Community in the field of social dialogue, is another important objective of the government (Article 70 SAA).

### 2 Current Situation

### 2.1 Existing Legal Situation

Laws and acts, which transpose community acts:

| |
|---|
| 1. Constitution of the Republic of Albania, Article 50;<br>2. Law no. 7961, dated 12.07.1995 amended with the Law no. 9125, dated 29.07.2003 "The Labour Code of the Republic of Albania" articles 124,138-139, 148, 159-196 and 200-202.<br>The aim of the Law is protection of employees rights at work and specially ensure the protection of the employees from dismisses, improve the time for working day and holiday, respect of the trade – union rights and freedoms, the right to be on strike, conflicts settlements and three lateral consultancies. |
| Convention no. 87 "The Freedom of Associations and the Protection of the right of Organisation"; Subject and object aimed to be regulated: The Convention is ratified by the Albanian State with Law registered in ILO dated 03.06.1957 and as ratifying member of this convention, the conventions articles are provided in the Law no. 7961, dated 12.07.1995 amended with Law no. 9125, dated 29.07.2003 "The Labour Code of the Republic of Albania".<br>Convention No. 98 "Convention No. 98 - "The Right of Organisation and Public Conversation"; Law no. 7961, dated 12.07.1995 amended with Law no. 9125, dated 29.07.2003 "The Labour Code of the Republic of Albania". Subject and object aimed to be regulated: The Convention is ratified by the Albanian State with Law registered in ILO dated 03.06.1957 and as ratifying member of this convention, the conventions articles are provided in the Law no. 7961, dated 12.07.1995 amended with Law no. 9125, date 29.07.2003 "The Labour Code of the Republic of Albania".<br>Convention no. 154 "Public conversation"; Subject and object aimed to be regulated: The Convention is ratified by the Albanian State with Law registered in ILO dated 03.06.1957 and as ratifying member of this convention, the conventions articles are provided in the Law No. 7961, dated 12.07.1995 amended with Law no. 9125, dated 29.07.2003 "The Labour Code of the Republic of Albania"<br>Convention no. 144 "Three lateral Consultations" Subject and object aimed to be regulated: Convention is ratified by the Albanian State with Law no. 8425 dated 7.12.1998 and as ratifying member of this convention, the conventions articles are provided in the Law no. 7961, dated 12.07.1995 amended with Law no. 9125, dated 29.07.2003 "The Labour Code of the Republic of Albania". |
| Partial |

| |
|---|
| 3. DCM no. 730, dated 6.11.2003 "On the functioning of National Labour Council and the appointment of the representatives of the Council of Ministers in this Council"; Aim: To regulate the organization and functioning of National Labour Council and allocate the criteria of representation of the employers and employees organization and the representatives of Council of the Ministers.<br>4. DoCM no. 61, dated 23.1.2003 "On the determination of the number of representatives from employees and employers organisations in the Labour National Council"; Aim: the determination of maximal number of the Members of NLC commissions, determination of NLC fund, the way of its utilization and appointment of the Council of Ministers representatives in accordance with amendments in Minister's name.<br>5. DoCM no. 477, dated 12.07.2006 "On the determination of the number of representatives of employees and employers organisations in the Labour National Council". Objective: Renovation of representation mandate of Social Partners in NLC. |
| DoCM follows the implementation of article no. 200 of Labour Code which reflect the requirement of the ILO Convention No. 144 "Three lateral Consultancies"; Subject and object aimed to be regulated: Convention is ratified by the Albanian State with Law no. 8425 dated 7.12.1998 and as ratifying member of this convention, the conventions articles are provided in the Law No. 7961, dated 12.07.1995 amended with Law No. 9125, dated 29.07.2003 "Labour Code of the Republic of Albania". |
| Non applicable |

| |
|---|
| 6. DoCM no. 740, dated 6.11.2003 "On the way of organization and voting procedure, on the appointment of representative of the employers' organizations"; Aim: To ensure a fair voting on the appointment of the representative through the fair and secret voting. |
| DoCM follows the implementation of Article 164/3 of Labour Code which reflect the requirement of the ILO Convention no. 98 "Convention no. 98 - "The Right of Organisation and Public Conversation" |
| Non applicable |

Laws and acts not transposing community acts:

The activity in the field of social dialogue is regulated through the following legal and subordinate legal acts:

- Articles 49-50 of the Constitution of the Republic of Albania;
- The Labour Code, Articles 124,138-139, 148, 159-196 and 200-202;

- Convention no. 87 - "The Freedom of Associations and the Protection of the right of Organisation";
- Convention no. 98 - "The Right of Organisation and Public Conversation";
- Convention no. 154 - "The Public Conversation";
- DCM, no. 741, dated 6.11.2003, "On the procedure of hiring and the remuneration measurement for the members of the State Hiring Office";
- Order of the Minister of the Ministry of Labour, Social Affairs and Equal Opportunities, no. 2218, dated 2.12.2003, "On the establishment and functioning of the Hiring Office";
- Regulation on the functioning of the National Labour Council.
- Order no. 1909 dated 08.09.2006 "On the appointment of Chairmen of specialized commissions, three lateral, permanent of National Labour Council";
- Order no. 246, dated 18.10.2006 "On the determination of the Ministries Representatives, for cooperation with Social Partners"
- Order no. 2082, dated 10.10.2006 "On the establishment of the State Intercession Network"
- Order no. 1680 dated 27.07.2006 "On the appointment of the members and candidates of NLC, representatives of employers and employees organizations

**2.2 Existing Institutional Framework**

The implementation of the engagements coming out from the legislation in force in the field of social dialogue is under the responsibility of these institutions:

a) Ministry of Labour, Social Affairs and Equal Opportunities - Labour Relations Directory, Juridical Services Directorate;
b) National Labour Council
c) National Employment Service
d) Institute of Social Security, Ministry of Finance

**3. Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the commitments of the SAA, the short-term priorities (2007-2008) in the field of social dialogue are:

- *The encouragement of social dialogue in function of improving a better governance and economic performance;*
- *Assessment of legislation on Social Dialogue and progressive harmonisation of the Albanian legislation with that of the European Community in the filed of social dialogue*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

In compliance with short-term priorities, in order to accomplish them, the following legislative initiatives will be undertaken from the Ministry of Labour, Social Affairs and Equal Opportunities:

- Draft-Order of the Prefect "On the participation of the Employers Organization and Syndicates in the Consultative Body", in cooperation with local government.

**3.1.2 Short-term Implementing Activities (2007 - 2008*)***

The following short-term implementing activities will be undertaken so as to accomplish short term engagements:

- Establishing of consultative structures with the participation of local Government, Civil Society, Employers Organizations and Syndicates in 12 prefectures, to consult social-economic problems;
- Training on recognition of European legislation in the field of social dialogue;
- Training seminars with Social Partners in 5 prefectures on recognition of labour legislation;
- Implementation of measurements defined in the project "Improvement of functioning of National Labour Council" of Ireland Government on the qualification of Social Partners, member of National Labour Council and Council Secretariat;
- Study of European Legislation in the social dialogue field.

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the commitments of the SAA, the medium-term priorities in the field of employment market and professional formation are:

- *Progressive Approximation of Albanian legislation with that of the European Community in the Social Dialogue field.*

**3.2.1 Medium term legislative initiatives (2009 - 2010)**

In compliance with medium term priorities, so as to accomplish them, the following legal initiatives will be undertaken from the Ministry of Labour, Social Affairs and Equal Opportunities:

- Draft-DoCM "On functioning of National Labour Council and determination of representatives of the Council of Ministers in this Council";
- Draft-DoCM "On the determination of the number of representatives of Employers and Employees Organization in NLC";
- Draft - Minister Order "On the appointment of members and candidates of the NLC, representatives of employers and employees organizations";
- Draft - Regulation of National Labour Council;
- Amendment of the Labour Code on fully compliance regarding protection of employees issue in case of disability to be paid by the employer

**3.2.2 Medium-term Implementing Activities (2009 - 2010)**

To accomplish the engagements during 2009-2010 period will be undertaken the following implementing activities:

- Establishment of social dialogue in sectors, based on economy branches;

**3.15.2 EMPLOYMENT**

**1 Political Objective**

The main focus of the government in the field of employment, for the long-term period, is the undertaking of the hiring process pursuant to the rules in force in the Member States in the filed of employees movement, taking into consideration the situation in the labour market in the Member States, depending on the legislation, the creation of existing facilities for access in employment for the Albanian citizens accorded from the Member States, through bilateral agreements; the co-operation for the easiness of the Albanian labour reforms and policies, in the context of the strengthening of the economic and integration reforms; the approximation of the Albanian legislation regarding the labour environment and the equal opportunities for women, as well as the increase of the general education level and the professional development in Albania (Article 46, 47, 48, 77, 99 of SAA). The strategy of the sector of employment and professional education aims at fixing the foundations for the improvement of employment services system and professional education and the implementation of active and passive programs.

**2 Current Situation**

**2.1 Existing Legal Framework**

Legal and sub legal acts that do not transpose community acts:

The activity in the field of labour market and the professional background is regulated through the following legal and sub-legal acts:

- The Constitution of the Republic of Albania, Article 49 and 59;
- Law no. 7995, dated 20.09.1995, "On the stimulation of employment"; amended
- Law no. 8872, dated 29.03.2002 "On the education and professional developing in the Republic of Albania";
- Decision of the Council of Ministers, no. 67, dated 10.01.2003, "The Employment and Professional Development Strategy";

- Decision of the Council of Ministers, no. 69, dated 11.2.1999, "On the program of employment stimulation of unemployed job seekers", amended;
- Decision of the Council of Ministers, no. 42, dated 17.01.1998, "On the Approval of the Employment National Service statute", amended;
- Decision of the Council of Ministers, no. 70, dated 11.2.1999, "On the determination of unemployed job seekers";
- Decision of the Council of Ministers, no. 73, dated 11.2.1999, "On the program of stimulating employment, through work developing";
- Decision of the Council of Ministers, no. 74, dated 11.2.1999, "On the program of stimulating employment, through supporting the institutional development";
- Decision of the Council of Ministers, no. 632, dated 18.9.2003, "On the program of stimulating employment of the unemployed female job seekers";
- Decision of the Council of Ministers, no. 708, dated 16.10.2003, "On the method of licensing and functioning of the employment private agencies";
- Decision of the Council of Ministers, no. 583, dated 10.9.2004, "On the establishment of the unemployment income level";
- Decision of the Council of Ministers, no. 402, dated 11.06.2001, "On some issues with aim the implementation of Law no. 7703, dated 11.05.1993 "On social security in the Republic of Albania".
- Decision of the Council of Ministers, no. 873, dated 27.12.2006, "On the financial measures, criteria's and procedures of professional implementation program for unemployed people that have carried high education, in or outside country".
- Joint Directive with the Ministry of Finance, no. 1, dated 5.2.2001, "On the criteria and procedures of subvention in order to stimulate employment";
- Decision of the Council of Ministers, no. 616, dated 4.12.2002, "On the establishment of other specific categories that can profit from Law no. 8872, dated 29.03.2002 "On the education and professional developing in the Republic of Albania".
- Decision of the Council of Ministers, no. 196, dated 20.03.2003, "On the developing standards of the educational curricula's and professional development";
- Decision of the Council of Ministers, no. 675, dated 25.09.2003, "On the establishment of the procedures regarding the foundation, organisation and closure of the professional development institutions, under the wing of the Ministry of Labour, Social Affairs and Equal Opportunities";
- Decision of the Council of Ministers, no. 543, dated 31.10.2002, "On the accreditation of the educational institutions and professional development (AFP)";
- Decision of the Council of Ministers, no. 432, dated 28.06.2006 "On the establishment and administration of the incomings of the budgetary institutions"
- Decision of the Council of Ministers, no. 273, dated 10.05.2006 "On the establishment of the National Agency of the education and professional developing".
- Directive of the Minister of the Ministry of Labour, Social Affairs and Equal Opportunities and the Minister of the Ministry of Educations and Science, no. 6, dated 03.2003, "On the registration of AFP institutions";
- Directive of the Minister of Labour, Social Affairs and Equal Opportunities and the Minister of the Ministry of Educations and Science, no. 16, dated 28.12.2002, "On the organisation of the activity of the National Council of Education and Professional Development".
- Instruction no. 2222 dated 31.10.2002 of the Ministry of Work and Social Issues "On the consultation and orientation in the professional developing".
- Instruction no. 17 dated 1.09.2002 of the Ministry of Education "On the structure, organisation and functions of the Commission of High Accreditation and Professional Developing".
- Instruction no. 867/1, dated 30.12.2002 "On the registration procedures in the public centre of professional developing".
- Instruction no. 867/1, dated 30.12.2002 "On the fundamental criteria's for the elementary preparation and qualification of the professional developing public centre instructors".
- Instruction no. 867/3, dated 30.12.2002 of M of Work "On the criteria's and rules of exams and tests in the final evaluation in professional developing".
- Instruction no. 867/4, dated 30.12.2002 "On the content, form and procedures of the issue of the certifications for professional developing"

**2.2 Institutional Framework**

The implementation of the commitments from the legislation in force in the field of work market and professional development is under the responsibility of these institutions:

a) Ministry of Labour, Social Affairs and Equal Opportunities - Employment Policies Directorate, Juridical Services Directorate
b) Ministry of Education and Science - Curricula Development Directorate;
c) The National Employment Service - Employment Directorate, Professional Development Directorate
d) National Agency of Education and Professional Developing

**3. Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the engagements of the European Partnership, the short-term priorities in the field of work market and professional development are:

- *The undertaking of the hiring process pursuant to the rules in force in the Member States in the field of employees movement, taking into consideration the situation of the labour market in the Member States, depending on the legislation; the creation of existing facilities for access in employment for the Albanian citizens accorded by the Member States, through bilateral agreements; the co-operation for the easiness of the Albanian labour reforms and policies, in the context of the strengthening of the economic and integration reforms;*
- *The approximation of the Albanian legislation regarding the labour environment and the equal opportunities for women;*
- *The increase of the general educational level and the professional development in Albania*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legal initiates will be undertaken, to address these short-term priorities, by the Ministry of Labour, Social Affairs and Equal Opportunities:

- The drafting of the Law "On some amendments and addendums in the law no. 8872, dated 29.03.2002 "On education and professional developing"
- The drafting and the approval of the Decision of the Council of Ministers - "On the approval of the renewed Employment Strategy";
- The drafting and the approval of the Decision of the Council of Ministers – "On the determination of competition procedures regarding the financial support of the Regional Directorates of Public Professional Development",
- The drafting and the approval of the Decision of the Council of Ministers – "On the determination of the pay-back obligations for employers who do not hire disabled persons and the way of use of collected funds";
- The drafting and the approval of the Decision of the Council of Ministers - "On the approval of the educational and professional development Strategy";
- The drafting and the approval of the Decision of the Council of Ministers – "On the implementation of the professional practices program", in compliance with the new law on employment;
- The drafting of the law "On the stimulation of the education" that will be draft in compliance with the European Strategy of Employment and will be partially approximated with the EU Decision 2005/600/ EC.
- Drafting and the approval of the Decision of the Council of Ministers – "On the payment of the unemployed job seekers regarding the participation in the offered profession courses by the public centres of professional development".

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken in order to fulfil the short-term engagements:

- The creation of a computerised labour market system, through the creation of a database regarding the job vacancies (Tirana and Korça);
- The carrying out of short-term periodical studies of the labour market; the equipment with the necessary material/ didactic items for the theoretical and practical teaching of the public centres of the professional development;
- The renovation of the existing premises for teaching- theory/practise - in the public centres of the professional development, through the re-construction of the existing premises;
- The carrying out of a research study regarding the founding of the Trainers Training Centre;
- The starting of the decentralisation process of the managing of the AFP system in the leading of schools or AFFP centres;
- The starting of the work for the establishment of the Albanian Frame of Qualifications;
- The institutionalisation of the drafting methodology of the curricula's of AFP;
- The compliment of the working market information processing in all the working public services system making use of investments of foreign donors and Albanian Government.

### 3.2 Medium-term Priorities (2009 - 2010)

Based on the commitments of the SAA, the Medium-term priorities in the field of work market and professional development are:

- *The undertaking of the hiring process pursuant to the rules in force in the Member States in the field of employees movement, taking into consideration the situation of the labour market in the Member States, depending on the legislation;*
- *The creation of existing facilities for access in employment for the Albanian citizens accorded by the Member States, through bilateral agreements;*
- *The co-operation for the easiness of the Albanian labour reforms and policies, in the context of the strengthening of the economic and integration reforms;*
- *The approximation of the Albanian legislation regarding the labour environment and the equal opportunities for women;*
- *The increase of the general educational level and the professional development in Albania*

#### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

The following legal initiatives will be undertaken by the Ministry of Labour, Social Affairs and Equal Opportunities, to address the medium-term priorities for the period 2009-2010:

- The draft and approval of draft-law – "On the frame of the Albanian Qualifications";

#### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken in order to fulfil the commitments for the 2009-2010 period:

- The drafting of the evaluation and certification criteria in the AFP field;
- The support of the AFP curricula with "integral texts";
- The establishment of the service for the professional orientation and the counselling regarding the career, in co-operation with the social partners;
- The institutionalisation of the co-operation between the AFP and the local business;

**Table 1:** *Strengthening of institutional capacities of the Directorate of Employment Politics*

| INVESTMENTS | MEASURING UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional staff | Persons | 5 | 2 | X | X | X |
| 2. Training | ALL | X | 1.000 | 1.500 | 1.000 | 1.000 |

**Table 2:** *Foreign assistance in employment support*

| Institution | Donor | IMPLEMENTING PROGRAM / AGENCY | TITLE OF PROJECT | VALUE | Start | Termination |
|---|---|---|---|---|---|---|
| Ministry of Labour, Social Affairs and Equal Opportunities | EU | CARDS 2006 | The strengthening of the working market structures as regards the inspection services and employment. | 1 mil € | In wait | In continuity |

## 3.15.3 SOCIAL PROTECTION AND SOCIAL SECURITY

### 3.15.3.1 SOCIAL PROTECTION

### 1 Political Objective

The main focus of the government in the field of social protection, referring to the short-term period, is the improvement of the system of the social protection and standards, by fighting the social expulsion and discrimination through: (i) decentralization and increase of responsibility of local units on the establishment and administration of social services, community based; and (ii) inclusion of civil society in offering services and support and adjustment of the social protection system with new social economic requirements (article 99 SAA).

## 2 Current Situation

### 2.1 Existing Legal Framework

Laws and acts not transposing community acts

The activity of the social protection field is regulated through the following legal and subordinate legal acts:

- Law no. 9355 dated 10.03.2005, "On social assistance and social services";
- Law no. 8098 dated 28.03.1996, " On the status of the blind";
- Law no. 7889 dated 14.12.1994, "On the status of labour disabled people";
- Law no. 8626 dated 22.06.2000, "On the status of pre and tetra plegic disabled people"
- DoCM no. 265, dated 28.04.2005 "On Social Service Strategy";
- DoCM no. 633, dated 18.09.2003 "On the National Strategy on improvement of living conditions for Rom minority";
- DoCM no. 8, dated 07.01.2005 "On the strategy of disabled people"( PAK);
- DoCM no. 787, dated 14.12.2005 "On the establishment of criteria, procedures and the amount of the economic assistance";
- DoCM no. 563, dated 12.8.2005 "On the establishment of responsibilities of the district on the distribution of the services for social welfare";
- DoCM no. 564, dated 12.8.2005 "On the licensing of companies offering services of social welfare";
- DoCM no.658, dated 17.10.2005 "On the standards of the social services";
- DoCM no.659, dated 17.10.2005 "On the standards of the social welfare for children in the residential institutions";
- DoCM no. 83, dated 26.02.2001 "On the telephone tariffs";
- DoCM no. 632, dated 21.11.2001 "On the benefits from the National Housing Entity";
- Guideline no. 497 dated 6.03.2006 "On the estimation of the incomes received from the agricultural and animal farming production".

### 2.2 Existing Institutional Framework

The implementation of the commitments deriving from the legislation in force in the field of social protection is under the responsibility of these institutions:

a) Ministry of Labour, Social Affairs and Equal Opportunities - The Social Services Policies Directorate that develops practises, legislation, budgeting, transfer funds in local governments units, licensing of companies offering services, draft social service standards etc.
b) Ministry of Interior;
c) Ministry of Health;
d) State Social Service

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

Based on the commitments of the European Partnership, the short-term priority in the filed of social protection is:

- *The improvement of the social protection and standards system, by fighting the social expulsion and discrimination*
- *Providing of minority observance rights, the implementation of Rome Strategy;*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legal initiatives will be undertaken, so as to accomplish and in compliance with the short-term priorities, by the Ministry of Labour, Social Affairs and Equal Opportunities:

- Draft - DoCM "On drafting of the economic welfare and other cash payments strategy"
- Draft - DoCM "On drafting of the children custody strategy";

- Draft - DoCM "On the establishment of Social Fund and the criteria of its utilization".
- Draft - DoCM "On the calculation of funds on social care services"

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

In the accomplishment of the short term commitments, will be undertaken the following implementing activities:

- Clear definition of new roles and responsibilities of programme and realizable structures of social services under the condition of decentralization,
- Identification of NGOs and other community operators which offer social services. Enrichment of existing database and its recognition from interested actors.
- Indicators improvement and selection criteria of EA(Econimic Aid) and Persons with limited abilities beneficiaries, re-study of Persons with limited abilities actual assessment criteria.
- Implementation of social care services standards for children, Persons with limited abilities, elders, trafficked persons and general services standards.
- Sensitise and recognition of legislation on benefit rights of EA(Econimic Aid) and Persons with limited abilities from Rome families.
- Cooperation with Rome NGOs, coordination of their work and cooperation on strengthening of capacities, service offering and susceptibility on negative phenomena.
- Preparation, in cooperation with NGO and other actors, of Action Plan on Social Service Strategy.
- Establishment of a regular and legal dialogue between MoLSAEQ and other dependence institutions which are collecting data and information from the local government units.
- Training of local administrators which are working with social partners
- Gradually transferral of public residence centres for children dependant from local government.
- Establishment of new social services community based in the framework of WB project, which will be under the responsibility of local government after the termination of the project.
- Transfer of Objects, funds of services in dependence from local units, increasing the responsibilities of local structures and NGO on offering communitarian services

**Table 1:** *Strengthening the institutional capacities of Directorate of Social Service Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 4+1 | 4+1 | 4+1 | 4+1 | 4+1 |
| 4. Training (thousand ALL) | (thousand ALL) | 5.000 | 5.000 | 5.000 | 5.000 | 5.000 |

**Table 2:** *Foreign assistance in support to the social security*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | Start | termination |
|---|---|---|---|---|---|---|
| Ministry of Finance | European Union | CARDS 2005 | Improvement of public administration and social security procedure | 1 mil € | Expectant | On going |

### 3.15.3.2 SOCIAL SECURITY

### 1 Political Objective

The main focus of the Government in the field of social security, for the long-term period, is the co-ordination of the social protection system for the community employees employed in the territory of Albania, as well as the adoption of the social security system with the new economic and social requirements, through co-operation with the other parties (46,47 and 99 of SAA).

### 2. Current Situation

### 2.1 Existing Legal Framework

- Laws and subordinate legal acts, community acts, being transposed and the their level of approximation

| | |
|---|---|
| 1 | Law no. 7703, dated 11.05.1993 "On Social Security in Republic of Albania",<br>Social security is protecting in obligatory way all citizens economically active in Albania, in case of diminution of incomes, as per pregnancy, age, and invalidity and lost of family supporting. |
| | 31979L0007<br><br>Council Directive 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security OJ L 6, 10.1.1979, p. 24–25<br><br>The aim of this Directive is progressive principle implementation, in the social security field and other social security elements, of the equal treatment of men and women regarding social security issues, now and on referred to as "equal treatment principle". This Directive will be applicable for active work population, including self employed persons, employees and self employed persons whose activity is interrupted for health, accidents or unemployment purposes and persons in job searching, and employees, self employed or not, which are in age or invalidity retirement.<br><br>31986L0378 Council Directive 86/378/EEC of 24 July 1986 on the implementation of the principle of equal treatment for men and women in occupational social security schemes OJ L 225, 12.8.1986, p. 40–42<br><br>The aim of this Directive is the implementation, on the social security diagrams at work, of equal treatment principle of men and women, now and on referred to as equal treatment principle.<br><br>31992L0085 Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC) OJ L 348, 28.11.1992, p. 1–8.<br><br>The aim of this Directive is to implement the measures in order to encourage the improvement of safety and health at work for employees in condition of pregnancy, new born or breast feeding babies. |
| | Partial |

- Laws and acts not transposing community acts

The activity in the field of social security is regulated through the following legal acts:

- Law no. 9136, dated 11.09.2003, "On the collection of the obligatory contributions of social security";
- Law no. 7845, dated 13.7.1994, "On the social security number";
- Law no. 9066, dated 15.5.2003, "On the Ratification of the Agreement between the Government of the Republic of Albania and the Republic of Turkey - "On the social protection";
- Law no. 8960, dated 24.10.2002, "On the ratification of the European Social Charter, revised";
- Law no. 9442, dated 16.11.2005, "On the ratification of the ILO convention, no. 102, - "On the minimum standards for social protection";

### 2.2 Existing Institutional Framework

The implementation of the engagements deriving from the legislation in force in the field of social security is the responsibility of these institutions:

a) Ministry of Finance - General Directory of Tax, the Institute of Social Security;
b) Ministry of Labour, Social Affairs and Equal Opportunities - Pensions and Salaries Policies Directorate;
c) General Directorate of Posts

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

Based on the engagements deriving from the SAA, the short-term priorities in the filed of social security are:

- *Co-ordination of the social protection system for the community employees employed in the territory of Albania.*
- *Adoption of the social security system with the new economic and social requirements, through co-operation with the other parties.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legal initiatives will be undertaken by the Ministry of Finance, so as to accomplish these short-term priorities:

- Draft Law on some amendments of the Law no. 7703, dated 11.5.1993 "On social security in RoA";

- Draft – DCM , so as to implement the Law no. 7703, dated 11.5.1993 "On social security";
- DCM "On pensions incomes increase";

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to accomplish these priorities:

- Following the implementation of DCM "On incomes increase"
- Implementation of DCM as to implement the Law no. 7703, dated 11.5.1993 "On social security"
- Implementation of the Agreement with Turkey;

### 3.2 Medium-term Priorities (2009 - 2010)

Based on the engagements deriving from the implementation of the SAA, the medium-term priorities in the filed of social security are:

- *Coordination of the social protection system for the community employees employed in the territory of Albania;*
- *Adoption of the social security system with the new economic and social requirements, through co-operation with the other parties;*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

The following legal initiatives will be undertaken by the Ministry of Finance, in compliance with Medium-term priorities:

- Draft – DCM , so as to implement the Law no. 7703, dated 11.5.1993 "On social security";
- Draft - DCM "On pensions incomes increase";

### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to accomplish these engagements:

- Following the implementation of DCM "On incomes increase"
- Implementation of DCM so as to implement the Law no. 7703, dated 11.5.1993 "On social security"
- Continuing the procedures for bilateral agreements on social security;

## 3.15.4 HEALTH AND SAFETY AT WORK

### 1. Political Objective

The main focus of the government in the field of health and safety at work, for the short-term and Medium-term period, is the stimulation of the implementation of the labour legislation, regarding the safety and the integrated physical, mental and social protection of the employees, through the improvement and harmonisation of the Albanian legislation with that of the European Community(Articles 46, 70 and 77 of SAA).

### 2. Current Situation

### 2.1 Existing Legal Framework

Laws and subordinate legal acts, community acts, being transposed and the their level of approximation;

| |
|---|
| 1. Law no. 9634, dated 30.10.2006. "On Job Inspection and State Labour Inspectorate". The aim of this Law is the implementation of labour legislation by the subjects, on which acts this law. Subject and object aims to regulate":<br>– Fundamental improvement of SLI structures<br>– Strengthening institutional capacities<br>– Addition of labour inspectors number to cover all country.<br>– Concrete measurements for fight against corruption. |

| |
|---|
| ILO Convention no. 81 "On Job Inspection"<br>Subject and object aims to regulate:<br>The Convention is ratified by the Albanian State with the Law no. 8185, dated 23.1.1997, and as ratifying member of this convention, the conventions articles are provided in the Law no. 9634, dated 30.10.2006 "On Job Inspection and State Labour Inspectorate" |
| Partial |

| |
|---|
| 2. DoCM no. 459, dated 22.7.1998 "On dangerous substances"<br>Objective: Determination of dangerous substances, which aims:<br>– Protection of employees and prevention of professional diseases |
| ILOS Convention no.170 "On chemical usage at work"<br>Adaptability of convention articles, in the decision of the Council of Ministers |
| P/A |

| |
|---|
| 3. DoCM no.419, dated 4.8.2000 "On Dangerous Objects"<br>Objective: Determination of dangerous objects, which aims:<br>Protection of employees and prevention of the accidents at work. |
| ILOS Convention no. 155 "On Safety and Health at Work'<br>As ratifying member of this convention with Law no. 9147, dated 30.10.2003, the conventions articles are provided in the above mentioned decision to achieve the European standards. |
| P/A |

| |
|---|
| 4. DoCM. no 445, dated 26.6.2003 "On Maritime Inspection"<br>Object: Inspection of the subjects practising this activity, which aims":<br>Protection of the employees working in this field. |
| ILOS Convention 178 (On Job Inspection) mariner<br>As ratifying member of this convention with Law no. 8911, dated 6.6.2002, the conventions articles is provided in the Government decision. |
| P/A |

Laws and acts not transposing community acts

- Constitution of the Republic of Albania
- Labour Code of the Republic of Albania
- ILO Convention no. 81 "On Job Inspection"
- ILO Convention no. 155 "On Safety and Health at Work"
- ILO Convention no. 178 "On Job Inspection"
- DCM no. 788, dated 14.12.2005 "On determination of accidents in or due to work"
- DCM no. 461, dated 22.7.1998 "On the register of the employer on the accidents at work and professional related illnesses";
- DCM no. 692, dated 13.12.2001 "On the special measures of safety and hygiene at work";
- DoCM no. 205, dated 9.5.2002 "On the definition of easier jobs for minors";
- DoCM no. 207, dated 9.5.2002 "On the definition of difficult or dangerous job";
- DoCM no. 742, dated 6.11.2003 "On some addenda and amendments in the DCM no. 692, dated 13.12.2001 "On special safety and hygiene measures at work before starting the enterprise activity"
- DoCM no. 513, dated 30.7.2004 "On activity classification, documentation and procedure to grant the permission by the Job Inspector, before starting the enterprise activity"
- DoCM no. 164, dated 22.03.2007 "On the cooperation between SLI and Ministry of Interior".
- DoCM no. 169, dated 28.03.2007 "On the issuing of the inspection act and its composing components".
- DoCM no. 457, dated 22.8.1998 "On the approval of Inspectorate statute".

### 2.2 Existing Institutional Framework

The implementation of the engagements coming out from the legislation in force in the field of health and safety at work is under the responsibility of these institutions:

a) Ministry of Labour, Social Affairs and Equal Opportunities; Judicial Services Directorate, Health and Safety at Work Directorate;
b) State Labour Inspectorate;

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

Based on the engagements deriving from the SAA, the short-term priorities in the filed of health and safety at work for the

period 2006-2007 are:

- *Evaluation of the legislation regarding the working conditions, the payment/salaries of the community employees;*
- *Progressive improvement and harmonisation of the Albanian legislation, in compliance with European Community legislation, regarding the working conditions, as well as the protection of health and safety at work*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

The following legal initiatives will be undertaken by the Ministry of Labour, Social Affairs and Equal Opportunities, so as to accomplish the short-term priorities:

- Project – DCM "On organization and directing SLI";
- Project – DCM "On definition of dangerous substances";
- Project – DCM "On definition of dangerous objects";
- Project – DCM "On National Strategy of Safety and Health at Work".

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to accomplish the priorities of the short-term period:

- Strengthening of the institutional capacities of the State Labour Inspectorate and additional existing human resources.
- Establishment of regional directorates in the 5 prefectures, as per the following table.
- Training development on introduction to the European legislation in the filed of health and safety at work, within 2007.

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the engagements deriving from the SAA, the Medium-term priorities in the filed of health and safety at work are:

- *Evaluation of the legislation regarding the working conditions, the payment/salaries of the community employees;*
- *Progressive improvement and harmonisation of the Albanian legislation, in approximation with European Community legislation, regarding the working conditions, as well as the protection of health and safety at work*.

**3.2.1 Medium-term Legislative Initiatives (2009 - 2010)**

The following legal initiatives will be undertaken by the Ministry of Labour, Social Affairs and Equal Opportunities, so as to accomplish the medium-term priorities for 2008-2011 period:

- Draft Law "On Safety and Health at Work".
- Draft DCM will arise by the implementation of the Law "On Safety and Health at Work".

**Table 1:** *Strengthening the institutional capacities for the State Labour Inspectorate*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 130 | 37 | 0 | 0 | 0 |
| 2. Training (thousand ALL) | (thousand ALL) | 0 | 3000 | 458 | 1.500 | 0 |

**3.15.5 GENDER EQUALITY**

**1 Political Objective**

The main focus of the Government in the field of gender equality is the progressive harmonisation of the Albanian legislation with that of the Community in the field of working conditions, and especially of health and safety at work, as well as guaranteeing equal opportunities and cooperation to simplify politicies in the Albanian employment reforms, in the context of strengthening political reform and integration, aiming at the adaptation of Albanian social security system to the new economic and social requirements, and the adaptation of Albanian legislation to guaranteeing good working conditions and equal opportunities for women.

## 2. Current Situation

### 2.1. Existing Legal Framework

The activity in the field of gender equality is regulated through the following legal and sub-legal acts:

- Laws and sub-legal acts, which transpose the community acts and their level of approximation:

| | |
|---|---|
| 1 | Law No. 7703, dated 11.05.1993, "On the social security in the Republic of Albania";<br>Social securities protect continuously all the Albanian citizens, which are economically active, in cases of incomes diminution from pregnancy, senility, invalidity, or cases of loosing the family keeper; |
| | - 31979L0007<br><br>Council Directive 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security OJ L 6, 10.1.1979, p. 24–25<br><br>The aim of this directive is the progressive execution in the field of social securities and other social protection elements, of the equal treatment principle for men and women in cases of social security, which henceforth will be referred to as "the principle of equal treatment". This directive will be executable for population that is active in work, including self-employed persons, workers and self-employed persons, which activity is interrupted for reasons of disease, or accident, persons which are searching for work and workers or self-employed persons that are retired.<br><br>- 31986L0378 Council Directive 86/378/EEC of 24 July 1986 on the implementation of the principle of equal treatment for men and women in occupational social security schemes OJ L 225, 12.8.1986, p. 40–42<br><br>The aim of this directive is the execution of equal treatment principle for men and women in schemes of social security at work, which henceforth will be referred to as the principle of equal treatment. |
| | Partial |

| | |
|---|---|
| 2 | Labour Code , Article 104, 108 , 54, 55<br>DoCM No. 145, dated 10/08/1998 "Forbid work at night for pregnant women" |
| | 31992L0085 Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC) OJ L 348, 28.11.1992, p. 1–8<br>. The aim of this directive is the execution of measures for encouraging the security improvement in health security at work for pregnant women or women after child birth and breast feeding women. |
| | Partial |

| | |
|---|---|
| 3 | Labour Code, Article 104<br>DoCM No. 397 date 20.5.1996 amended with DoCM no. 185/ 3.5.2002, "On the special protection for pregnant women and mothers";<br>The aim is to protect the health and security of pregnant women, women after child birth and breast feeding women, by determining suitable conditions at work, work duration and determination of forbidden activities. |
| | 31992L0085 Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC) OJ L 348, 28.11.1992, p. 1–8<br>. The aim of this directive, which is the 10th individual directive in the meaning of article 16 (1) of Directive 89/391/KEE, is to execute the measures of encouraging the improvement of health security at work for pregnant women and women, which gave birth to a child". |
| | Partial |

| | |
|---|---|
| 4 | Article 115, Labour Code, which authorizes that the employer gives the same payment for men and women making inconvertible works. This article authorizes the equal payment for men and women, who make inconvertible works. |
| | 31975L0117 Council Directive 75/117/EEC of 10 February 1975 on the approximation of the laws of the Member States relating to the application of the principle of equal pay for men and women OJ L 45, 19.2.1975, p. 19–20 The principle of equal payment for men and women henceforth called "the principle of equal payment" means that for the works of the same value shall be eliminated all kinds of sex discriminations for all recompenses aspects. |
| | Partial |
| 5 | Labour Code, Article 9<br>Law No. 7995, dated 20.09.1995 - "On the encouragement of employment' amended with Law No. 8444, dated 21.0.1.1999, with Law No. 8862, dated 07.03.2002 and with Law No 9570, dated 3.7.2006.<br>The aim of law is the employment, professional qualification, National Employment Service and the employment fund, the implementation of general active policies to support the full, productive and freely chosen employment.<br><br>Section 1.1 Law no, dated 29.3.2002 "On the professional education in the Republic of Albania". This Law guarantees the right mentioned in the Constitution of the Republic of Albania for the education system and the professional formation during life time, the opportunity to attend the primary professional education and gaining new professional knowledge, which is necessary for employment and equal opportunities for all. |
| | 31976L0207 Council Directive 76/207/EEC of 9 February 1976 on the implementation of the principle of equal treatment for men and women as regards access to employment, vocational training and promotion, and working conditions. OJ L 39, 14.2.1976, p. 40–42 |
| | Partial |

- Constitution - Article 18 and Article 49;
- The European Community Basic Rights Chart;
- Convention - "On the elimination of all forms of discrimination against women" and its Additional Protocol (CEDAW);
- Election Code - Article 3;
- Labour Code - Articles - 9,10,32,39,75,76,97,98,108,109,134,72,115,55,104,108;
- Law No. 9198, dated 1.07.2004 - "For a gender equality society";
- Criminal Code - Articles - 113, 114, 115;
- Law No. 8876, dated 4.4.2002 "On the reproductive health";
- Law No. 7870, dated 13.10.1994 "On the health security in the Republic of Albania" ;
- Law No. 8528, dated 23.09.1999 "On the protection and the stimulation of the breast-feeding";
- Decision of the Council of Ministers, No. 632, dated 18.9.2003 "On the programme of the stimulation of employment of unemployed female job seekers";
- Decision of the Council of Ministers, No. 73, dated 11.02.1999 - "On the programme of stimulation of employment through job training";
- Order of the Minister of Labour, Social Affairs and Equal Opportunities, No. 394, dated 23.02.2004, "On the tariffs of the Professional Development System "

### 2.2 Existing Institutional Framework

The implementation of the commitments deriving from the legislation in force in the field of gender equality is under the responsibility of these institutions:

1) Ministry of Labour, Social Affairs and Equal Opportunities, Equal Opportunities Directorate;
2) Ministry of Education and Science, Curricula's Directorate;
3) Ministry of Health, Reproductive Health Sector;
4) Ministry of Tourism, Culture, Youth and Sports, Youth Policies Directorate;
5) Ministry of Foreign Affairs, Youth Policies Directorate;
6) Ministry of Interior, Organised Crime and Witness Protection Directorate, Anti-trafficking Sector;
7) Ministry of Agriculture, Rural Policies Directorate, Development Policies Sector;
8) INSTAT (Social Research Centre).

## 3. Addressing Priorities

### 3.1 Short-term and Medium-term Priorities

Based on the commitments deriving from the SAA, the short-term and medium-term priorities in the filed of gender equality are as following:

- *The progressive harmonisation of the Albanian legislation with that of the Community in the field of working conditions.*
- *The cooperation, in order to simplify the Albanian political reform to create equal opportunities for women.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legal initiatives will be undertaken by the Ministry of Labour, Social Affairs and Equal Opportunities, in light of these short-term priorities:

- Draft-DCM "On The national strategy on the fight against domestic violence";
- The new Draft-Law "On Gender Equality in Albania";
- Amendments to Article 104 of the Labour Code in the RoA regarding the partial correspondence with Directive no. 92/85/EEC, dated on 19 October 1992, "On the introduction of measures to encourage pregnant female workers and female workers which gave birth";

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken in order to fulfil the priorities of the short-term period:

- Translation and publication of the National Strategy on the fight against domestic violence;

- Monitoring the Strategy for Gender Equality and Fight against Domestic Violence;
- Organizing campaigns regarding the launching of the National Strategy on the Fight Against Domestic Violence;
- Organizing campaigns regarding the introduction to the Law "On Gender Equality" in Albania.

### 3.2 Mid-term Priorities (2009 - 2010)

The following implementing activities will be undertaken in order to fulfil the priorities of the period 2009-2010:

- *The progressive harmonisation of the Albanian legislation with that of the Community in the field of working conditions;*
- *The cooperation to simplify the Albanian political reform to create equal opportunities for women.*

#### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken in order to fulfil the priorities for the mid-term period (2009-2010):

- Identification of sensitive gender indicators and the establishment of gender data bases;
- Training staff regarding the new law "On Gender Equality in the Society".

**Table 1:** *Strengthening the institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1) Additional human resources | PERSONS | 3 | 3 | 3 | 3 | 3 |
| 2) Trainings (thousand ALL) | Thousand ALL | 0 | 0 | 50 | 1580 | 0 |

# 3.16 ENERGY

## 3.16.1 ENERGY SECTOR

### 1 Political Objective

The real opening-up of the energy market remains a priority of the Albanian Government in this sector, this priority becomes even more binding after the signing of the Energy Treaty. The main objective will be the integration in the regional market of electrical energy. The opening of such a market will encourage the attraction of private capital and the significant increase of production and supply capacities of the Albanian electrical energy system.
In order to meet this objective, the privatisation process of KESH Sh.A Distribution Sector will take place in the short-term period.
The medium-term objective will be the harmonisation of the entire legal framework with the *acquis communautaire,* in order that the Albanian energy market to be aligned with the European standards and norms. Another medium-term objective is to provide support for Albania's integration in the regional and European electricity transmission grid of all types.
Article 70 of SAA addresses the duty of approximation of the Albanian legislation with the European ones and its rules on competition.
Article 107 of SAA addresses the duty of approximation for the development of the Energy sector, reflecting the principles of market economy, also based at the Energy Treaty and at the Albanian integration in the European Markets of Energy.

### 2. Current Situation

### 2.1. Existing Legal Framework

The activity, functioning and control of the power sector in the Republic of Albania is ruled through the following legal acts and sub acts, where cases of transposition of *acquis communautaire* are accompanied by concordance table:

- Law No. 9501, dated 03.04.2006 "On the ratification of the Energy Treaty Establishment ";
- Law No. 9379, dated 28.4.2005 "On Energy Efficiency", promoting the efficient use of all types of energy;
- Law No. 9072, dated 22.05.2003 "On the electrical energy sector", defining the conditions for the electrical energy supply to the consumers, in line with the standard parameters, through the effective functioning of the energy market and competition development in this sector, taking into account the protection of the consumers' interests, reduction of the services' cost and protection of environment. This law has a complete transposition of the Directive 2003/53/EC;

| |
|---|
| 1. Law No. dated on 22.05.2003 "On the sector of electric energy"; |
| 2. Directive 2003/53/EC, of the European Parliament and of the Council of 18 June 2003 amending for the 26th time Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations (nonylphenol, nonylphenol ethoxylate and cement) Corrected/ "On the internal trade of electricity and gas", and Directive 96/92/EC, of the European Parliament and of the Council of 19 December 1996 "Liberalization of energy trade and regulation of energy sector", concerning common rules for the internal market in electricity.Corrected |
| 3. Approximation level: complete |

- Law No. 8937, dated 12.09.2002 "On the retention of heat in buildings", defining the rules and the binding measures for the retention of heat in the buildings;

| |
|---|
| |
| 1. Law No 8937, dated on 12.09.2002 " On the retention of heat in buildings", |
| 2. Directive 2002/91/EC "On heat in buildings" (Directive 2002/91/EC of the European Parliament and of the Council of 16 December 2002 on the energy performance of buildings) |
| 3. Approximation level: partial |

- DCM No. 539, dated 12.08.2004 "On the approval of the transitory model of the electrical energy trade", which is based on the gradual implementation of Directive 96/92/EC and Directive 2003/54/EC;

| |
|---|
| 1. DCM No. 539, dated on 12.08.2004 "On the approval of the transitory model of the electrical energy trade". |
| 2. Directive 96/92/EC and Directive 2003/54/EC of the European Parliament and of the Council of 26 June 2003 concerning common rules for the internal market in electricity and repealing Directive 96/92/EC - Statements made with regard to decommissioning and waste management activities. Corrected |
| 3. Approximation level: partial. |

- Law No 9663, dated on 18.12.2006 "For concessions", which aims to creative the necessary legal frame for stimulating and simplifying the execution of concession projects, financed by the private sector. It also increases the transparency, equality and efficacy in the development of infrastructure projects;
- Law No. 9379, dated on 28.4.2005 "Regarding the Energetic Efficiency", which stimulates the efficiency usage of all types of energy.

In order to implement the basic legislation, ERA has approved the Code of Distribution, Measurement, Transmission and Marketing Rules.

**2.2 Existing Institutional Framework**

The institutions responsible for the implementation of the commitments deriving from the legislation in force in the energy sector are:

a) *The Directorate of Energy Policies operates under the Directorate General of Policies* at the Ministry of Economy, Trade and Energy. The duties of this Directorate are: drafting of the policies for the energy sector according to the governmental ones and drafting of the necessary legal framework in compliance with EU Directives, leading the energy sector to privatisation; monitoring of the privatisation process and intervening for the restructuring the energy sector;
b) *The Energy Regulatory Entity (ERE*) performs the regulatory functions of the state in the energy sector. ERE operates as an independent body (under the auspices of the Parliament) in order to ensure non-discrimination, effective competition and the effective functioning of trade in the sector of electrical energy. Article 23 of Law No. 9072 provides on ERE's functions and responsibilities in line with Directive 2003/54/EC;
c) *Ex – National agency of Energetic (NAE)*
d) DCM no. 202 dated on 11.04.2007, NAE merged as an institution and went under the dependence of AKBN;
e) National Agency of Natural Sources, which has undertaken even the tasks and obligations of the former National Agency of Energy, supports the elaboration and preparation energy sector policies, especially in the field of energy efficiency and renovation sources;
f) *The Albanian Electrical Energy Corporation (KESH)* is the sole operator, which performs its activity in the sector of electrical energy, besides the small hydroelectric stations privatised during the past 2 years[2]. The KESH structure consists of three divisions: (i) The Production Division having five branches; (ii) The Transmission Division having six branches in the main districts of the country; and (iii) The Distribution Division covering four distribution areas (BISABU), in the south, may be treated separately and managed with the assistance of a German company. The new division of KESH into three divisions is the first step towards the final division into three commercial companies with separate functions. Such division of the vertically integrated companies is required by Directive 96/92/EC, as well as by the Athens Memorandum in 2002/2003.
g) *The Energy Efficiency Centre Albania –EU,* is a NPO, whose maintenance expenses are covered and by the state budget. This Centre has been included in a number of pilot projects and information campaigns in the field of energy efficiency, funded by different international donors.

**3. Addressing Priorities**

**3. 1 Short-term Priorities**

Based on both, the recommendations of the European Commission in the European Partnership Document, and the commitments deriving from the SAA implementation, the short-term priorities in the energy sector are:

- *Reviewing the National Energy Strategy, implementing the updated Action Plan for its implementation;*
- *Beginning the implementation of the commitments taken in the frame of the Treaty "Establishing the Energy Community".*

**3.1.1 Short-term Legislative Initiatives**

In compliance with these short-term priorities, as well as in the frame of approximating the Albanian legislation with the *acquis communautaire,* in the energy sector for period of 2007-2008, are these legislative initiatives:

- Revision of Market Rules;
- Drafting the Law "National Energetic Strategy";

2 In Albania, only some small producers of electrical energy (some 35 small HECs, privatised or granted with concession) have the status of the independent electrical energy station.

- Approving DCM "National Energetic Strategy";
- Changing law No. 9072, dated on 22.05.2003, "On the Electrical Energy Sector";
- Revision of the Energy Market Transitory Model with a DCM;
- Approving the legal framework for the Procurement of electrical energy.
- Revision of Transmission, Distribution, and Measurements Code.
- Drafting and approving the DCM rules "On Energy Audit";
- Law amendment "On some changes in Law 'On Fiscal facilities for construction of sources, which produce Electrical Energy";
- DCM "On the establishment of the Electrical Energy Agency". Law amendment "On renovated sources".

Some of the short-term initiatives will be undertaken by ERE, which will review and approve the following documents:

- The new Albanian Model of Electrical Energy Market, which will be subsequently approved by the Government;
- Market Rules;
- Code of Transmission;
- Code of Distribution;
- Code of Measurement.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Continuation of taxation reform for the revision of the National Energy Strategy.
- Establishment of the Regional Office of Energy.

## 3.2 Medium-term Priorities

Based on both, the recommendations of the European Commission in the European Partnership Document, and the commitments deriving from the SAA implementation, the medium-term priorities in the energy sector are:

- *On time implementation of the different projects that aim at the improvement of infrastructure of the production, distribution and transmission of energy.*
- *Continue the fulfilment of the regional and international commitments in the energy sector aiming at the establishment of a regional competitive energy market.*

### 3.2.1 Medium-term Legislative Initiatives

During the medium-term period, in order to fulfil the priorities of the European Partnership, the Ministry of Economy, Trade and Energy will undertake the following legislative initiatives:

- DCM " On functioning and controlling the energy efficiency code";

### 3.2.2 Medium-term Implementing Activities

In order to implement the priorities of the European Partnership, during this period, will start the implementation of various projects, expected to be concluded within 2008, including:

- Strengthening of the administrative capacities at the Ministry of Economy, Trade and; Energy
- Constructing the TEC-97 ME in Vlora;
- Constructing the 400 kW line Elbasan-Podgorica;
- Construction of the substation 400/220 KW;
- Constructing the new Dispatcher Centre in Tirana;
- Implementing the the rehabilitation project for the improvement of the distribution and transmission network at Vau Deja and Shkodra Station;
- Implementing the rehabilitation project, controlling and monitoring of the substation 400 and 220 kW;
- Realization of Project in Fier;
- Continuing the BISABU project;
- Continuing the DRCRP- Project for the Rehabilitation of the Drini Cascade;
- Implementing the project for the placement of collective and individual measurers;

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | | | |
| 1) Additional human resources | persons | 3 | 4 | 5 | X | X |

### 3.16.2 HYDROCARBONS SECTOR

#### 1 Political Objective

The main objective of the Government in the hydrocarbons sector is guaranteeing the safe supply of economy with hydrocarbon energy resources, in order to ensure the country's fast and sustainable economic and human development, and its integration into the EU, through diversification (variety, increase and enlargement) of the supply resources of oil, gas and their by-products, as well as 10% increase per year of the domestic production of the crude oil. Foreign companies will be encouraged and promoted for researching and extract oil and gas in the Albanian territory. Particular attention will be paid to the protection of the environment and the stable use of the ground and underground resources. Another objective of the Albanian Government in this sub-sector is the restructuring and privatisation of the companies in the hydrocarbons sector, where the state is the owner. For this sector there is no direct address to the SAA, with the exception of the obligation for Legal Approximation, Article 70 of SAA.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The activity in the hydrocarbon sector is regulated through the following legal and subordinate legal acts and those which transpose the community acts. They are introduced in the relevant compliance tables:

- Law No. 9501, dated 03.04.2006 "On the ratification of the Treaty establishing the Energy Community";
- Law No. 8450, dated 24.02.1999 "On the processing, transport and trade of oil, gas and their by-products", amended by law no. 9218, dated 08.04.2004, and Law No. 9574, dated 3.7.2006 ensuring an open licensing system for activities in the field of processing, transport, and trade of oil, gas and their by-products.

| 1. LAW NO. 9501, DATED 03.04.2006 "ON THE RATIFICATION OF THE TREATY ESTABLISHING THE ENERGY COMMUNITY" |
|---|
| 2. Directive 2003/17/EC amending the Directive 98/70/EC "On the quality of fuels, oil and gasoline" and 68/414/CEE of the Council, dated 20 December 1968 "On the obligation of EEC Member States to save the minimum stock of gross oil and/or oil by-products". |
| 3. Approximation level :partial |

- Law No. 7746, dated 28.07.1993 amended by Law No. 7853, dated 29.07.1994, approximated with the Directive 94/22/EC, "On the conditions for granting and using authorisations for the exploration and production of hydrocarbons" defines the requirements to be met by a domestic or foreign company, in order to begin the research and production activity. Hydrocarbon agreements (drafted according to international models) are signed by the Ministry of Economy, Trade and Energy (the ministry responsible for hydrocarbons), according to the proposal of a negotiating team, which is part of NHA and are later approved with Decision of the Council of Ministers. Enforcement of the law is enabled by a special fiscal package provided for in Law No. 7811, dated 12.04.1994 "On the approval of the Decree No. 782, dated 22.02.1994 "On the fiscal system in hydrocarbons sector" (Research – Production).

| 1. LAW NO. 7746, DATED 28.07.1993 AMENDED BY LAW NO. 7853, DATED 29.07.1994, APPROXIMATED WITH THE DIRECTIVE 94/22/EC "ON THE CONDITIONS FOR GRANTING AND USING AUTHORISATIONS FOR THE EXPLORATION AND PRODUCTION OF HYDROCARBONS" |
|---|
| 2. Directive 94/22/EC of European Parliament "On the conditions of granting and utilizing authorizations on development, exploration and usage of Hydrocarbons" |
| 3. Approximation level :partial |

#### 2.2 Existing Institutional Framework

The institutions responsible for the fulfilment of the commitments deriving from the legislation in force in the hydrocarbons sector are:

a) Primary Policy Sector at the Directorate of the Industrial Policies;
b) Sector of Permits and Concessions Contract Management Sector, at the Regulatory General Directorate;
c) Sector of the Public Companies Administration at the Commercial Service General Directorate.

These structures are part of the Ministry of Economy, Trade and Energy and their main responsibility is the implementation of the hydrocarbons-related legislation. Their functions are: (i) drafting development policies of the hydrocarbons sector in compliance with the increasing market demand for hydrocarbon-based energy sources aiming at the achievement of a safe and sustainable market with these products as well as a healthy environment; (ii) processing/elaborating data on the activity of the subject entities and institutions of the hydrocarbons sector defining the priorities expressed in concrete development programmes and projects; (iii) following and monitoring the implementation of contracts and agreements operating in the sector; (iv) issuing of some types of licenses according to the fields of activity of operators and products in question; and (v) coordination of work with different scientific organisms for research and development, processing and marketing in the hydrocarbons sector and (vi) following the activity of public property companies operating in hydrocarbons sector representing the state owner.

d) Central Technical Inspectorate;
e) National Agency for Natural Resources (NANR);
f) Albanian Geologic Service (AGS).

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

In order to implement the objectives defined in the programme of the government, the short-term priorities in the hydrocarbons sector are:

- *Restructure and privatise the companies in the hydrocarbons sector, where the state is the owner.*
- *Promoting foreign and national private investments on research, production, refining, transport and trade for oil, gas and by-products.*
- *Article 70 of SAA, "On legal approximation, legal imposition and competitiveness rules"*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

In compliance with these short-term priorities and in order to fulfil it, the Ministry of Economy, Trade and Energy will take the following legislative initiatives:

- Drafting legal and technical regulatory framework on oil internal market. The legal framework is expected to be partially approximated with Directive 98/30/EC, amended by the Directive 2003/55/EC.(Article 70 of SAA legal approximation) concerning the Internal Market Rules on Natural Gas and replacing the Directive 98/30/EC.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to accomplish short-term priorities:

- Re-structuring and restarting the privatisation process of "ARMO" company;
- Increasing the regulatory role of the state towards the quality of by-products that are traded and the security reserve;
- Following the privatisation procedures of ARMO companies;
- Increasing by 10% the domestic production of gross oil;
- Cooperating with foreign companies for research and production of hydrocarbons in the Albanian territory;
- Diversifying the resources of oil, gas and by-products supply studying the possibility of connecting Albania to the international networks of oil and gas suppliers;
- Integrated development (in synergy) of energy and industrial area of Porto-Romano Durrës.

**3.2 Medium-term Priorities (2009 - 2010)**

In order to implement the objectives defined in the programme of the government, the medium-term and long-term priorities in the hydrocarbons sector are:

- *Guarantee a safe supply of economy with hydrocarbon energy resources, in order to ensure a fast and*

*sustainable human and economic development of the country;*
- *Protect environment and sustainable use of ground and underground natural resources.*
- *Article 70 of SAA "On legal approximation, legal imposition and competitiveness rules".*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

In compliance with these medium-term priorities, and in order to fulfil them, the Ministry of Economy, Trade and Energy will undertake the following legislative initiatives:

- Amending the DCM No. 808, dated 05.11.2004 "On the storage and management of the Security Reserve for oil, gas and their by-products". The amended DCM will be party compatible with Directive 68/414/EEC and with Directive 98/93/EC. Directive 98/93/EC amend the Directive 68/414/CEE of Council dated 20 December 1968 on the obligation of EEC Member States to save the minimum stock of gross oil and/or oil by-products Directive 98/93/EC.
- Drafting legal and technical regulatory framework on natural oil internal market.
- Drafting legal and technical regulatory framework on gas internal market.

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

In order to accomplish the medium-term priorities, the following implementing activities will be undertaken:

- Drafting the privatization strategy in the frame of restructuring the hydrocarbon sector;
- Concrete recommendations on energetic hydrocarbon resources through concrete geology-geophysics and theirs rational utilization.
- Environmental impact study of the hydrocarbon sector activities.
- Assessment of the oil-gas-keeper capacities under conditions of implementation of new technologies for oil extract, reassessing the reserves as well, according to the EU standards.

**Table 1:** *Strengthening the capacities for the Ministry of Economy, Trade and Energy*

| No. | INVESTMENTS | MEASUREMENT UNIT | Y. 2007 | Y. 2008 | Y. 2009 | Y. 2010 |
|---|---|---|---|---|---|---|
| 1 | Studies and consultancies | 000/ALL | 36000 | 36000 | 36000 | 38000 |

# 3.17 INDUSTRIAL POLICIES

### 3.17.1 INDUSTRIAL POLICIES

**1 Political Objective**

The main priority of the Albanian government in the sector of industrial policies is the stimulation of programmes and projects, which promote the investments in technology in increasing the competitiveness on the modernization, diversification and specialization in open market. Besides this, as specific objective remain as following:

- Obligation applied to the Article 70 of SAA on the approximation of Albanian legislation framework to that of the European Community and competitiveness rules as well;
- Article 92 of SAA, Industrial Cooperation, shall aim to promote the modernization and restructuring to the Albanian industry and individual sectors, as well industrial cooperation between economic operators with the objective of strengthening the private sector under conditions, which ensure that the environment is protected.
- Termination of privatization of remaining public property, as well as the protection of environment from industrial developments.
- In the framework of fulfilling the commitments deriving from the SAA Protocol Article 5, the Albanian Government should prepare, within a three-year period, upon the entry into force of the Interim Agreement, a programme for the restructuring of the iron and steel industry, in order to develop this industry under the conditions of a normal market. The Non-Food Industry Development Strategy sets out the ways that are to be pursued for the restructuring and development of the production industry according to its branches.

**2 Current Situation**

**2.1 Existing Legal Framework**

The activity in the Industrial Policies Sector is regulated by a consolidated legal framework consisting of the following legal and subordinate legal acts:

- Law No. 7512, dated 10.08.1992 “On the sanctioning and protection of private property, free initiative of establishment of independent activities and privatisation”;
- Law No. 7582, dated 13.07.1992 “On state enterprises”;
- Law No. 7926, dated 20.04.1995 “On the transformation of state enterprises”;
- Law No. 8306 dated 14.3.1998 “On the privatization strategy of the special important sectors”
- Law No. 8334 dated 23.4.1998 “On the privatization of commercial companies operating in non strategic sectors”;
- Law No. 7973, dated 26.07.1995 “On concessionary agreements and the participation of the private sector in public services and infrastructure**”;** It is approved the new Law No 9663 dated 18.12.2006 “On Concessions”;
- DCM No. 269, dated 23.04.2004 “On the approval of Non-food Industry Development Strategy”;
- DCM No. 230, dated 4.04.1998 “On the privatisation of the state-owned stock in joint stock companies”;
- DCM No. 159, dated 13.03.2003 “On the criteria of the evaluation of state property for privatisation purposes and the sale procedures”;
- DCM No. 195 dated 20.03.1998 “On the privatisation of enterprises that cannot be transformed”;
- DCM No. 169, dated 13.03.2003 “On the criteria and procedures for the evaluation and sale of the land of state enterprises which undergo privatisation or their transformation into commercial companies”;
- DCM No. 194 dated 20.03.1998 “On the criteria of the definition of the minimum capital of the companies resulting from the transformation of state enterprises into commercial companies”;
- DCM No. 195, dated 20.03.1998 “On the privatization of the enterprises, which can not be transformed”;
- DCM No. 197, dated 20.03.1998 “On the writing-off of the assets that cannot be sold”;
- DCM No. 418 dated 9.07.1998 “On the administrative procedures of liquidation of the enterprises”;
- DCM No. 315, dated 24.04.2003 “On leasing the assets of state enterprises, companies and institutions”.
- DCM No. 461, dated 6.10.1999 “On the monitoring of the state enterprises, companies or institutions assets given under a lease or agreement and the use of the incomes”;
- DCM No. 398, dated 13.06.2003 “On the removal of licences in the non-food industry”.

These Laws or DCMs have been amended due to the need for improvement.

**2.2 Existing Institutional Framework**

The fulfilment of commitments deriving from the legislation in force in the field of public health is under the responsibility of the following institutions:

a) Sector of Secondary and Tertiary Policies at the Directorate of Industrial Policies, in the Ministry of Economy, Trade and Energy, which supervises and follows the problems of enterprises, commercial companies etc, in the branches: Chemistry, Paper-wood, Shoe-Leather, textile-confectionaries, and rubber of the public sector. This sector is responsible for the drafting, implementation and improvement of the development policies of the manufacturing industry. In order to implement the Free Trade Agreements, this sector will monitor competitiveness of the industrial products;
b) Regulatory Directorate and the Directorate of Commercial Policies, at the Ministry of Economy, Trade and Energy;

**3 Addressing Priorities**

**3.1 Short-term Priorities**

Based on both, the commitments deriving from the Interim Agreement implementation, and the programme of the Government, the short-term priorities in the industrial policies sector are:

- *Begin the drafting process of "Plan for the restructuring of iron and steel industry ", giving priority to the termination of the remaining public property privatisation, as well as environmental protection from industrial pollution;*
- *Attain sustainable survival after the restructuring of the steel sector under the conditions of a normal market of production and trade through the assessment of the situation and programming and implementation of the activities, in order to enable the stable increase of the competition capacity and the normal production and trade of steel, aiming at the fulfilment of the obligations deriving from SAA and Protocol 1 about steel";*
- *Terminate the privatisation of the remaining public property;*

**3.1.1 Short-term Legislative Initiatives**

In compliance with these short-term priorities, and in order to fulfil them, the Ministry of Economy, Trade and Energy will take the following legislative initiatives:

- Drafting and approving the draft-decision "On harmonisation of the obligations and exchange of data between the parties such as ministries, institutions, entities, private and public entities".
- Draft-law "On prevention and integrated Pollution Control", partially compliant with Directive 96/61/EC, amended by the Directive 2003/35/EC, Directive 2003/87/EC and the Regulation No. 1882/2003.

**3.1.2 Short-term Implementing Activities (based on the beginning terms)**

To accomplish the short-term priorities, the following implementing activities will be taken:

- Diagnosing the overall situation in the steel sector, in compliance with the requirements and implications of the Protocol 1 of the SAA.
- Listing the remaining public property.
- Regrouping the enterprises to be privatised in industrial enterprise groups, according to prefectures.
- Liquidating public enterprises that cannot be privatised.
- Participating in groups for the protection of environment in the MoEFWA.
- Privatising public companies.
- Strengthening the administrative capacities.
- Privatization of state part in SH.P.K.

**3.17.2 MINE SECTOR**

**1 Political Objective**

In compliance with the government's programme, the priorities in the mine sector for the implementation of the Strategy objectives in the Development of the Mine Industry are: improvement of the legal framework as a result of experience, monitoring of the concessionary agreements in the mine industry, closure of mines, privatisation of assets, liquidation and realisation of studies of national character related with development of the sector.
Article 70 of SAA, which addresses the obligation of Mine sector's legal approximation.

## 2 Current situation

### 2.1 Existing Legal Framework

The governmental activity in the mine sector is regulated by the following legal and subordinate legal acts:

- Law No. 7796 dated 17.02.1994 "Albanian Mining Law", amended. Such law defines the relations between the state and the legal persons, in order to benefit mining rights and perform mining activities.
- Law No. 8386 dated 02.07.1998 "On Albanian Geological Service", amended. The aim of this law is to define the tasks, basic principles of organisation and conduction of the Albanian Geological Service (AGS) with the exemption of Oil and Gas Geological Service.
- Law No. 9663 dated 18.12.2006 "On Concessions". This Law aims to the establishment of necessary framework in promotion and facilitation of the implementation of concessionary projects financed by the private sector, increasing the transparency, equality, efficiency and long-term stability in the infrastructure project development and public services. It aims further development of general principles in contracting by the public authorities on granting concessionary projects.
- DCM No. 54, dated 28.01.2005 "On the definition of criteria for the issuing of professional licenses to specialists, who make the projection, evaluation, consultancy, monitoring and technical direction of the mining activity", amended.

### 2.2 Institutional Framework

The fulfilment of commitments deriving from the legislation in force in the mining sector is under the responsibility of the following institutions:

a) Directorate of Licenses and Contract Management at the Ministry of Economy, Trade and Energy (MoETE). The responsibilities of this Directorate, as regards the mining sector, are: (i) beginning and management of the regulatory reform related to the licensing process and conclusion of concessionary contracts, in compliance with the national and regional policies in the mining sector; (ii) management and control of the implementation of the concessionary contracts and mining permits, in conformity with the agreements and projects approved by the Authorised State Body (ASB); and (iii) cooperation with the Directorate General of the Policies at the MoETE, in order to ensure updating of information and analyses of the technical, economic and administrative data related with the mining activity in Albania;
b) Directorate General of Policies/Sector of Primary Policies covering policies related with the Mining Industry. The main responsibility of this Sector is the drafting of platform and policies of development of industry of extraction and processing of minerals;
c) Institute of Technology of Extraction and Processing of Minerals, which has a cooperative role;
d) Albanian Geological Institute, which has a cooperative role.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

In order to implement the objectives defined in the programme of the government, the short-term priorities in the mining sector are:

- Implementation of the Strategy of Development of Mining Industry objectives;
- Improve the legal framework as a result of the gained experience;
- Monitor the concessionary agreements in the mining industry;
- Close the mines, privatisation of assets, liquidation and the realisation of studies of national character related with development of the sector.

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

In compliance with these short-term priorities, and in order to fulfil them, the Ministry of Economy, Trade and Energy will take the following legislative initiatives:

- Draft-Law "Mining Law of Albania" (new Law), which defines the relationship between the state and legal persons, in order to derive mining rights and to execute the mining activities.
- Amendment of the Law No. 8366 dated 2.7.1998 "On Albanian Geological Service" (AGS). The amendment

aims to define tasks, basic principles of organisation and conduction of the Albanian Geological Service (AGS) with organizational improvements to this service after the scientific study reform.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be taken, so as to address short-term priorities (reformulated):

- Carrying out complex studies for the well-administration of the territory and natural resources at local and country level: geology-territory-environment.
- Technological Researches and Environment.
- Studies and projections on emergencies, according to the requirements of local and central government.
- Projects on mining objects closing.
- Evaluating, managing, and monitoring of the underground waters in the main water-collecting basin giving priority to the tourist areas, urban areas, etc.
- Assessing the geological risks as well as geological-engineering specialised studies for the evaluation of stability and extension of public infrastructure.
- Promoting the new minerals for use.
- EU Directive study.
- Carrying out complex studies in the field of geo-environment and its monitoring.
- Monitoring the post-exploitation phenomena.
- Supervision of effective use for mining richness.
- Public awareness, scientific opinion and human resources development.

## 3.2 Medium-term Priorities (2009 - 2010)

To implement the objectives defined in the government programme, the medium-term priorities in the mining field are:

- *Implementation of the Strategy of Development of Mining Industry objectives;*
- *Improve the legal framework as a result of the gained experience;*
- *Monitor the concessionary agreements in the mining industry;*
- *Close the mines, privatisation of assets, liquidation and the realisation of studies of national character related with development of the sector.*

### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

Carrying out complex studies for the well-administration of the territory and natural resources at local and country level:

- Geology-territory-environment.
- Technological Researches and Environment
- Studies and projections on emergencies according to the requirements of local and central government.
- Projects on mining objects closing.
- Evaluating, managing, and monitoring of the underground waters in the main water-collecting basin giving priority to the tourist areas, urban areas etc
- Assessing the geological risks as well as geological-engineering specialised studies for the evaluation of stability and extension of public infrastructure.
- Promoting the new minerals for use.
- EU Directive study.
- Carrying out complex studies in the field of geo-environment and its monitoring.
- Monitoring the post-exploitation phenomena.
- Supervision of effective use for mining richness.
- Public awareness, scientific opinion and human resources development.

### 3.2.2 Long-term Implementing Activities (2011 - 2012)

- Carrying out complex studies for the well-administration of the territory and natural resources at local and country level: Geology-territory-environment.
- Technological Researches and Environment
- Studies and projections on emergencies according to the requirements of local and central government.

- Projects on mining objects closing.
- Evaluating, managing, and monitoring of the underground waters in the main water-collecting basin giving priority to the tourist areas, urban areas etc
- Assessing the geological risks as well as geological-engineering specialised studies for the evaluation of stability and extension of public infrastructure.
- Promoting the new minerals for use.
- EU Directive study.
- Carrying out complex studies in the field of geo-environment and its monitoring.
- Monitoring the post-exploitation phenomena.
- Supervision of effective use for mining richness.
- Public awareness, scientific opinion and human resources development.

**Table 1:** *Strengthening the institutional capacities for the Licensing and Contracts Management Directorate*

| No | INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|---|
| | | | | 2007 | 2008 | 2009 | 2010 |
| 1 | Additional human resources | persons | | | | | 4 |
| 2 | Training | Thousand ALL | | | 12 970 | 3 536 | 4 757 |

# 3.18 SMALL AND MEDIUM ENTERPRISES

### 1 Political Objective

Accelerated improvement of the business environment and investments are assembled in the articles 70, 91 and 93 of the SAA, supporting and strengthening in this way the Albanian government policies on SME competition increase, foreign investments attraction in Albania and promoting Albanian export in regional and global market, through the development of technology and innovation, reducing of administrative barriers and establishment of facilities for the business.

### 2 Current situation

### 2.1 Existing Legal Framework

The main law regulating state measures and policies for the classification, promotion and development of small and medium enterprises is:

| |
|---|
| 1. Law No. 8957, dated 17.10.2002, "On small and medium enterprises". |
| 2. EC Recommendation dated 6 May 2003, concerning the definition of SMEs. |
| 3. Approximation level: not in compliance with the recommendations, as regards the definition of SMEs. |

Other legal and subordinate legal acts regulating activity of SMEs are:

- Law No. 7764, dated 2.11.1993 "On Foreign Investments ", which provides the meaning of the foreign investor and investment, as well as their training, and the right to transfer funds, to settle disagreements, etc;
- Law No. 9107, dated 17.07.2003, "On some amendments to Law No. 8636, dated 06.07.2000 "On free areas" amended by Law No. 8725 dated 26.12.2000, according to which the National Agency/Entity of Free Areas comes under the Minister of Economy;
- Law No. 9396, dated 12.05.2005, "On the finance lease" and the Instruction on finance lease, common guideline of MoF and MoETE;
- Law No. 9497, dated 20.03.2006 "On the establishment of the Albanian Business and Investment Agency ";
- DCM No. 514 dated 26.07.2006 "On the approval of the Albanian Business and Investment Agency, Albinvest Statute"
- Law no. 9640 dated 9.11.2006 "On the Chambers of Commerce and Industry", which amends the Law No. 7804, dated 10.03.1994, "On the Chambers of Commerce and Industry". According to the Law the chambers are established in order to perform activities as institution of the public right, and the Ministry is responsible for the Trade/Commerce, MoETE at present, is appointed as a supervisory body for their activity. According to the new Law, the organization of the chambers changes, from 36 chambers according to the former law, in 12 chambers according to the new one, allocated by districts.
- DCM No. 509 dated 19.07.2006 "On composition of Administrative Council and remuneration rate for the Albanian Business and Investment Agency, Albinvest";
- Order No. 213 dated 12.09.2006 "On the approval of the Albinvest structure and staff";
- Law No. 9607 dated 11.09.2006 "On Business Consultative Council" (BCC).
- Law No. 9663 dated 18.12.2006 "On Concessions";
- Law No. 9630 dated 30.10.2006 "On Factoring";
- Law No. 9723 dated 3.05.2007, "On the National Business Registration Centre, NRC";
- Law No. 9527 and Law No. 9528 dated 11.05.2006 "On the ratification of financial and governmental agreement between the Council of Ministers of the Republic of Albania and the Government of Italia for the accomplishment of the "Programme for the development of the private sector through an assistance credit to the support of small and medium enterprises, as well as the provision of technical assistance to them";
- Law No. 9672 dated 29.12.2006, "On the ratification agreement between the Council of Ministers of Republic of Albania and the Government of the Federal Republic of Germany on financial cooperation, 1998".
- DCM No. 57, dated 2.02.2001, "Small and Medium Enterprises Development Strategy", aiming at the establishment of jobs vacancies and distribution of incomes and a balanced regional and sector development in the country;
- DCM No. 518, dated 24.10.2002, "On the approval of the Albanian Exports Promotion Strategy and the Action Plan for its implementation";
- DCM No. 34, dated 16.01.2003, "On the approval of the regulation on the Functioning of the Free Area";
- DCM No. 438, dated 02.07.2004, "On some addenda and amendments to the DCM no. 43 dated 17.01.1998, "On the organisation of fairs and commercial exhibitions";

- DCM No. 246, dated 21.04.2005, "On the approval of the Action Plan "On Reduction of informal economy" and according to its implementation the Prime Minister Order No. 180 dated 11.11.2004, "On the establishment of central group on drafting and implementation of action plan on the reduction of informal economy";
- DCM No.157 dated 15.03.2006, "On the approval of the Action Plan of the regulatory reform to the function of improvement of business environment" and Order no.170 dated 31.10.2005, implementing it, on the establishment of the Task Force "On the conduction and monitoring of the regulatory reform to the function of improvement of business environment", chaired by the Prime Minister;
- DCM No. 430 dated 28.06.2006 "On the approval of the revised action plan on reduction of informal economy for 2006- 2009 period";
- Prime Minister Order No. 145, dated 27.06.2006, "On the Reorganisation of Central Group on revising of Action Plan on reduction of informal economy";
- DCM No. 112 dated 21.02.2007, "On establishment of Albanian Competitive Fund";
- Prime Minister Order No. 192 dated 12.12.2005, "On the reorganisation of the inter-institutional working group on the compact of investment in the framework of the stability pact".

**2.2 Existing Institutional Framework**

The current legislation implementing institutions and their competences, the inter-institutional cooperation, the fulfilment of commitments deriving from the legislation in force in the sector of small and medium enterprises is under the responsibility of the following institutions:

a) The Ministry of Economy, Trade and Energy as the main institution whose task is the drafting of policies for the improvement of the business environment for small and medium enterprises; The Business Promotion Directory at the Ministry of Economy, Trade and Energy;

b) The structure of the Business Promotion Directorate is a component part of the Directorate General of the Commercial Policies. It consists of eight employees, and it is divided into three sections (the SMEs Section, the Direct Foreign Investments Section and the Policy Exports Section). This Directory is responsible for:

- Studying the status and elaborating the business development policies in the private sector, on the promotion and development of small and medium enterprises (SMEs), direct foreign investments and exports promotion;
- Drafting the legal, institutional and administrative measures to the interest of business development;
- Drafting programmes and finance projects in cooperation with the state public and private institutions and donors, to the interest of private sector development, in particular of SMEs, investments and exports;
- Keeping on-going dialogue with interest groups of the business community;

c) The structure of the Directorate of Market Policies as part of General Directorate of Market Policies is composed of 8 employees, divided in 2 sectors (Sector of Market Facility and WOT Sector). This Directory is responsible for:

- Drafting the regulatory reform platform, action plan for removal of administrative barriers on business, in national level, including the good governance principle.
- Coordination and monitoring of the implementation of the regulatory reform, in cooperation with established regulatory reform structures.

d) The Albanian Business and Investments Agency (Alb Invest) is a legal person under the Ministry of Economy, Trade and Energy, headquartered in Tirana and exercising its activity in the entire territory of the Republic of Albania. Alb Invest was established with the merging of three existing agencies: the SME Agency, the Foreign Investments Agency and the Exports Promotion Agency, by Law No. 9497, dated 20.03 2006.

Albinvest is responsible for the implementation of policies and strategies on business development, foreign investments and exports promotion. This agency consists of 31 specialists, divided into three divisions: division for development of companies and competition, which is responsible on policy development for SMEs promotion, exports promotions, division for foreign investments promotion and division for marketing and communication.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the recommendations of European Commission presented in the European Partnership Document, the short-term priorities (2007-2008) in the SMEs sector are:

- *Improve the Business Agency's financial stability and implementation of the national training programmes for SMEs;*
- *Implement the European Charter for small and medium enterprises;*
- *Implement the action plan for the removal of administrative barriers for investments and ensuring a proper, open and non-discriminatory implementation of legislation, rules and procedures related to business;*
- *To make less costly, easy and possible registration of companies throughout the country;*
- *Improve the procedures for granting licenses, permits and certificates;*
- *Reform the system of pre-payment of taxes, in order to favour new companies;*
- *Implement the revised action plan for the reduction of the informal economy;*
- *Draft the evaluation procedures for the impact of the regulatory envisaged measures on business;*
- *Approve the improved laws related with trade;*
- *Provide the efficient implementation of the credit guarantee fund and professional and independent management of the scheme*
- *To approve the law on electronic signature (e-signature).*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

In compliance with these short-term priorities, and in order to fulfil them, the Ministry of Economy, Trade and Energy will take the following legislative initiatives:

- Amendment of 10 laws as part of Business Register Centre package ;
- Approving the business and investments strategy for 2007-2013 period;
- Drafting and approving the legal framework for guarantee fund;
- Drafting the Law on establishment and functioning of economic areas;
- Drafting the Law on e-signature;
- Drafting and approving the DCM on the establishment of the fund on the loans grant for export.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be taken so as to address short-term priorities:

- Activating the credit guarantee schemes for SMEs in the framework of improvements of the financing of the SMEs sectors, and increasing the basic capital of the micro-credit institutions;
- Starting the functioning of National Business Register Centre, as a "One-stop shop", with a staff of 15-25 employees;
- Implementing the national training programme for the SME, aiming at the increase of their competitiveness in the European market;
- Implementation of fund utilization to increase competition in exports.
- Preparation and discussion with groups of interest for the export granting fund.
- Drafting the government strategy on application of RIA.
- Beginning the Project "On the progress of SME competitiveness through innovation and transfer of technology".
- Feasibility study for the innovation centres;
- Strengthening the DNB capacities through the completion with staff during year 2007 and 2 additional persons during year 2008.
- Implementation of the project on the improvement of business environment, so as to reduce administrative barriers
- Assessment and monitoring of the action plan on the Reduction of informal economy.
- Study on the approximation of Albanian legislation with EU legislation in SME field, export and IHD;
- Feasibility study for the study of an industrial park in Durres;
- Revising the action plan for 2007 on the Regulatory Reform, in function to the improvement of business environment;
- Implementation of the Project on the improvement of SME managing (TAM).

**3.2 Medium-term Priorities (2009 - 2010)**

Based on the recommendations of European Commission issued in the European Partnership Document, the medium-term priorities in the SMEs sector are:

- *Strengthening the measures against informal economy.*
- *Further development of specialized structures in support to the business and to study the feasibility of a business-technology park.*
- *Drafting and application of an integrated research policy and taking further measures on promoting innovation and competitiveness between small enterprises.*
- *Acceleration of the improvement process of business environment.*
- *Facilitation of SME crediting through the granting fund utilization.*
- *Provide with the open and financial reporting standards, in compliance with EU standards and to ensure efficient implementation.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

In compliance with these medium-term priorities, and in order to fulfil them, Ministry of Economy, Trade and Energy will undertake the following legislative initiatives:

- Drafting the subordinate legal framework, so as to implement the law on the establishment and functioning of economic areas.
- Drafting and approval of law "On SMEs", which will aim at the inclusion of EU recommendations in the SMEs sector.
- Drafting the legal framework on electronic trade/commerce.

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken so as to address medium-term priorities:

- Establishment of the Innovation Centre (BIRC).
- The Project for the establishment of an industrial park.
- Establishment of the technologic incubator.
- Establishment of the fund for the promotion of innovation and technology transfer.
- Strengthening the capacities of DNB and Albinvest.
- Implementation of RIA strategy.
- Study on creative enterprises in Albania.
- Study on establishment of technologic business laboratory.
- Program on the development of electronic technology.
- Project on the promotion of creative enterprise.
- Establishment of industrial park in Durres.

### 3.3 Long-Term Priorities (2011 - 2012)

- *Albanian SME Competitiveness Increase.*
- *Reduction of informal economy.*
- *Establishment of industrial parks.*
- *Improvement of quality infrastructure.*
- *Establishment of technological incubators.*
- *Drafting policies for social responsibility in SME* ***(CSR*****).**

3.3.1 **Implementing Activities**

- Drafting an action plan on policies for social responsibility in SME **(CSR).**

**Table 1:** *Strengthening institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | persons | 6 | 2 | 2 | 1 | 0 |
| 4. Training (thousand ALL) | (thousand ALL) | X | | 1500 | 1000 | |

**Table 2:** *Foreign assistance in support to the small and medium enterprises*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Economy, Trade and Energy, Albinvest | European Union | IPA 2007 | Support to the SME for their competitiveness in EU market through contemporary management, innovation and technology transfer | 2.4 mln € | 2008 | 2010 |
| Ministry of Economy, Trade and Energy, Albinvest, national business | European Union | IPA 2007 | Support to the SMEs through knowledge transfer and managing forms | 1 mln € | 2008 | 2010 |
| Ministry of Economy, Trade and Energy, Albinvest | Italian Government | Italian Cooperation | Program on the development of the private sector by means of supporting crediting in supporting small and medium enterprises and ensuring technical assistance for them | 30 mln € | 2008 | 2010 |
| Ministry of Economy, Trade and Energy, Directory of Trade Policies | World Bank through IDAs and IBRD | BERIS | “Reform on improvement of business environment and institutional strengthening” BERIS. | 7,6 mln Euro | 2007 | 2011 |
| Ministry of Economy, Trade and Energy, Directory of Trade Policies | USA | MCA | Millennium Challenge Threshold Agreement for Albania” reduction of corruption in the business registration process. | 2,6 mln USD | 2006 | 2008 |

# 3.19 EDUCATION AND SCIENCES

## 3.19.1 EDUCATION AND PROFESSIONAL VOCATION

### 1 Political Objective

The government's main long-term focus on education and professional formation is the development of general education and professional training levels, non-discriminatory provision of access into all educational and training levels, improvement of the educational and training structures, and the promotion of harmonisation between SAP countries through educational, social and cultural development.

### 2 Current Situation

Laws and subordinate legal acts, community acts being transposed and the level of approximation

| |
|---|
| 1.DoCM No. 273, dated 10.05.2006, "On the establishment of the National Agency for education and professional formation". Aim: the establishment of a unique national system for professional qualifications, recognised in national and international level. The main functions are:<br>- Drafting and revising of the national professions list.<br>- Drafting and revising of frame curricula for professional qualifications.<br>- Accreditation of institutions offering education and professional formation.<br>- Determination of criteria for the assessment and certification of education and professional qualification. |
| 31977L0486 Council Directive 77/486/EEC of 25 July 1977 on the education of the children of migrant workers OJ L 199, 6.8.1977, p. 32–33 |
| Approximation level: Partial |

### 2.1 Existing Legal Framework

Education and professional qualification are regulated through the following legal and subordinate legal acts:

- Constitution of the Republic of Albania, Article 57;
- Law No. 8872 dated 29.03.2002 "On Education and Professional Qualification in the Republic of Albania";
- Law No. 7952 dated 21.06.1995 "On Secondary Education";
- Strategy "On Education and Professional Formation Strategy";
- Strategy on Education and Professional Formation;
- DCM No. 543 dated 01.10.2002 "On the Accreditation of Educational and Professional Formation Institutions";
- DCM No. 196 dated 20.03.2003 "On the Development Standards of EPF Curricula";
- DCM No. 616 dated 04.12.2002 "On the Determination of Other Categories including Special Groups practised by Law No. 8872, dated 29.03.2002, "On Education and Professional Formation in the Republic of Albania".

### 2.2 Existing Institutional Framework

The implementation of commitments arising from the current legislation in the field of education and professional qualification is responsibility of the following institutions:

a) The Ministry of Education and Sciences with its Directorate of Curricula Development; Foreign Affairs Directory; and the Economic Directorate, is the main institution managing the education system in Albania;
b) The Ministry of Labour, Social Affairs and Equal Opportunities and the Directorate of Employment Policies;
c) The National Council for Education and Professional Qualification, which advices the Council of Ministers on education and professional formation development policies, a process which includes all social partners and other field actors;
d) The Regional Educational Directorate, Educational Offices
e) The Institute of Curriculum and Standards;
f) The Education Centre for Training and Qualifications;
g) The National Education Centre for Assessment and Examinations;
h) National Agency for Education and Professional Qualification.

### 3 Addressing Priorities

### 3.1 Short-Term Priorities

In compliance with the Stabilisation and Association Agreement and the Thessalonica Agenda commitments, the short-

term education and professional qualification priorities include:

- *Raising the level of general education and education and professional training;*
- *Providing non-discriminatory access to all educational and training levels;*
- *Improving educational and training structures;*
- *Promoting harmonisation between SAP countries through educational, social and cultural development.*

### 3.1.1 Short-term Legislative Initiatives

In accordance with these priorities, for the short-term period 2006-2007, the following legislative initiatives will be taken by the Ministry of Education and Science. These initiatives will have a "partial' level of approximation with the *acquis communautaire*:

- Amendment of the Law No. 8872 dated 29.03.2002 "On Education and Professional Formation in the Republic of Albania", partially approximated with the Decision 85/368/EEC and the Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC
- Draft-DCM "On the Professional Practice Modalities undertaken by EPF Students", partially approximated with the Decision 85/368/EEC and the Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC;
- Drafting and approving a DoCM "On the Economic Activity Modalities undertaken by Professional Schools"; partially approximated with the Decision 85/368/EEC and the Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC;.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address the short-term commitments for the 2006-2007 period:

- Determine professional practice modalities undertaken by EPF students and economic activity modalities undertaken by professional schools;
- Consolidating the continuing qualifications system for EPF teachers and instructors;
- Establishing the National EPF Agency, including various training activities for the familiarisation with and functional methods of the Agency, as outlined in the following table;
- Carrying out a study on the problems faced as a result of the partial implementation of Law No. 8872 dated 29.03.2002 "On Education and Professional Formation in the Republic of Albania".

### 3.2 Medium-term Priorities

In compliance with the Stabilisation and Association Agreement and the Thessalonica Agenda commitments, the medium-term education and professional formation priorities include:

- *Raising general education and professional training levels;*
- *Providing non-discriminatory access to all educational and training levels;*
- *Improving educational and training structures;*
- *Promoting harmonisation between SAP countries through educational, social and cultural development.*

### 3.2.1 Medium-term Legislative Initiatives

In compliance with medium-term priorities for the 2008-2010 period, the following legal initiatives shall be taken by the Ministry of Education and Science"

- Draft-DCM "On the Determination of Education and Professional Formation (EPF) Levels" partially approximated with Decision no. 85/368/EEC.
- Draft-DCM "On continuing the qualified system for EPF teachers and instructors", partially approximated with the Decision 85/368/EEC and Directive 92/51/EEC of EC, dated 18 June 1992, "On general high education and professional recognition", as per Directive 89/48/EEC

### 3.2.2 Medium-term Implementing Activities

The following legislative initiatives for the 2008-2010 period, will be undertaken so as to accomplish the commitments:

- Completing a study on the determination of EPF levels and organisation of various training activities on market requirement comparisons, within the schools' possibility;

**Table 1:** *Strengthening the capacities of the National Agency for education and professional qualification (EPF)*

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | Year 2007 | Year 2008 | Year 2009 | Year 2010 |
|---|---|---|---|---|---|---|
| Additional human resources | persons | 17 | 0 | 0 | 0 | 0 |
| Training (thousand ALL) | thousand ALL | | 3000 | 5000 | 4000 | 500 |

**Table 2:** *Foreign assistance in support to the education and professional qualification*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Labour, Social Affairs and Equal Opportunities | European Union | CARDS 2003 | Support to the reform in education and professional qualification II Phase | 1.5 mln € | 2006 | 2007 |
| Ministry of Labour, Social Affairs and Equal Opportunities | European Union | | Twining project on Support to the National Agency for Education and professional qualification | 0.9 mln € | 2007 | 2008 |
| Ministry of Labour, Social Affairs and Equal Opportunities | European Union | CARDS 2004 | Establishment of a decentralised system on education and professional qualification, VET | 3 mln € | On going | On going |
| Ministry of Labour, Social Affairs and Equal Opportunities, Ministry of Education and Science | Swiss Government | | ALB Vet | 3 mln € | On going | On going |
| Ministry of Labour, Social Affairs and Equal Opportunities, Ministry of Education and Science | European Union | CARDS 2006 | Support the progress of the professional pilot schools and regional VET centres | 2 mln € | expectant | On going |
| Ministry of Education and Science | Austrian Government | Austrian Agency for Development | Support model to the professional agricultural education in Albania, in pilot schools in Fier and Korca through the establishment and implementation of a regional school profile | 0.5 mln € | 2003 | 2008 |
| Ministry of Education and Science | | | Regional Project "Tur-Reg" Support to the Tourism Education in East and South Europe | 0.24 mln € | 2005 | 2007 |
| Ministry of Education and Science | Austrian Bank (loan) | | Strengthening the producer bases of the professional high school | 5 mln € | pending | Ongoing |

### 3.19.2 NON-DISCRIMINATION IN EDUCATION

### 1 Political Objective

The main long-term focus of the government as regards non-discrimination in education is the provision of non-

discriminatory access to all educational and training levels throughout the country and for all people, as well as the prevention of discrimination on the grounds of gender, colour and ethnic or religious origin.

**2 Current Situation**

**2.1 Existing Legal Framework**

Laws and subordinate legal acts not transposing community acts;

- Constitution of the Republic of Albania, Articles 57 and 59;
- Universal Declaration on Human Rights;
- Law No. 7952 dated 21.06.1995 "On Secondary Education System" amended by Law No. 8367 dated 30.07.1998 "On a amendment in Law No. 7952 dated 21.06.1995 'On Secondary Education System'";
- DCM No. 8 dated 07.01.2005 "On the National Strategy for Disabled Students";
- DCM No. 633, dated 18.09.2003 "On the Improvement of Living Conditions for the Roma Minority";
- DCM No. 707 by the Ministry of Foreign Affairs, Directorate of the European Union;
- DCM No. 760 dated 19.11.2004 "On the National Migration Strategy";
- DCM No. 78 dated 08.02.2006 "On the Creation of State High-School Final Year and Acceptance to Public Universities";
- Order No. 321, dated 11.10.2004. "On Psychological Service Experimentation in Secondary Education System";
- Order No. 34 dated 08.12.2004 "On the Implementation of 'The Second Chance' Project";
- Order No. 6 dated 29.03.2006 "On the School Registration of Roma Students, unequipped with Birth Certificates".

**2.2 Existing Institutional Framework**

The implementation of commitments arising from the current legislation on non-discrimination in education, is supervised by the following institutions:

a) The Ministry of Education and Sciences, Directorate of Curricula Development;
b) The Ministry of Labour, Social Affairs and Equal Opportunities.

**3 Addressing Priorities**

**3.1 Short- and Medium-term Priorities**

Based on the SAA commitments and the Thessalonica Agenda, the short and medium priorities for the 2006-2010 period, as regards non-discrimination in the education field, are as follows:

- *Providing non-discriminatory access to all educational and training levels, throughout the country and for all people, as well as the prevention of discrimination on the basis of gender, colour and ethnic or religious origin;*
- *Promoting harmonisation between SAP countries through educational, social and cultural development.*

**3.1.1 Short- and Medium-term Legislative Initiatives**

In compliance with these priorities, for the short term period 2006-2010, the following legislative initiatives will be taken by the Ministry of Education and Science. These initiatives will have a "partial' level of approximation with the *acquis communautaire:*

- Corresponding subordinate legal draft-acts following the revision of the Normative provisions of secondary education, partially approximated with Directive 77/486/EEC "On the education of children of migrant workers'" and Decision No. 791/2004 EC "On the programme for the development of activities in education and training field";
- Draft-Order of the Minister "On the Regulation of Work with IEPs (Individual Educational Plan) and the Appropriate Procedures on the Initial and Ongoing Acceptance and Examination of Disabled Students", partially approximated with the Directive 77/486/EEC "On the education of emigrants' children" and Decision No. 791/2004 EC "On the programme on development of activities in education and training field";
- Draft-Order of the Minister "On the education of the immobilized students for vengeance purposes", which will be based on the Universal Declaration on Human Rights.

### 3.1.2 Medium-and short-term Implementing Activities

The following legislative initiatives for the 2006-2010 period, will be undertaken so as to accomplish the respective commitments:

- Granting scholarship for students with low familiar incomes;
- Providing with ramps the environments of 100 schools and 90 kindergartens;
- Evidences for the situation of schools and kindergarten attendance by roma children, in the frame of implementing the strategy for the roma community;
- Establishment of the multidisciplinary groups on drafting programmes for the forehanded prevention of Disabled Persons (rehabilitation and integration);
- Carrying out a study on minimizing the disabled risks; preparation of bulletins and materials;
- Offering courses for 5-6 years old children of the roma community, in the Albanian language, so as to prepare for the first elementary;
- Preparation of a practical guidelines package, didactics materials and integrated standards, in order to help schools;
- Extension of psychological services in school;
- Strengthening the institutional capacities for the Blinds Institute.

**Table 1:** *Strengthening institutional capacities of the institution*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | - | - | - | - | - | - |
| 2.Training (thousand ALL) | (thousand ALL) | X | 200 | 200 | 100 | 100 |
| IT Investments Cost | | | 200 | 200 | 300 | 300 |
| Consultancy Cost | | | 150 | 150 | 150 | 150 |

### 3.19.3 SECONDARY EDUCATION

#### 1 Political Objective

The government's main focus on secondary education is the increase of general education and professional training levels, provision of non-discriminatory access to all educational and training levels, without discrimination on the grounds of gender, colour and ethnic or religious origin; improvement of educational and training structures and promotion of harmonisation between SAP countries through educational, social and cultural development (Article 100 of SAA). The Government is engaged in achieving school autonomy through the education reform, in cooperation with the groups of interest. The development of education will be based on the continuing education model, starting from pre-school age and upwards, as well as the support for professional high schools, in accordance with the regional economic development and labour market tendencies.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

Laws and acts, which do not transpose community acts:

- Constitution of the Republic of Albania, Articles 57 and 59;
- Universal Declaration on Human Rights;
- Law No. 7952 dated 21.06.1995 "On Secondary Education" changed by Law No. 8367 dated 30.07.1998 "On an Addendum to Law No. 7952 dated 21.06.1995 'On secondary education'";
- DCM No. 538 dated 12.08.2004 "On Secondary Education Development Strategy";
- DCM No. 368 dated 31.05.2005 "On the National Strategy for Children";
- DCM No. 632 dated 04.10.2004 "On Secondary Education Decentralisation Policies";
- DCM No. 654 dated 25.09.2003 "On the Establishment of the Institute for Curricula and Standards (ICS)";
- DCM No. 309 dated 12.05.2001 "On the Establishment of a National Education Assessments and Examinations Centre";
- DCM No. 707, dated 16.10.2003 "On the Re-organisation of Local Education Directorates into Regional Education Directorates, as well as Education Offices";
- DCM No. 78, dated 08.02.2006 "On the creation of state maturity and acceptance to public universities";

- DCM No. 144, dated 08.03.2006 "On the Publication, Printing and Distribution of Secondary Education Text Books";
- DCM No. 248, dated 28.05.1999 "On Permission Granting Criteria and Procedures to Non-public Educational Institutions and Complimentary Non-public Educational Institutions specialising in Religious Subjects or Foreign Languages";
- DCM No. 8, dated 07.01.2005 "On the National Strategy for Disabled Students";
- DCM No. 760, dated 19.11.2004 "On the National Migration Strategy";
- DCM No. 633, dated 18.09.2003 "On the Improvement of Living Conditions for the Roma Minority";
- Order No. 321, dated 11.10.2004. "On Psychological Service Experimentation in Secondary Education";
- Guidance No. 23, dated 18.10.2005 "On Permit Granting Criteria and Procedures to Private Educational Institutions and Private Secondary Educational Institutions";
- Guidance No. 34, dated 08.12.2004 "On the Implementation of 'The Second Chance' Project" for students who have left school and for those who are unable to attend for blood feud reasons;
- Order No. 06, dated 29.03.2006 "On the School Registration of Roma Pupils, Unequipped with Birth Certificates";

**2.2 Existing Institutional Framework**

The implementation of commitments deriving from the current legislation on secondary education, is supervised by the following institutions:

a) The Ministry of Education and Sciences, Directorate of Curricula Development, Economy Directorate and Inspection Directorate;
b) The Institute for Curricula and Standards, Education Centre of Trainings and Qualifications, National Education Centre for Assessment and Examinations, councils and municipalities, Regional Education Directories, Educational Offices and kindergartens.

**3. Addressing Priorities**

**3.1 Short and Medium-term Priorities**

Based on the SAA commitments and Thessalonica Agenda, The short and medium-term priorities for the 2006-2010 period for the secondary education field, are as follows:

- *Improving general education, education and professional training levels;*
- *Providing non-discriminatory access to all educational and training levels, without discrimination on the grounds of gender, colour and ethnic origin or religion;*
- *Improving educational and training structures;*
- *Promoting harmonisation between SAP countries through educational, social and cultural development.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

In accordance with these priorities, for the short-term period 2006-2007, the following legislative initiatives will be undertaken by the Ministry of Education and Science. These initiatives will have a "partial" level of approximation with the Directive 77/486/EEC "On the education of emigrants' children":

- Drafting and approving an amendment to Law No. 7952, dated 29.06.1995, "On the Secondary Education System" (amended);
- Draft-DCM "On the Strategy for Pre-school Education Development";
- Draft-Guideline "On School Publications' Liberalisation";
- Draft-Guideline "On the New Curricula Implementation at the beginning of the 2006-2007 academic year";
- Draft-DCM "On the implementation of ICT in increasing the quality of transferring knowledge, implementing Contemporary European Teaching Methods.

**3.1.2 Short-term Implementing Activities**

In accordance with these priorities, for the short-term period 2006-2007, the following legislative initiatives will be undertaken by the Ministry of Education and Science. These initiatives will have a "partial" level of approximation with the Directive".

- Drafting and approving an amendment to Law No. 7952, dated 29.06.1995 "On the Secondary Education System" (amended);
- Draft-DCM "On the Strategy for Pre-school Education Development";
- Draft-Guideline "On School Publications' Liberalisation";
- Draft-Guideline "On the New Curriculum Implementation at the beginning of the 2006-2007 academic year";
- Project-DCM "On the implementation of ICT in strengthening the quality of transferring knowledge, implementing Contemporary European Teaching Methods.

**3.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to accomplish the short-term commitments:

- Establishing the new curricula approving commissions;
- Establishing school subjects commissions in implementation of the new curricula;
- Completing a study on the pre-school education levels, according to the approved strategy;
- Organising activities on the new curricula implementation guidance, starting with the academic year 2006-2007;
- Completing a study on the ICT situation and proposals for their inclusion in the educational system;
- Drafting a curricula for the pre-school age-group (5-6 year-olds);
- Drafting training and qualification modules for pre-school teachers and their implementation through pilot schemes;
- Improving assessments for state high schools' final-year students.

**3.2.1 Medium-term Priorities (2009 - 2010)**

Based on the SAA commitments and Thessalonica Agenda, the medium-term priorities for the 2009-2010 period for the field of secondary education are as follows:

- Increasing the attendance in the secondary education up to 86%;
- Implementing the new curricula in the secondary education system;
- Improving the school infrastructure, in order to reduce to a number of 32 students per classroom and achieving standards for normal learning conditions.

**3.2.2 Medium-term Legislative Initiatives (2009 - 2010)**

- Draft-DCM "On the Secondary Education System", partially approximated with Directive 77/486/EEC, "On the education of children of migrant workers'" and Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC
- Draft-Guideline "On the establishment of the compulsory education scheme of 5-6 year-olds, based on pilot schemes
- Draft-Guideline "On the implementation of the new curricula at the start of the academic year", partially approximated with Directive 77/486/EEC, "On the education of emigrants' children" and Decision No. 791/2004 "On carrying out activities programme in the education and training field";
- Draft-Guideline "On the services for children throughout the marginalised areas, accompanied by new alternatives and based on pilot schemes";
- Draft-Order "On the implementation of the new secondary education structure and curricula";
- Draft-Order "On the creation of new subject commissions for the reassessment of the new curricula";
- Draft-Order "On the implementation of compulsory education for 5-6 year-olds and its expansion", partially approximated with Directive 77/486/EEC "On the education of emigrants' children".
- Draft-Guideline "On the implementation of compulsory education for 5-6 year-olds and its expansion", partially approximated with Directive 77/486/EEC "On the education of emigrants' children".

**3.3 Medium-term Implementing Activities (2009 - 2010)**

The following legislative initiatives will be undertaken so as to accomplish the medium-term commitments for the 2009-2010 period:

- Forecasting measures to be undertaken for the implementation of the guidance on compulsory education for 5-6 year-olds, based on pilot schemes;
- Implementing the guidance on implementation activities regarding the new curricula implementation at the start of the 2008-2009 academic year;

- Implementing an optional curricula for the ICT within compulsory education;
- Providing compulsory education for 5-6 year-olds, based on pilot schemes;
- Completing a study on the implementation results of state high-school final-years;
- Implementing measures for the creation of new subject commissions on the new curriculum assessments;
- Implementing and expanding compulsory education for 5-6 year-olds in the educational system scheme.

**Table 1:** *Strengthening institutional capacities of the institution*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | 0 | 0 | 0 | 0 | 0 | 0 |
| Training (thousand ALL) | (thousand ALL) | X | 4480 | 4102 | 0 | 1302 |
| | | | | | | |
| | | | | | | |

**Table 2:** *Foreign assistance in support to the secondary education*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Education and Science | Chinese Government | | Supplying high schools with computer cabinets | 0.1 mln € | Ongoing | Ongoing |
| Ministry of Education and Science | Italian Government | | Supplying schools with laboratories | | | |

### 3.19.4 HIGHER EDUCATION

#### 1 Political Objective

The government's main long-term focus on the higher education is the achievement of the Bologna Declaration objectives.
As part of this objective's achievement, in the short-term period, the main orientation will be undertaking economic reforms in the higher education field, focusing in particular on the institution establishment and management, as well as on the achievement of autonomy for the higher education institutions.
The government's main focus of higher education is to encourage the implementation of the current legislation on higher education, regarding the modern development of the higher education system in our country, according to the European standards and criteria (Article 100 of SAA).

#### 2 Current Situation

#### 2.1 Existing Legal Framework

Laws and subordinate legal acts that transpose the community acts and their approximation level:

| |
|---|
| 1. Law No. 97 41, dated 21.05.2007, "On the Higher Education in the Republic of Albania". This Law aims at implementing the higher education legislation by the higher education institution, whereon this law takes effect. Subject aimed to be regulated: the Modernization of the Albanian higher education system. Object aimed to be regulated: Functioning of Higher Education Institutions. |
| a) Directive (89/48/EEC) of EC, dated 21 December, 1988 "On the general system for the recognition of higher education diplomas awarded on completion of professional education, of at least three years duration. Object aimed to be regulated: organization and recognition of the first cycle on university studies. OJ L 19, 24.1.1989, p. 16–23<br>b) Resolution 2002/C 163/01 of the Council and European Union "On life-cycle learning, transparency issues and quality assurance". C 163 , 09/07/2002 P. 0001 – 0003<br>c) Directive 92/51/EEC of EC, dated 18 June 1992, "On a second general system for the recognition of professional education and trainings to supplement the Directive 89/48/EEC. The Object, aimed to be regulated: admission in the higher education. OJ L 209, 24.7.1992, p. 25–45<br>d) Directive 2005/36 EC of the European Parliament and Council, dated 7 September 2005, "On the recognition of professional qualification"; OJ L 255, 30.9.2005, p. 22–142 |
| 3. Approximation level: partial |

Laws and acts, which do not transpose the community acts:

- Constitution of the Republic of Albania;
- Labour Code of the Republic of Albania;
- Lisbon Convention "On recognition of foreign diplomas";

- Order No. 193, dated 06.06.2007 "On the establishment of the working group in support to the new Law "On the higher education in the Republic of Albania";
- Order No. 186, dated 31 May 2007 "On the higher education strategy";
- Guideline No. 2, dated 17.02.2006 "On the procedures of admission in universities for the academic year 2006-2007, in the full time system";
- Order No. 63, dated 22.02.2006 "On the initiation of registration in the higher schools for the academic year 2006-2007 in the full time system";

**2.2 Current Institutional Framework**

The implementation of commitments deriving from the current legislation on the higher education, is supervised by the following institutions:

a) Ministry of Education and Science, the Directorate of Higher School Policies;
b) Accreditation Agency for the Higher Education;
c) Universities.

**3 Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

Based on the SAA commitments and Thessalonica Agenda, the short-term priorities for the higher education field are as follows:

- *Achieving the Bologna Declaration objectives;*
- *Developing civil society human resources and the higher education economic reforms, focusing on institution establishment, university management and achieving their autonomy, particularly in administration, finance and ownership aspects;*
- *Quality increasing and massive participation in the higher education, which will be supported by private initiatives;*
- *Stimulating the harmonization with PSA countries, through development of education, social development, and culture.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

In accordance with these priorities for the 2007-2008 period, the following legal initiatives will be undertaken by the Ministry of Education and Science. These initiatives will have a full level of approximation with *acquis communautaire*.

- Draft - DCM "On Albanian Higher Education Strategy and Reform";
- Draft - DCM "On Higher Education Reforms for the Implementation of 'Bologna Declaration'; objectives and principles in order to Achieve European Standards";
- Draft - DCM "On Student Admission to the first cycle studies in university";
- Draft - DCM "On Student Admission to the "master" Second cycle of studies in the university";
- Draft - DoCM "On the Master Plan for Higher Education Development";
- Draft - DoCM "On Higher Education Assessment and Accreditation";
- Draft - DoCM "On Academic Staff Participation in venture";
- Draftt - DoCM "On the third cycle of Doctoral Studies, in accordance with the Bologna Process Standards";
- Draft - DoCM "On the abolition of Education Tariffs towards Particular Social Groups".
- Draft-Instruction "On Credit Points Transferral (ECTS)";
- Draft - DoCM "On the Formation of a Curricula Framework, in compliance with European Standards";
- Draft - DoCM "On legalizing university and high school properties/assets";
- Draft - DoCM "On studies transferral";
- Draft - DoCM "On Academic Titles".

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

The following implementing activities will be undertaken so as to accomplish the commitments during the period 2007-2008:

- Continuing the work from the group to follow the Bologna process;
- Implementing the Master Plan of Higher Education, on an action-plans basis'
- Accomplishing the evaluation by the Agency for Higher Education Accreditation by the European Agency for Quality Assurance as per the Bologna requirements;
- Organising meetings throughout higher education institutions for improving the admission procedures and the new academic staff recruitment;
- Organising seminars on the perfection of PHD system and specialisation courses;
- Organising seminars on the improvement of 'Bachelor' system curricula.
- Improving the PHD and specialisation courses;
- Carrying out studies and meetings on improving the academic structures and strengthening the capacities of higher education schools;
- Reforming "Master" and "PHD" Curricula, based on the European standards.

### 3.2 Medium-term Priorities (2008 - 2010)

Based on the SAA commitments, the medium-term priorities in the higher education field, are:

- *Assessing the legislation on the higher education, payments of employees in the higher education institutions' system;*
- *Progressive Improvement and harmonization of the Albanian legislation, in compliance with the European Community legislation on the higher education development*.

#### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

In accordance with the Higher Education priorities, for the medium-term period 2009-2010, the following legal initiatives will be undertaken by the Ministry of Education of Science:

- Draft - DCM "On Higher Education Reforms for the Implementation of the 'Bologna Declaration' objectives and principles, in order to Achieve European Standards.
- Draft - DCM "On Assessment and accreditation, according to the ENQA standarts (European Network on Quality Ascertainment) .
- Draft - DCM "On accession in the European education system".

#### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to accomplish the commitments for the medium-term period 2008-2010:

- Establishing and implementing the European standards in university and postgraduate studies;
- Organising seminars and meetings for the consolidation of academic structures and strengthening the higher education capacities;
- Achieving quality inclusion into the higher education European Network;

### 3.3 Long-term Priorities (2011 - 2012)

- *Inclusion of the Albanian higher education in the European Higher Education area, through a system which is equivalent with the higher education systems in other European countries.*

#### 3.3.1 Long-term Legislative Initiatives (2011 - 2012)

- Draft - DCM "On accession in the European education system";

**Table 1:** *Strengthening capacities for the Ministry of Education and Science*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|---|---|
| Additional human resources | officials | 5 | +15 | +93 | +30 | +10 |
| Training | Thousand ALL | 0 | 13.000 | 125.000 | 100.000 | 0 |

**Table 2:** *Foreign Assistance in support to higher education*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2004 | Support to TEMPUS | 1.5 mln € | Ongoing | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2005 | Support to TEMPUS | 1 mln € | Ongoing | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2006 | Support to TEMPUS | 1 mln € | 2007 | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | IPA 2007 | Support to TEMPUS | 1 mln € | 2008 | Ongoing |
| Ministry of Education and Science, Universities of Albania | European Union | IPA 2007 | Support to the participation of Albania in the Erasmus Mundus Programme | 1.75 mln € | 2008 | Ongoing |
| Ministry of Education and Science | World Bank, European Investments Bank, Bank for Development of European Commission, Albanian Government | International Association for Development (IDA) | Quality and Equality in Education | 75 mln $ | 2006 | 2010 |
| Ministry of Education and Science | Italian Government | | Establishment of a Service Centre and Telematic Network for the Albanian Universities | 4 mln € | Pending | Ongoing |

### 3.19.5 SCIENTIFIC RESEARCH

### 1 Political Objective

Determining the objectives, courses and priorities of scientific activity and technology development, harmonizing them with the economic and civil development of the country; Determining legal, administrative and institutional mechanisms in the science and technology field, in order to achieve an efficient scientific and technological potentials usage; Determining courses and objectives of continuous improvement of the scientific institutions network structures and strengthening the universities as centres for scientific activity and technology development; Strengthening the functional and operational relation of scientific activity and technology, developing those in line with the market economy requirements; Stimulating the integration of national research and development activity in scientific and technological activity in regional, European, and global level.

### 2. Current Situation

### 2.1. Existing Legal Framework

- ***Laws and subordinate legal acts that transpose community acts and their level of approximation:***

| |
|---|
| 1. Law no. 9741, dated 21.05.2007, "On higher education in the Republic of Albania". The aim of the Law is the implementation of the higher education legislation by the higher institutions, which operate with this law. The subject aimed to be regulated - The Albanian higher education system modernization. The object aimed to be regulated - Higher education institutes that are functional/operational. |
| e) Directive (89/48/EEC) of EC, dated 21 December, 1988 "On the general system for the recognition of higher education diplomas awarded on completion of professional education, of at least three years duration. Object aimed to be regulated: organization and recognition of the first cycle on university studies. OJ L 19, 24.1.1989, p. 16–23<br>f) Resolution 2002/C 163/01 of the European Council and European Union, "On long learning, transparency issues and quality enforcement. C 163 , 09/07/2002 P. 0001 – 0003<br>g) Directive 92/51/EEC of EC, dated 18 June 1992, "On general high education system and professional recognition to be aligned with Directive 89/48/EEC. Subject aimed to be regulated. L 020 , 29/01/1992 P. 0017 – 0019.<br>h) Directive 2005/36 EC of the European Parliament and Council, dated 7 September 2005, "On the recognition of professional qualifications". OJ L 255, 30.9.2005, p. 22–142 |
| 3. Approximation level: partial |

| |
|---|
| 2. Law No. 9655, dated 11.12.2006 "On Science Academy in the Republic of Albania"<br>Aim: Organisation, functioning and responsibilities of the Academy of Science. |
| Council Decisions No. 2002/834,835,836/EC |
| 3. Approximation level: partial |

- ***Laws and acts not transposing community acts:***
- Constitution of the Republic of Albania
- Labour Code of the Republic of Albania
- Law No. 7893 dated 22.12.1994, "On Science and Technological Development" amended by the Law No. 8401 dated 09.09.1998
- DoCM No. 567 dated 23.10.1995 "On Remuneration in Councils, Commissions and Expertise of the Scientific and Technological Activity";
- Guideline no. 5, dated 29.06.1995, "On the Presentation and Appearance of Scientific Reports (Studies) for Projects Financed within the National Research and Development Programme Framework";
- Guideline No. 6 dated 19.10.1995 "On the Ways of Reporting on the Implementation of National Research and Development Programmes";
- Guideline No. 3 dated 10.06.1996 "On the Assessment of Projects Financed within the National Research and Development Programme Framework";
- Guideline No. 4 dated 24.06.1996 "On the Drafting, Approval and Implementation of National Research and Development Programmes";
- Guideline No. 25 dated 01.10.1998 "On the Presentation, Examination and Approval Procedures of Projects Financed within the National Research and Development Programme Framework";
- Guideline No. 11 dated 16.06.2005 "On the Presentation, Assessment and Approval procedures of Projects Financed within the Framework of Scientific and Technological Cooperation Programmes with other countries".

### 2.2 Current Institutional Framework

The implementation of commitments arising from the current legislation on scientific research, is supervised by the following institutions:

1. Ministry of Education and Science;
2. The Academy of Science,;
3. Higher Schools (Universities and Academies).

## 3 Addressing Priorities

### 3.1 Short-Term Priorities (2007 - 2008)

Based on the SAA commitments, the short-term (2007 - 2008) priorities in the scientific research are as follows:

- *Assessment of the legislation on the new conditions of scientific research system;*
- *Progressive improvement and harmonization of the Albanian legislation in compliance with the EC legislation on the new conditions of scientific research system.*

#### 3.1.1 Short-term Legal Initiatives (2007 - 2008)

In accordance with these short-term priorities, the following legal initiatives shall be undertaken by the Ministry of Education and Science:

- Revising and amending the Law No. 7893, dated 22.12.1994 "On Science and Technological Development", amended with Law No. 8401, dated 09.09.1998, amended with Law no. 8401, dated 09.09.1998, partially approximated with the Council of Ministers' Decision 1999/65/EC ;
- Revising and amending the DCM No. 567, dated 23.10.1995, "On Remuneration in Councils, Commissions and Expertise of the Scientific and Technological Activity" shall be partially approximated with the Council and European Parliament Decision, No 1513/2002/EC;
- Revising and amending the Minister of Education and Science Guideline regarding the competition methods with project proposals for the priority fields as regards the scientific research in the country.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities shall be undertaken so as to accomplish the commitments for the short term period:

- Full accomplishment of the scientific research system reform in Albania;
- Establishment of a unique scientific research system;
- Organisation of seminars and trainings on the recognition of European legislation regarding competition methods with project proposals for the priority fields of scientific research in the European research area.

### 3.2 Medium-term Priorities (2009 - 2010)

Based on the SAA commitments, the medium-term priorities in the scientific research area are as follows:

- *Assessment of the legislation related to the new conditions of scientific research system;*
- *Progressive improvement and harmonization of the Albanian legislation in compliance with EC legislation on the new conditions of the scientific research system.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

In accordance with these medium-term priorities, the Ministry of Education and Science shall undertake the following legal initiatives for the period 2009-2010:

- Completion of revising and amending the Law no. *7893, dated 22.12.1994, "On Science and Technological Development", amended with Law No. 8401, dated 09.09.1998*;

**Table 1:** *Strengthening the institutional capacities of the Directorate of Scientific Research*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | Year 2007 | Year 2008 | Year 2009 | Year 2010 |
|---|---|---|---|---|---|---|
| Additional human resources | persons | 3 | 3 | 8 | 11 | 0 |
| Training | thousand ALL | 0 | 300 | 2520 | 1512 | 0 |

# 3.20 INFORMATION SOCIETY

### 3.20.1 TELECOMMUNICATIONS

**1 Political Objective**

Based on Articles 50, 49, 70, 92 of the Stabilization and Association Agreement, the main objective in this field is the development of telecommunications sector, licensing in the Albanian market national and foreign operators that operate in the field of telecommunications, by ensuring non-discriminatory treatment, on Articles 50, 58, and 70 assurance of the necessary facilities and complete equality between national and foreign operators operating in the telecommunication field in Albania; articles 102, 104 of SAA, Information Society Development, as regards taking measures to stimulate mutual information exchange, and in the frame of the National Information Technology Strategy, the Albanian Government is committed to an electronic communication legislation, which will be based on the EU Directives, and to strengthen the capacities and roles of the Telecommunication Regulatory Entity. The Albanian Government aims at ensuring the independence of the Telecommunication Regulatory Entity and at establishing an improved complaining system, and at taking measures to provide fair competition in the electronic communication network market and services, so as to have an active market for the private investors, who will help the evident improvement of infrastructure.

**2 Current Situation**

**2.1 Existing Legal Framework**

**2.1.1 Laws and Acts, which transpose community acts:**

The legal framework in the telecommunications field consists in:

| 1. Law No. 8618 date 14.06.2000 “On Telecommunication in the Republic of Albania”, amended by the Law no. 9625, date 16.10.2006 and Law No. 9637, date 06.11.2006 . |
|---|
| - Directives 90/3388/EC, 88/301/EC, 94/46/ECC, 95/51/EC, 96/2/EC, 96/19/EC “On Liberalization”;<br>- Directive 90/387/EC, 97/51/EC “On Open Network”;<br>- Directive 96/19/EC, 97/33/EC “On Interconnection Regulation”;<br>- Directive 97/13/EC, 97/710/EC “On Licensing”;<br>- Directives 98/61/EC, 91/396/EC, 92/264/EC “On Numerating”;<br>- Directive 97/66/EC, “On protection of privacy”; |
| Approximation level: full |

| 2. Decision of the Council of Ministers No. 288, date, 18.06.1999, “On the approval of telecommunication development policies in the Republic of Albania”; |
|---|
| - Directives 90/3388/EC, 88/301/EC, 94/46/ECC, 95/51/EC, 96/2/EC, 96/19/EC, “On Liberalization”;<br>- Directive 90/387/EC, 97/51/EC, “On Open Network”;<br>- Directive 96/19/EC, 97/33/EC, “On Interconnection regulation”;<br>- Directive 97/13/EC, 97/710/EC, “On Licensing”;<br>- Directives 98/61/EC, 91/396/EC, 92/264/EC, “On Numerating”;<br>- Directive 97/66/EC, “On protection of privacy”; |
| Approximation level: full |

| 3. Decision of the Council of Ministers no. 311, date 05.07.1999, “On an addenda to the DCM no. 288, date 18.06.1999, “On the approval of telecommunication development policies in the Republic of Albania” |
|---|
| - Directives 90/3388/EC, 88/301/EC, 94/46/ECC, 95/51/EC, 96/2/EC, 96/19/EC, “On Liberalization”;<br>- Directive 90/387/EC, 97/51/EC, “On Open Network”;<br>- Directive 96/19/EC, 97/33/EC, “On Interconnection Regulation”;<br>- Directive 97/13/EC, 97/710/EC, “On Licensing”;<br>- Directives 98/61/EC, 91/396/EC, 92/264/EC, “On Numerating”;<br>- Directive 97/66/EC, “On protection of privacy”; |
| Approximation level: full |

| 4. Decision of the Council of Ministers no. 615, date 02.11.2001, “On some addenda and amendments to the DCM no. 288, date 18.06.1999, “On the approval of telecommunication development policies in the Republic of Albania”, amended with DCM No. 311, date 05.07.1999”. |
|---|
| - Directives 90/3388/EC, 88/301/EC, 94/46/ECC, 95/51/EC, 96/2/EC, 96/19/EC, “On Liberalization”;<br>- Directive 90/387/EC, 97/51/EC, “On Open Network”;<br>- Directive 96/19/EC, 97/33/EC, “On Interconnection Regulation”;<br>- Directive 97/13/EC, 97/710/EC, “On Licensing”;<br>- Directives 98/61/EC, 91/396/EC, 92/264/EC, “On Numerating”;<br>- Directive 97/66/EC, “On protection of privacy”; |
| Approximation level: full |

| 5. Decision of the Council of Ministers no. 692, date 27.12.2002, "On some addenda and amendments to the DCM no. 288, date 18.06.1999, "On the approval of telecommunication development policies in the Republic of Albania". |
|---|
| - Directives 90/3388/EC,88/301/EC,94/46/ECC,95/51/EC,96/2/EC,96/19/EC, "On Liberalization";<br>- Directive 90/387/EC,97/51/EC, "On Open Network";<br>- Directive 96/19/EC,97/33/EC, "On Interconnection regulation";<br>- Directive 97/13/EC, 97/710/EC, "On Licensing";<br>- Directives 98/61/EC,91/396/EC,92/264/EC, "On Numerating";<br>- Directive 97/66/EC, "On protection of privacy"; |
| Approximation level: full |

| 6. Decision of Council of Ministers no. 464, date 03.07.2003, "On some addenda and amendments to the DCM no. 288, date 18.06.1999, "On the approval of telecommunication development policies in the Republic of Albania". |
|---|
| - Directives 90/3388/EC,88/301/EC,94/46/ECC,95/51/EC,96/2/EC,96/19/EC, "On Liberalization";<br>- Directive 90/387/EC,97/51/EC, "On Open Network";<br>- Directive 96/19/EC,97/33/EC, "On Interconnection regulation";<br>- Directive 97/13/EC, 97/710/EC, "On Licensing";<br>- Directives 98/61/EC,91/396/EC,92/264/EC, "On Numerating";<br>- Directive 97/66/EC, "On protection of privacy"; |
| Approximation level: full |

### 2.1.2 Laws and Acts, which do not transpose community acts:

- Law No. 8430, date 14.12.1998 "On ratification of Telecommunications Constitution and United Nation Convention, ITU (Geneva 1992)";
- Law No. 9370, date 14.04.2005, "On Ratification of the Instruments, amending the Telecommunications Constitution and the United Nation Convention, ITU (Geneva 1992)";
- DCM No. 216 date 10.04.2003, "National Strategy for Information and Communication Technology";
- DCM No. 379 , date 31.05.2001, "On the Approval of the National Plan for radio frequencies";
- DCM No. 178, date 26.03.2004, "On an amendment to DCM No. 379, date 31.05.2001, "On the Approval of National Plan for radio frequencies";
- DCM No. 123, date 2.03.2006, "On some amendments to DCM No. 379, date 31.05.2001, "On the Approval of the National Plan for radio frequencies", amended";
- DCM No. 370, date 05.06.2003, "On the Approval of the Strategy "On radio intercommunication maritime service in the Republic of Albania".

### 2.2 Existing Institutional Framework

The Ministry of Public Works, Transport and Telecommunications is the responsible institution for the implementation of the above-mentioned objectives, as well as the Telecommunication Regulatory Entity.
The Ministry of Public Works, Transport and Telecommunications proposes to the Council of Ministers the strategy on telecommunication development and the necessary actions for the fulfilment of the telecommunication development policies objectives. The Directorate of Transport and Post Telecommunication draft legal and subordinate legal draft-acts on the telecommunication sector development, drafts implementation plans, collects and elaborates statistical data from all private and public operators, follows the implementation of obligations for the telecommunication sector and drafts the National Plan for radio frequencies. The regulatory structure functioning, licensing of procedures based on law definitions, quality control for the services carried out by the operators, based on the norms and standards of market competition, as well as other regulatory tasks are performed by the Telecommunications Regulatory Entity.
For the accomplishment of the above-mentioned tasks, at present, the Directorate of Post Telecommunication Policies is not divided into sectors and is chaired by a Director and has 2 telecommunication specialists in its structure.

## 3 Priorities

### 3.1 Short-Term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short term period are as follows:

- *Albtelekom Privatization.*
- *Strengthening competition and further sector liberalization.*

### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address the short-term priorities:

- Drafting the new Law "On electronic communication in the Republic of Albania";
- DCM "On the Approval of the policy document for the development of electronic communication in the Republic of Albania".
- DCM "On the Ratification of Omnipotence Conference Document", Antalia 2006.
- Draft-Law "On the Ratification of the Agreement on Radio-communications Regional Conference (RRC-06).
- Draft-Law "On the Ratification of Radio Regulation of International Telecommunication Union amended in World Radio-Communication Conference" (WRC-07).
- Drafting secondary legislation (procedures, licensing rules and sustain regulatory framework).

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address the short-term priorities:

- Strengthening the telecommunications sector at the Directorate of Transport and Post-Telecommunications Policies.
- Operating of the moving centre for frequency monitoring and purchasing its equipment;
- Full automation of Internet addresses administration process with the Albanian Code (cc.TLD.al).
- Purchasing software on domain administration cc.TLD and obtain expertise on its implementation
- Methodology drafting on tariff control for the sensitive power Operator in the market (SPOM);
- Methodology drafting on costs estimation of the fixed land-line network operators and mobile telephony operators in the network services.
- Technical Consultancy on the regulatory framework aspects.
- Carrying out a study and purchasing equipment for the GSM broadcast monitoring.
- TRE staff qualification for 2008.
- Telecommunication Regulatory Entity staff qualification.
- Recruitment of 5 employees.
- Recruitment of 10 new employees for year 2008.
- Revising the Regulatory framework for the access and interconnection, and for the preparation of Interconnection Reference Offer by the operators and Reference Offer on Local Network Access, etc;
- Revising Numeration National Plan and inclusion of E-NUM.
- Extension and reconstruction of object;
- Study and establishment of the National Centre for frequency spectre monitoring.
- Study on the transfer and implementation of the project on the administration of the Internet addresses with Albanian Code (Al) (cc.TLD.al)
- Study and Number Portability implementation.
- Study and Selection Implementation /Carrier (pre)Selection of operators;

The following table shows the investments to be effectuated on strengthening the administrative capacities of the Directorate of Post – Telecommunication Policies.

### 3.2 Medium-term Priorities (2009 - 2010)

The priority of the Albanian Government for the mid-term period is as follows:

- *Albtelecom Privatization*
- *Harmonized development of the telecommunication infrastructure and gradually extension in all Albanian territory through the access in main telephony service with acceptable prices, full access in modern services for all, competition and selection for the users, client protection.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

The following legislative initiatives will be undertaken so as to address the medium-term priorities:

- DCM " On the Ratification of Omnipotence Conference Document";

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken so as to address the medium-term priorities:

- Reformulation of the Regulatory Communication Authority.
- TRE staff qualification for year 2009.
- Recruitment of 8 new employees for year 2009.
- TRE staff qualification for year 2010.
- Recruitment of 5 new employees for year 2010.

**Table:** *Additional institutional capacities for the Directorate of Post – Telecommunication Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Aditional human resources | persons | 1 | 1 | 3 | X | X |
| 2.Training (thousand ALL) | (thousand ALL) | X | 1250 | 3750 | 5000 | 6000 |

# 3.20.2 AUDIO-VISUAL POLICIES

**1Political Objective**

Freedom of Media remains a process of a wider nature components accomplishment, which is related directly to the human rights observance and functioning of the law of right in a democratic society.
The "Privileged" position of the media in a democratic country is guaranteed due to the fact that the media makes state governmental issues more sensitive for the public, more controllable and more transparent. The legal assurance of this freedom constitutes the initial and final operational basis, in observance of individual rights and main principles of a democratic state.
Because of the important obligations stemming out of the Stabilisation and Association Agreement, the audio-visual policies are particularly important to our country's integration into the EU. Cooperation within this field is partially determined by SAA Article 102 on "Cooperation within the Audio-visual Field", through activities such as: training programmes for journalists and other media professionals, technical assistance to private and public media organisations in order to strengthen their independence and professionalism, and increased cooperation between the latter and European media organisations. An equally important aspect of SAA Article 102 is that of the obligation to harmonise audio-visual legislation with the *Acquis,* as well as to its approximation with the EU policies, with regards to inter-border broadcasts content regulation. Special attention is also required to the recognition of intellectual property rights in programs broadcasted by different terrestrial, satellite and cable operators.

**2 Current Situation**

**2.1 Existing Legislative Framework**

The radio-television activity operates pursuant to the following legal framework:

- Law No. 8410, dated 30.9.1998, "On Public and Private Radio and Television in the Republic of Albania", amended and partially approximated with EU and European Council acts;
- Law No. 8435 dated 28.12.1998, "On the Taxation System in the Republic of Albania", which provided the following taxes on radio-television equipment and annual tax on radio-television broadcasts license;

**2.2 Existing Institutional Framework**

a) The radio and television broadcasting body is the National Council for Radio and Television, established in 1999, as an independent body, which is supported by Law No. 8410 dated 30.09.1998, "On Public and Private Radio and Television in the Republic of Albania". NCRT competences are focused in controlling the implementation of Law No. 8410, frequency spectre administration, approval of subordinate legal acts in this field, granting and extraction of licenses, implementation of relevant sanctions for current legislation provisions offenders, etc. NCRT aims at resolving problems regarding fair competition in the media network, protection and observance of copyrights, a better and more efficient monitoring of issues regarding advertising in media, issues regarding ethics and programme moral, fighting against piracy, full observance of licence criteria, broadcasting monitoring, etc.
b) The Ethics Council (composed by the chairman and two members, media specialists who are appointed for a period of three years), starts the "ex officio" with annexes as well, and includes civil society personalities, with full moral and professional integrity, focusing on increasing public awareness on the accountability of private and public radio-television entities, so as to accomplish moral and ethical norms through their programmes.

Cooperation with other Institutions
Institutionalization of cooperation with other institutions, which activity field converge with the media legislation, has been an important aspect of NCRT work during this period. More concretely, the ACRT has achieved cooperation through the memoranda signatures with:

- Competition Authority;
- National Cinematographic Centre;
- General Directorate of Taxation and General Directorate of State Police;
- Ministry of Tourism, Culture, Youth, and Sports (Albanian Copyright Office);
- Telecommunication Regulatory Entity and with the General Directorate of Customs;

The National Council of Radio and Television cooperates in the same time with other institutions and structures, such as

Social Insurances Institute, Judiciary District Court of Tirana, etc.

Cooperation with International Institutions
The NCRT has further developed the cooperation with the OSCE, considering this institution as a permanent supporter of the Albanian institutions in this field, through expertise granting and introduction to the European and international practises. Bilateral contacts had a special value as well, with a lot of regulatory authorities of different European countries, in the framework of experience exchange and introduction to the best European and international practices in this field, and participation in some activities organized by the European Authorities, such as EPRA, Audio-Visual European Authority, EBU and finally contacts are established with the Motion Pictures Association. Cooperation with homologues in neighbouring countries regarding frequency coordination has a special importance, in the implementation of obligations deriving from adhering in international bodies, as the ITU (International Telecommunication Union).

**3 Priorities**

**3.1 Short-Term Priorities (2007 - 2008)**

The priorities for the short-term period are as follows:

- Enforcing the electronic communication legislation, in compliance with the EU directives;
- Taking measures in order to ensure competition in the electronic communication service and in the network market;
- Initiating the process of harmonisation with the European Convention on Tran frontier Television and with the Television Without Frontires Directive;
- Strengthening the administrative capacities of the National Council for Radio and Television and finalising the National Plan for Radio and Television;
- Supporting and facilitating procedures on the licensing of candidates for radio television operators, only for minorities, in order to ensure their fully access in media.

**3.1.1 Short-term Legislative Initiatives**

The following legislative initiatives will be undertaken so as to address the short-term priorities:

- Drafting and signing of Cooperation Memorandum between NCRT and Judiciary District Court of Tirana, as regards information exchange for registered subjects in the Commercial Register to practice activity in Audio-visual field;
- Preparation of Licensing Regulation for network operators and programmes, so as to implement the new law “On Numerical Broadcasting”;
- Draft-law “On ratification of the Agreement RRC-06, On Numeric Terrestrial Broadcasting Planning in parts of Region and 3 in band frequencies 174-230 MHz and 470-862 MHz”;
- Drafting a new Law “On Public and Private Radio and Television in the Republic of Albania “;
- Approval of the draft-decision “On Radio and Television Broadcasting Development Policy and Strategy in the Republic of Albania”.

**3.1.2 Short-term Implementing Activities**

The following implementing activities will be undertaken so as to address the short-term priorities:

- Recruitment of 16 (sixteen) employees, in accordance with the new NCRT organizational structure.
- Drafting a regulation for the licensing of numerical programmes and network.
- Preparing the documentation and procedures for the organisation of competitions.
- Finalising the Albanian Analogue and Digital Broadcasting Plan.
- Organising Round Tables on opinions of stakeholders as regards the Radio and Television Broadcasting Implementation Strategy in the Republic of Albania.
- Organising Round Tables with stakeholders on Broadcasting Rights and Copyrights.
- Drafting the Albanian Digital Determination Plan.

**3.2 Medium-term Priorities (2009 - 2010)**

The priorities defined for the medium-term period are as follows:

- Dividing television frequencies in a fair and non-discriminatory way and in compliance with the National Plan as well, fully satisfying the broadcasting criteria;
- Improving the autonomy of the Albanian Television Company;
- Further transposition and Implementation of the EU electronic communication framework;
- Continuing the process of harmonisation with the European Convention on Tran frontier Television and with the Television Without Frontires Directive .

**Table 1:** *Strengthening the institutional capacities of National Council of Radio and Television*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | 16 | X | X | X |
| 2.Training (thousand ALL) | (thousand ALL) | X | 7 000 | 13 000 | X | X |

# 3.21 TOURISM

### 1 Political Objective

As an integral part to the country's economic and social development, the development of tourism is a key area for the Albanian Government. The commitments stemming out of the Stabilisation and Association Agreement, Article 94, for the Albanian Government are related to the cooperation with EU, with a view to improving the flow of information on tourism (through international networks, databases) and expertise transferral (through training sessions, exchange of programs and seminars), relying on those parts of the *acquis communautaire* related to the sector. The Albanian Government has developed the "2002-2012 Tourism Development Strategy" Document, which determines tourism development strategic orientations. This strategy needs to be further developed, in order to fulfil the criteria for the environmental impact assessment.

### 2 Current Situation

### 2.1 Existing Legal Framework

The legal framework in this field should contain:

- Laws and subordinate legal acts, which transpose community acts and their level of approximation.

| |
|---|
| Law No. 9734 "On Tourism", dated 14.05.2007, which aims at the development of tourist industry in accordance with the strategic guidance on tourism development, giving priorities and connecting cultural and natural patrimony resources with the tourism development. |
| - Council Directive 95/57/EC of 23 November 1995 on the collection of statistical information in the field of tourism Official Journal L 291 , 06/12/1995 P. 0032 - 0039<br>- Directive of 3 June 1990 "On travels, holidays, and tours package 90/314/EEC". OJ L 158, 23.6.1990, p. 59–64 This Directive is a "legal regulation", which defines the drafting standards of travel and tourist package and aims at raising and improving the quality of tourist services in the interest of tourists and at improving the community living level where these packages are applied. |
| Approximation level: partial |

Laws and subordinate legal acts, which do not transpose the community acts:

- DCM No. 240 dated 06.06.2002 "On ways of dividing incomes from lease agreements to encourage persons in the tourism field";
- DCM No. 242 dated 03.07.2003 "On the approval of tourism development strategy in Albania until 2012";

### 2.2 Existing Institutional Framework

a) The Ministry of Tourism, Culture, Youth and Sports is responsible for the tourism industry. Its main objectives and activities include a legislative framework on the development and activity of tourism, as well as its approximation with the EU standards. This objective is in function to achieving sustainable tourism, including its many various aspects, such as, investments, planning, classifications, registrations, standardisations, licensing, tourist packages (for travels, holidays and tours), registrations, a certificate system for sustainable tourism, definitions of the various tourist structures, as well as the assembly and enhancement of information, incentives, different forms of tourism etc. The depending structures of the MoTCYS, which have as main object tourism are as follows:

b) The Tourism Entity, which deals with the promotion and monitoring of investments.

With Law No. 9734 "On Tourism", dated 14.05.2007 is expected to establish the National Tourism Agency and Tourism Service Offices in 12 Albanian districts. As regards tourism matters, the MoTCYS work closely with the Tourist Agency Association and the Hotels Association.

### 3 Priorities

### 3.1 Short and Medium-term Priorities (2007 - 2010)

The priorities of the Albanian Government for the 2007-2010 period are as follows:

- *Drafting and improving the legal framework for tourism, in compliance with EU standards;*

- *Improving the planning system for tourism areas;*
- *Re-assessment of the situation of underdeveloped coastal areas with a potential for tourism development;*
- *Infrastructural development;*
- *Establishing institutional structures and capacities;*
- *Inclusion of cultural and natural assets in tourism development;*
- *Focusing on the improvement of existing local products in areas with potential for tourism for the short-term period;*
- *Increasing financing and establishment of short-term financing mechanisms for natural and cultural areas, aiming at assuring protection and development;*
- *Establishing the system for collection and elaboration of statistical data and carrying out studies on tourism market research.*
- *Strengthening the institutional capacities through human resource trainings.*

### 3.1.1 Short-term Legal Initiatives (2007 - 2008)

- Project DCM "On the system for the collection and reporting of statistical data and their elaboration", which is approximated with the Council's Directive 95/57/EC, dated 23 November 1995, "On collecting and reporting statistical data in the field of tourism".

**Table 2:** *Foreign assistance in support to tourism*

| INSTITUTION | DONOR | IMPLEMENTING PrograM/AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2004 | Support to TEMPUS | 1.5 mln € | Ongoing | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2005 | Support to TEMPUS | 1 mln € | Ongoing | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | CARDS 2006 | Support to TEMPUS | 1 mln € | 2007 | Ongoing |
| Ministry of Education and Science, TEMPUS Office | European Union | IPA 2007 | Support to TEMPUS | 1 mln € | 2008 | Ongoing |
| Ministry of Education and Science, Universities of Albania | European Union | IPA 2007 | Support to the participation of Albania in Erasmus Mundus Programme | 1.75 mln € | 2008 | Ongoing |
| Ministry of Education and Science | World Bank, European Investments Bank, Bank for Development of European Commission, Albanian Government | International Development Association (IDA) | Quality and Equality in Education | 75 mln $ | 2006 | 2010 |
| Ministry of Education and Science | Italian Government | | Establishment of a Service Centre and Telematic Network for Albanian Universities | 4 mln € | Pending | Ongoing |

# 3.22 ENVIRONMENT

## 3.22.1 HORIZONTAL LEGISLATION

### 1Political Objective

Drafting and implementing the horizontal legislation to ensure an integrated protection of environment and a sustainable utilization of natural resources is one of the main obligations of the SAA. In parallel with the fulfilment of the legal background, the obligations require the definition of impact assessment procedures for environment, approval of environmental permission and strengthening of national capacities on the implementation of horizontal legislation. In the framework of the SAA, it is required strengthening the cooperation between local and central institutions that are involved in environment administration, natural resources and territory, thus aiming at the environment integration in all decision-taking links and accomplishing an comprehensive environmental decision-taking aspect. Strengthening the public participation in the impact assessment process, developing access for individuals and NGOs as regards the environmental information, and their involvement in environmental decision taking is an integral part of the SAA obligations
The Albanian Government has planned a series of measures, so as to address all SAA obligations regarding the drafting of horizontal legislation and its implementation. For the period 2005-2009, the Albanian Government is committed to discipline the economic country development, harmonizing it and rationally using the natural resources and the Albanian natural values, pressuring discipline in environment pollution from economic activities and completing the environmental standard framework. The Albanian Government programme contains commitments in the environmental institutional reform and stimulates friendly economic initiatives with environment. Moreover, the Albanian Government is engaged in public awareness campaigns as regards the real environment conditions, the revision of the public legal rights, and as regards the improvement of administrative and judiciary complaining procedures, in order to provide higher access to pro-environmental groups, which fight for environmental protection and polluters' sanctioning by judiciary and administrative methods/forms.

### 2 Current Situation

### 2.1 Existing Legal Framework

As regards the horizontal legislation field, the objective is to create a horizontal legislation and legal basis in support to the establishment and development of a contemporary environmental impact assessment system, in compliance with the respective EU Directives and international conventions. The current legal framework on strategic environmental assessment and environmental impact assessment consists of the following legal and sub-laws:

| |
|---|
| 1. Law No. 8934, dated 05.09.2002 "On Environmental Protection"<br>This Law regulates the relationship between people and environment; protect environment components; and environmental processes. It provides for the material conditions on consistent development, completing the necessary legal framework on constituent requirement implementation for an ecologically clean environment. |
| ➢ Directive 85/337/EEC, "On impact assessment", related to the impact of private and public activities in environment, amended by Council Directive 97/11/EEC.<br>➢ Directive 90/313/EEC, Council Directive 90/313/EEC of 7 June 1990 on the freedom of access to information on the environment<br>➢ Council Directive 91/692/EEC of 23 December 1991 standardizing and rationalizing reports on the implementation of certain Directives relating to the environment<br>➢ Council Directive 96/62/EC of 27 September 1996 on ambient air quality assessment and management<br>➢ IPPC 96/61/EC, "On the prevention and control of integrated pollution";<br>➢ Directive 75/442/EEC, "On waste";<br>➢ Directive 91/689/EEC, "On hazardus waste";<br>➢ Directive 92/43/EEC, "On the protection of natural habitats and wild flora and fauna"; |
| 3. Approximation level: partial<br>The Act refers to the above-mentioned Directives, but it also reflects the requirements of some conventions ratified by Albania, taking from each convention the main requirements, and the EU requirements and principles, as following. |

| |
|---|
| 1. Law No. 9700, dated 26. 03. 2007, "On Environmental Impact Assesment in the Transboundary Context ";<br>This Law aims at the environment and health protection, preventing sensitive negative impacts, which may be caused by projects or activities that are requires to be developed in transboundary neighbouring territories.<br>This Law is implemented in the form of projects or activities, as defined in Annex I of the United Nations Convention "On environment impact assessment, in the transboundary context". These projects or activities are required to be implemented in neighbouring territories. |
| 2. UNECE (Espoos) Convention, "On impact assessment in the transboundary context"; |
| 3. Approximation level: full |

| |
|---|
| 1. Regulation No. 1, dated 17.08.2004, "On public participation in the environment impact assessment process",<br>This Act defines the requirements, rules and obligatory procedures, assuring public participation in VNM Process, conforming to all environmental legislation requirements. |
| Directive 85/337/EEC: On environmental impact assessment by public and private activities", amended by Council Directive 97/11/EEC.<br>Council Directive 90/313/EEC of 7 June 1990 on the freedom of access to information on the environment<br>➢ Arhus Convention on Environment, as regards the right to be informed and the public participation in decision-taking (1998); |
| 3. Approximation level: partial |

| |
|---|
| 1. Law No. 8990, dated 23.01.2003, "On Environmental Impact Assessment"<br>This Law aims to ensure:<br>➢ General assessment; integrated and timely environment impacts; projects or activities which require to be implemented; prevention of environment negative impacts;<br>➢ Open and impartial administrated assessment process; participation of central and local bodies, the public, NGOs for environment, projects' proposals and legal and natural persons specialized in this field. |
| ➢ Directive 85/337/EEC, "On the environment impact assessment by public and private activities, amended by Council Directive 97/11/EEC.<br>➢ UNECE (Espoos) Convention, "On impact assessment in the transbondary context".<br>➢ Arhus Convention on Environment, as regards the right to be informed and the public participation in decision-taking (1998) |
| 3. Approximation level: partial |

| |
|---|
| 1. DCM No. 103, dated 31.03.2002, "On environment monitoring in the Republic of Albania";<br>This Act defines the main index of environment conditions, impact and pressure in air, land and water, coastal areas, seaside, forests and biological diversity. |
| 2. Arhus Convention on Environment, as regards the right to be informed and the public participation in decision-taking (1998) |
| 3. Approximation level: partial |

Laws and Acts, which do not transpose Community Acts:

- DCM no. 249, dated 24.04.2003, "On the Approval of the Document on Environmental Permission and its Elements";
- DCM no. 805 dated 04.12.2003, "On the Approval of Environmental Impact Activities List, which Requires Environmental Permission";
- Guideline no 2, dated 21.05.2007, "On the Approval of Environmental Impact Activities List, application forms and proceeding rules, in authorization granting and environmental consent from environment regional agencies";
- Guideline no. 1, dated 30.11.2005, "On service tariffs for environmental permissions";
- Internal Order no. 159, dated 9.10.2003, "On the tasks of regional environment agencies in renewing environmental permissions", DCM no. 268, dated 24.04.2003, "On specialists' certification/licensing on environment impact assessment and environmental audit";

Regarding international documents, the following have been ratified:

- The ESPOO Convention "On Environmental Impact Assessment in the Trans-boundary Context";
- The strategic environmental assessment protocol of the ESPOO Convention;
- The AARHUS Convention "On the Public Right to Environmental Information, Public Participation in the Decision-taking Process and Access to the Justice System";
- Amendments I and II of the ESPOO Convention "On Environmental Impact Assessment in the Trans-boundary Context";
- The Protocol of pollutant registers and their transferral, as listed in the AARHUS Convention.

The AARHUS Convention implementation strategy has been approved with the aim of implementing its obligations.

**2.2 Existing Institutional Framework**

The horizontal legislation aspect, in the MoEFWA is dealt by as following:

a) The Directorate of Environmental Impact Assessment and Permits, which is in charge to coordinate activities on an accurate implementation of this legislation, to coordinate all the work with Regional Environment Agencies, and the other MoEFWA departments.
b) The Directorate of Environmental Impact Assessment and Permits, which supervises the implementation of the legal and sub-laws, related to the strategic environmental assessment and environmental impact assessment. In this framework, the Directorate of EIA & Permits cooperates with local and central decision taking structures. Among the main tasks of this Directorate the following can be mentioned:

- Drafting horizontal legislation in the frame of completing the legal background and the SAA implementation;
- Administration of the process for environmental permission granting and procedural approval aspects;
- Establishment and completion of the data base on environment impact activities and environmental permission;
- Certification of environmental experts, who prepare the VNM Reports and offer environmental expertise;
- Drafting acts (regulations, guidelines, documents, application forms), which regulate the work of REA in the frame of environmental permission granting and public participation;
- Preparation of environmental permissions documents and environmental declarations;
- Administration of procedures for trans-boundary impact activity;
- Cooperation in programmes and drafting of country development strategies;
- Following and supervising the field's legislation implementation by REA and the environmental certified experts;

## 3 Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- Strengthening administrative capacities and cooperation in national and local level;
- Finalizing the horizontal legislation and strengthening the implementation of the legislation on environment impact assessment;
- Approving a strategy for the harmonisation of enhanced environmental legislation with the EU Acquis, and appropriately implementing the current legislation, particularly as regards its execution level.
- Implementing international conventions in which Albania is a signatory party, in the environment and nature protection.

#### 3.1.1 Short-term Legal Initiatives (2007 – 2008)

- DCM "On the national methodology to address environment strategic impact and environment impact assessment" – Part II – Methodology for the environment impact assessment in different sectors".

This act aims to facilitate environmental information collection process and the issues which shall be treated in the environment impact assessment reports on environment impact activities and the Law requirements as regards environmental permission granting. Directive 85/335 EEC, amended by the Council Directive 97/11/EEC, "On the impact assessment by private and public activities in environment" will be partially approximated, whereas the requirements of in some articles, such as in article 4 and 5 will be fully approximated. The first part of the Methodology (Part I - "On environmental impact pre-assessment of an activity) has been completed in December 2006 and work is being carried out in cooperation with the Swedish Environmental Protection Agency on the preparation of the second part of the Methodology.

- DCM "On rules and procedures for trans-boundary impact projects and activities, where Albania is a beginner party";

This Act is under the implementation of obligations provided in legal and sub-laws, implementing Law no. 9700, dated 26.03.2007, "On environment protection from trans-boundary impact" (Article 2, point 2). This Act aims to define a method of cooperation and the institutional and procedural steps to be followed, in case Albania aims to develop any activity in its territory, which might have a possible impact in another neighbour country. This Act will be fully approximated with special parts of Directive 85/335 EEC, amended by the Council Directive 97/11/EEC, "On the impact assessment by private and public activities in environment as UNECE (Espoos) Convention, "On impact assessment in trans-boundary context".

- Project- Guideline Draft Guidance "On the Communication Documentation Format for the Transboundary Impact Actors" ";

This Act is under the implementation of obligations in legal and subordinate legal acts, implementing Law no. 9700, dated 26.03.2007, "On environment protection from trans-boundary impact" (Article 37.2). This Act will be the standard document to be used in communications with the responsible body of beginner party, in case of involvement in the environment impact assessment process, or procedures and decision taking on activities that are required to be developed in a neighbour country, but which might have an environmental impact in the RoA territory. This Act will be fully approximated with special parts (Articles) of the Espoos Convention.

Draft-guideline "On the Intra-border Expense List and on their Methodological Calculation Criteria"
This Act is under the implementation of obligations in legal and subordinate legal acts, implementing Law no. 9700, dated 26.03.2007, "On environment protection from trans-boundary impact" (Article 40.2). This document will determine financial expenses calculation methods, in case Albania is included in a VNM trans-boundary process, and expenses will be covered by the beginner party. The Guideline is based on the Espoo Convention and will fully approximate the article's requirement regarding this VNM process aspect in trans-boundary cases;

- Drafting bilateral and multilateral agreements with the region countries;

Bilateral and multilateral agreements with region countries are special regulations on international agreements and mainly of Espoos, Aarhus, etc. Currently, a three lateral agreement between Greece, Albania and Macedonia is planned, on EIA mechanisms in the Prespa trans-boundary area. Some NGOs are working on this agreement and it will be soon proposed to the respective governmental bodies.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Cooperation in organizing public debates.
- Informing, in the frame of the implementation of Aarhus Convention, public inclusion in the process before decision taking. Strengthening cooperation with NGOs;
- REA assistance in the process of environmental permission granting;
- Implementation of national methodology "On environmental strategic assessment and environmental impact assessment"; strengthening implementing capacities;
- Actors' awareness, establishment and strengthening of relevant structures in local and central level, establishment of groups as per specifics;
- Directorate and REA staff training on the implementation of law no. 9700, dated 26.03.2007, "On environment protection from trans-boundary impacts", in implementation the Espoos Convention;
- Implementation of rules and procedures on trans-boundary impacts projects and activities, where Albania is a beginner party, and the evaluation costs in those cases;

### 3.2 Medium-term Priorities (2009 - 2010)

- *Improvement of the environmental impact assessment process, through drafting and approving sub-laws;*
- *Continuing with the implementation of international and regional commitments on environment issues.*
- *Strengthening cooperation and coordination with line ministries and other bodies.*
- *Revising the framework for legislation enhancement, as regards environment protection.*
- *Strengthening environmental monitoring process and penalizing polluters with severe sanctions.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-guideline "On programmes and action plans on industrial accidents with distant boundary impact";

This Act is under the implementation of obligations in legal and subordinate legal acts, implementing Law no. 9700, dated 26.03.2007, "On environment protection from trans-boundary impact" (Article 36.1). This Act will be approximated with special parts of Espoo and Helsinki Conventions, "On trans-boundary impact of industrial accidents";

- Draft-Law "On environmental strategic assessment";

This Law aims to regulate the environmental strategic assessment process on plans, programmes or strategies in the economic and social development sectors. This act aims at approximating Directive 2001/42/EC of the European Parliament and Council, on environment programmes and projects impact assessments, and the Protocol "On environmental strategic assessment". The law will address special requests of the Convention "On environment impact assessment in an inter-boundary context", Kiev, Ukraine, May 22, 2003.

- Drafting bi and multilateral agreements with region countries;

Bi and multilateral agreements with region countries include special regulations on international agreements, and mainly of Espoos, Aarhus, etc. Currently, a three-lateral agreement between Greece, Albania and Macedonia is planned, related to the VNM mechanisms in Prespa inter-boundary area. Some NGOs are working on this agreement and it will be soon proposed to the respective governmental bodies.

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Implementation of guideline "On the preparation of action plans and programmes on industrial accidents with distant trans-boundary impact", through the determination of programmes and action plans, relevant structures for the relevant plans, etc;
- VSM implementation of Law;
- Strengthening capacities and cooperation with planning bodies;
- Cooperation on the organization of public debates.
- Informing, in the frame of the implementing the Aarhus Convention; the public inclusion in the process up to the decision taking phase; strengthening cooperation with the NGO.

**Table 1:** *Strengthening the institutional capacities of MoEFWA/Directorate of Impact Assessment and Permissions*

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 5 | 0 | 0 | 0 | 1 |
| 2.Training (thousand ALL) | (thousand ALL) | | 2000 | 2000 | 1200 | 1000 |

**Table 2:** *Foreign assistance in support to the horizontal legislation*

| INSTITUTION | DONOR | IMPLEMENTING Program/ AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and water Administration | European Union | CARDS 2006 | Approximation of environmental legislation and improvement of environmental situation in Albania | 2 mln € | 2007 | ongoing |

### 3.22.2 AIR QUALITY

#### 1 Political Objective

Air quality field is one of the priority fields in the framework of SAA, whose obligations are clearly defined in Articles 70/3 and 108. These Articles provide the necessity to approximate the national legislation with the *acquis communautaire,* to develop and strengthen the cooperation in the fight against environmental degradation, and to accelerate the environmental stability. The Albanian Government is aiming to discipline those economic activities, which cause air pollution in urban areas. The government's aim is to dimidiate the level of air pollution in large urban areas. Therefore, environmental standards in alignment with the European ones shall be adopted through an ambitious programme. Urban discipline and expansion of green areas will increase the country's city air quality and will consequently improve urban population health indicators. Alongside discipline strengthening, initiatives for cautious environmental behaviour will also be adopted for economic and human activities, which do not infringe any of the free market principles. In addition, there will be fiscal facilities for the reduction of pollution by businesses and consumers, on energy-saving and clean technology investments, rational use of natural sources and encouragement of environmental investments.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The legislation in air quality includes as following:

| |
|---|
| 1. Law no. 8897, dated 16.05.2002, "On the protection of air from pollution"; |
| 2. Directive "On Air Quality 96/62/EC, amended by the Commission Decision 01/752/EC; 0j l296 21.11.1996, p.55-63. Oj, pages 9. |
| 3. Approximation level - partial_ |

| |
|---|
| 1. DCM no. 435, dated, 12.09.2002, "On the Approval of Airborne Release Norms". |
| 2. Directive "On Air Quality", 96/62/EC, amended by the Commission Decision 01/752/EC; 0j l296 21.11.1996, p.55-63. Oj, pages 9. |
| 3. Approximation level - partial |

| |
|---|
| 1. DCM no. 803, dated 04.12.2003, "On Air Quality Norms"; |

| |
|---|
| 2. Directive "On Air Quality", 96/62/EC, amended by the Commission Decision 01/752/EC; 0j l296 21.11.1996, p.55-63. Oj, pages 9. |
| 3. Approximation level - partial |

| |
|---|
| 1. DCM no. 248, dated 24.04.2003, "On the Approval of Airborne Release Temporary Norms". |
| 2. UNECE Convention Long Range Transboundary Air Pollution (Geneva, 1979); |
| 3. Approximation level - partial |

| |
|---|
| 1. Common Instruction of the Minister of Environment and Minister of Transport and Telecommunication no. 6527, dated 24.12.2004, "On the allowed values of air pollution by vehicle gas and noise discharge, and their control methods"; |
| 2. Directive 70/220/EEC, on the approximation of the laws of the Member States relating to measures to be taken against air pollution by gases from positive-ignition engines of motor vehicles", amended with Directives 74/290/EEC, 77/102/EEC, 78/665/EEC, 83/351/EEC, 88/76/EEC, 88/436/EEC, 89/458/EEC, 89/491/EEC, 91/441/EEC, 93/59/EEC, 94/12/EEC, 96/44/EEC, 96/69/EEC, 98/69/EC, 99/102/EC, 2001/1/EC, 2001/100/EC; ojl 76 6.4, 1070, p.1-22 |
| 3. Approximation level - partial |

| |
|---|
| 1. DCM no. 147, dated 21.03.2007, "On the quality of petrol and diesel fuels"; |
| 2. |
| 3. Approximation level - partial |

Laws and acts, which do not transpose community acts:

- Law No. 9425 dated 06.10.2005 "On the Accession of the Republic of Albania to 1979 Convention 'On Long Distance trans-boundary Air Pollution';
- Law no. 9480, dated 16.02.2006, "On the Accession of the Republic of Albania to Copenhagen Amendment of Montreal Protocol "On Substances Reducing the Ozone Layer";
- Law no. 9484, dated 02.03.2006 "On the Accession of the Republic of Albania to London Amendment of Montreal Protocol "On Substances Reducing the Ozone Layer";
- Law no. 9485, dated 06.03.2006 "On the Accession of the Republic of Albania to Montreal Amendment of Montreal Protocol "On Substances Reducing the Ozone Layer";
- Law no. 9486, dated 06.03.2006 "On the Accession of the Republic of Albania to Beijing Amendment of Montreal Protocol "On Substances Reducing the Ozone Layer".

### 2.2 Existing Institutional Framework

The institutions responsible for air quality are MoEFWA (policy drafting on air quality protection, drafting acts on air quality, establishment of air quality norms, release in the air, monitoring, inspection), MoH (protection of public health from air-transmitted diseases, cooperation with MoEFWA in acts drafting), MoETE (implementation of established norms for air quality protection, etc), and MoPWTT (road infrastructure and transport development, respecting established norms on air quality and releases, cooperation with MoWFWA in acts drafting).

## 3 Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Taking measures against problematic areas which pollute the air/environment, such as the landfill in Sharra and oil-tanker field in Patos-Marinëz;*
- *Strengthening administrative capacities and cooperation in national and local level;*
- *Approving the strategy on further harmonization of environment legislation with EU Acquis and correctly implementing the existing legislation, in particular as regards its execution*.

#### 3.1.1 Short-term Implementing Activities

The following legislative initiatives will be undertaken so as to address the short-term priorities:

- Air quality monitoring by national institutions;
- Organization of consultations with foreign experts;
- Implementation of CARDS 2004 programme "Strengthening the environment monitoring network in Albania" (STEMA);
- Strengthening relevant DPPN capacities for the air – additional 1 specialist in DPPN/MoEFWA

### 3.2 Medium-term Priorities (2009 - 2010)

- *Reducing air pollution in urban areas;*
- *Reducing pollution caused by the Ballsh Oil Refinery;*
- *Strengthening environmental monitoring;*
- *Progressively approximating with the Acquis*
- *Strengthening environmental monitoring and penalize the polluters with severe sanctions.*
- *Continuing efforts to address toxic hotspots*
- *Improvement of fuels quality by implementing the DCM no. 147, 21.03.2007 "On the quality of pretrol and diesel fuels".*

#### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address the medium-term priorities:

- Draft-law "On the Accession to Protocol for the Long-Term Financing of the Co-operative Programme for Monitoring and Evaluation of the Long-range Transmission of Air Pollutants in Europe (EMEP) (Geneva 1984)";
- Draft-law "On the Accession to " Protocol Concerning the Nitrogen Oxides Emission Control or their Transboundary Fluxes (Sofia 1988)";
- Draft-law "On the Accession to " Protocol Concerning the Further Reduction of SO2 Emissions (Oslo 1994)";
- Draft-law "On the Accession to "Protocol on heavy metals (Aarhus 1998)";
- Amendment based on Directive 96/62/EC, Directive 99/30/EC NOx, SO2, Pb and PM10, which amend the Commission Decision 04/224/EC; Directive 70/220/EEC on air pollution by motor vehicles, amended with Directives 74/290/EEC, 77/102/EEC, 78/665/EEC, 83/351/EEC, 88/76/EEC, 88/436/EEC, 89/458/EEC, 89/491/EEC, 91/441/EEC, 93/59/EEC, 94/12/EEC, 96/44/EEC 96/69/EEC, 98/69/EC, 99/102/EC, 2001/1/EC, 2001/100/EC, Ozone 02/3/EC, Commission Decision 04/461/EC. Approximation level: partial.

#### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address the medium-term priorities:

- Continuing the observation of air quality by national institutions;
- Organising foreign expert consultancies on the amendment of law no. 8897, dated 16.05.2002, "On air protection from pollution";
- Implementing the 2004 CARDS Project "On Strengthening the Environmental Monitoring Network in Albania";
- Strengthening the capacities of DPPP/MoEFWA;

### 3.3 Long-term Priorities (2011 - 2012)

#### 3.3.1 Long-term Legislative Initiatives

- Draft-act "On the establishment of an information system on environment protection, which aims to transpose the community acts 2004/224/EC, 2004/461/EC, 2003/37/EC, 97/101/EC. Aimed level of approximation: partial.
- Draft-act "On the identification of new potential resources of air pollution, which aims to transpose the community acts 96/62/EC, 2000/25/EEC, 97/24/EEC, 2003/30/EC and 1753/2000 EC. Aimed level of approximation: partial.
- Draft-act "On the establishment and functioning of smog information systems", which aims to transpose community acts 96/62/EC, 2000/25/EEC, 97/24/EEC, 2003/30/EC and 1753/2000 EC. Aimed approximation level: partial.
- Draft-act "On fuel import-export-transport", which aims to transpose community acts 96/62/EC, 2000/25/EEC, 97/24/EEC, 2003/30/EC and 1753/2000 EC. Aimed approximation level: partial.

#### 3.3.2 Long-term Implementing Activities

- Air quality monitoring from national institutions;
- Organising foreign expert consultancies on drafting legal acts, which will be drafted during long term period.

**Table 1:** *Strengthening institutional capacities of MoEFWA/Directorate of Pollution Prevention Policies.*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | 0 | 1 | 0 | 0 |
| 4.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 0 | 0 | 0 |

**Table 2:** *Foreign Assistance in support to air quality*

| INSTITUTION | DONOR | IMPLEMENTING Program/AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2004 | Strengthening the environment monitoring system | 2.5 mln € | 2005 | 2008 |
| Ministry of Environment, Forests and Water Administration | UNEP | | Ozone Project, institutional strengthening | 15.862 mln $ | 2003 | 2009 |
| Ministry of Environment, Forests and Water Administration | UNIDO | | Minimise the R-12 consumption between recycling and recuperation of this substance | 0.125 mln $ | 2006 | 2007 |
| Ministry of Environment, Forests and Water Administration | UNIDO | | Strengthening capacities of our country on LHO import control | 0.081 mln $ | 2003 | 2009 |
| Ministry of Environment, Forests and Water Administration | UNDP/ GEF | | Preparation of National Action Plan on persistent organic polluter (POP), in the framework of the Stockholm Convention | 1.2 mln $ | 2005 | 2007 |

### 3.22.3 WASTE MANAGEMENT

### 1 Political Objective

The main objective of the Albanian Government, in compliance with the commitment taken in the framework of Stabilisation and Association Agreement, is the development and strengthening of cooperation in *on environmental degradation prohibition*, with the aim of promoting environmental sustainability (Article 108 SAA).

### 2 Current Situation

### 2.1 Existing Legal Framework

The residues management legal framework includes the following legal acts:

| |
|---|
| 1. Law No. 8934 dated 05.09.2002. “On Environmental Protection” |
| 2. Directive 75/442/EEC “On waste” (EU framework directive) OJL 194 25.07.1975 P.0039-0041 (OJ page 3) |
| 3. Approximation level: partial |

| |
|---|
| 1. Law No. 9010, dated 11.02.2003 “On environmental management of solid waste, |
| 2. Directive 75/442/EEC on waste (EU framework directive) OJL 194 25.07.1975 P.0039-0041 (OJ pages 3), Directive 91/689/EEC on dangerous residues OJL 377 31.12.1991, P.20-27 (OJ page 8),<br>Convention “On transport of hazardus waste and Their Disposal (Basel 1989), |
| 3. Approximation level: partial |

| |
|---|
| 1. DCM “On the Approval of an Albanian Waste Classification Catalogue |
| 2. Annex A, Consolidated European Catalogue on WASTE, 2002 |
| 3. Approximation level: full |

| |
|---|
| 1. “LAW NO. 9537, DATED 18.5.2006, “On the Management of hazardus Waste” |

| |
|---|
| Directive 91/689/EEC (on hazardous waste) OJL 377 31.12.1991, P.20-27 (OJ page 8),<br>Directive 75/442/EEC on waste OJL 194 25.07.1975 P.0039-0041 (OJ page 3),<br>Council Directive 1999/31/EC dated 26 April 1999on the landfill of waste, OJL 182 , 16/07/1999 P. 0001 – 0019<br>Directive 2000/76/EC on the incineration of waste OJL 332 28.12.2000 P. 91-111 (OJ page 21)<br>2000/532/EC: Commission Decision of 3 May 2000 replacing Decision 94/3/EC establishing a list of wastes pursuant to Article 1(a) of Council Directive 75/442/EEC on waste and Council Decision 94/904/EC establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive 91/689/EEC on hazardous waste (notified under document number C(2000) 1147OJL 226 6.9.2000, P.3-24 (OJ page 22) |
| 3. Approximation level – partial |

Laws and acts, which do not transpose community acts:

- Law No. 8094, dated 21.03.1996, On the Public Waste Disposal Taxation System";". The Ministry of Territory Regulation and Tourism is responsible for its implementation. This law aims to protect urban environment form waste pollution and their public disposal deep into communal territories. It also aims at creating a discipline of city-cleaning starting from waste delivery, collection, cleaning, gathering and transport.
- Law No. 7973 dated 26.07.1995 "On Concessions and Participation of Private Sector in Public Services and Infrastructure". Management of solid and hazardus waste is another part of this law's implementation process. At present, one of the most applicable ways is the discount provision to constructers of solid urban waste processing plants, as their construction demands costs, which are unaffordable by the state budget or the local government.
- DCM No. 103 dated 31.03.2002 "On Environmental Monitoring in the Republic of Albania". Parts C-3/a, b and C-5/d instruct the Ministry of Territory Regulation and Tourism to monitor solid urban waste as well as to draft an Annual Report on the annual waste quantities on a municipality, regional and national level.
- Law No. 8405 dated 17.09.1998 "On Urban Areas" with its respective amendments. This Law determines the country's approval procedures on the location of urban waste processing plants, depending on area size. The determination of this area must be carried out on the level of regional studies, master plans, regulative general plans and partial urban studies.
- Law "On the Organisation and Functioning of Local Governments" which instructs municipalities and communes to participate in the local waste management (2000);
- DCM No. 803 dated 04.12.2003 "On the Approval of Rules and Procedures for Waste Importation with the intent to Use, Process and Recycle";
- Regulation No. 4 dated 15.10.2003 "On the Permit Request and Approval for WasteTransport and Exportation"
- Regulation "On construction waste from the composition, transportation, until their liquidation".

### 2.2 Existing Institutional Framework

According to Law No. 9010, dated 11.02.2003 "On the Environmental Management of Solid waste" solid waste management is the responsibility of the following institutions: MoEFWA, MoPWTT, MoH, MoETE, and MoAFCP.

a) The Ministry of Environment, Forestry and Water Administration, which has only one expert for the residues and dangerous residues issues, located at the Directorate of Pollution Prevention Policies;
b) The Ministry of Public Works, Transport and Telecommunications, which has an Urban waste Sector, with 3 personnel members (for urban residues and construction residues (passives). The Ministry of Public Work, Transport and Telecommunication on vehicle waste and those who emerge from replacing of materials or consumed parts. The new 2000 Law "On the organization and functioning of local government" enforces the role of the municipalities to be involved in urban waste management (collection, transportation, and elimination) in local level. The law "On local tax" gives to the municipalities the right to fix locative taxes on the city cleaning, paid by the families' sector and the social-economic agents.
c) The Ministry of Health is responsible for the hospitals' waste;
d) The Ministry of Economy, Trade and Energy is responsible on industrial and quantitative waste
e) The Ministry of Agriculture, Food and Consumer Protection is responsible for agriculture waste and animal growth/stockbreeding.

## 3 Priorities

### 3.1 Short term Priorities (2007 - 2008)

- *Rehabilitation of extremely polluted areas in Durres and Vlora.*
- *Taking measures on problematic areas that cause environment pollution, such as Sharra landfill and oil keeper area of Patos-Marinza.*
- *Strengthening administrative capacities and coordination in national and local level.*

### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address the short-term priorities:

- Draft-act "On the Approval of Rules, Procedures and Terms for drafting the Local Plans on Solid waste Management", which will transpose Directive 75/442/EEC, Directive 99/31/EEC. Aimed level of approximation: partial.
- Draft-act ""On the List of Waste Allowed for Importation for Processing and Recycling Purposes" ;, based on the European Commission 94/721/EC "On supervision and transport control of residues within and out the European Union", Basel Convention's List and National Residues Catalogue. Aimed level of approximation: partial.
- Draft-act "On waste landfill and incineration", which will transpose Directive 1999/31/EC, Directive 2000/76/EC, Council Decision 2003/33/EC and with Commission Decision 2003/33/EC. Aimed level of approximation: partial.
- Draft-act "On waste Composition", which will transpose the Directive 75/442/ "On waste". Aimed level of approximation: partial.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address the short-term priorities:

- Training customs' specialists on recycled waste import;
- Training local specialists on compilation of waste's register;
- Strengthening capacities of the DPPN directorate on waste
- Organising a Conference on Waste Management Plans;
- Awareness activities in cooperation with NGO
- Organising local specialists' trainings on waste, in cooperation with SIDA project.

### 3.2 Medium-term Priorities (2009 - 2010)

- *Rehabilitation of extremely pollution areas;*
- *Progressive approximation of Acquis on environment;*
- *Continuing efforts to address toxic hotspots.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address the medium-term priorities:

- Draft Law "On Sustainable Organic Pollutants", which will transpose community acts: Directives 75/439/EC, 96/59/EC, 91/157/EC, 93/86/EEC, 98/101/EC and Commission Decision 2001/68/EC. Aimed level of approximation: partial.
- Draft Law "On the Approval of National Plan for Waste Management", which will transpose Directive 75/442/EEC, Directive 99/31/EEC: On residues landfill. Aimed level of approximation: partial.

### 3.2.1 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address the medium-term activities:

- Strengthening the capacities for DPPN Directorate on Waste issues;

### 3.2.2 Long-term Priorities (2011 - 2012)

The following legislative initiatives will be undertaken so as to address the long-term priorities:

- Draft Act "On Packaging and Waste Packaging", which will transpose the Directive 94/62/EC, amended with Directive 2004/12/EC, EC Decision 97/129/EC, 1999/177/EC, 2001/524/EC, 2001/171/EC. Aimed level of approximation: partial.
- Draft Act "On Unused Vehicle Landfill", which will transpose the Directive 2000/53/EC, EC Decisions 2002/151/EC, 2001/753/EC, 2002/525/EC. Aimed level of approximation: partial.
- Draft Acts "On waste from Titanium Dioxide Industry". Aimed level of approximation: partial.
- Draft Act " On Reports, Application Forms, Disposal Certificates and Waste Data Collection which will transpose the Directive 91/962/EC, Regulation 2150/2002/EC, Decisions 96/302/EC, 98/184/EC, 2000/738/EC, 97/622/EC, 94/741/EC, 1999/412/EC. Aimed level of approximation: partial.

**Table 1:** *Strengthening institutional capacities for MoEFWA/ Directorate of Pollution Prevention Policies*

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | 0 | 2 | 0 | 0 |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 2,280 | 0 | 0 | 0 |

**Table 2:** *Foreign assistance to support the residues management*

| INSTITUTION | DONOR | IMPLEMENTING Program/AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2006 | Cleaning, collection, pre-treatment and elimination of hazardus waste in Albania | 3 mln € | 2008 | Ongoing |
| Ministry of Environment, Forests and Water Administration | SIDA | | Solid Waste Management, in Korca | 1,5 mln SEK | 2005 | 2008 |
| Ministry of Transport, telecommunication and Public works, | Italian Government | Italian Cooperation | Urban Waste Management for Tirana city | 6.4 mln € | expectant | Ongoing |

### 3.22.4 WATER

### 3.22. 4.1 WATER RESOURCES ADMINISTRATION

#### 1 Political Objective

The water management field is one of the priority areas in relation to the integration process, which obligations are defined in the Article 70/3 of the Stabilization and Association Agreement. This Article provides the necessity of approximating the Albanian legislation with the "*acquis communautaire*". Meanwhile, the Article emphasizes the parties' development and cooperation, in order to promote the environmental stability.
Based on the needs, the political vision is to undertake actions in preventing further aggravation of quality and quantity of sweet waters, drafting of action plans, aiming in management, more rational utilization and protection of water resources.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The legal framework for water management consists of the following:

| |
|---|
| Law No. 8093, dated 21.3.1996 "On water reserves"; |
| Directive 2000/60/EC, dated October 23, 2000, " Water Directive |
| Approximation Level: partial |

Acts that do not transpose community acts:

NWC Decisions:

- DCM No Nr. 775, dated 28.10.1996 "On the Establishment of the National Water Council";
- DCM No. 240, dated 10.04.1998 "On the Establishment of the NWC Secretariat";
- NWCD No. 1. dated 23.09.1994 " On the procedure for approval of authorization for utilization of water for confection purposes ";
- NWCD No. 2. dated 23 .09.1994 "On the approval of authorization for partial utilization of "Uji i ftohtë Tepelenë" source";
- NWCD No. 1. dated 20.02.1997 "On the approval of the construction of Kalivaci Hydroplant, in Kalivaci outfall, above Vjosa River";
- DCM No. 63. dated 26.01.2001 "On the procedures of researching, examining and authorizing, license and

concession granting for water resources usage ";
- DCM No. 313, dated 21.05.2004 " On the Approval of Water Usage Tariffs ";
- DCM No. 362. dated 11.06.2004 "" On Staff Bonuses for NWS and the Technical Consultative Councils;
- NWCD No. 1. dated 04.06.1998 " On the approval of authorization for utilization of some resources for potable water-supply construction ";
- NWCD No. 4. dated 04.06.1998 On the Creation of an Activity Control Working Group for the Usage of Gravel and Sand as Materials";
- NWCD No. 2. dated 04.06.1998 "On the Authorisation Approval of Digging for Underground Water for the purposes of Public Water Supply";
- NWCD No. 5. dated 16.04.2004 "On the division of the Republic of Albania territory in reservoir basins and for the establishment of water Agency for this basin";
- DCM No. 635, dated 21.11.2001 "On the establishment of Governmental Commission for water problems with neighbours countries";
- NWCD No 1, dated 21.06.2006 "On reduction of grits and sands utilization in rivers bottom";
- NWCD No 2, dated 21.06.2006 "On some amendments to Decision No. 1 dated 19.07.2002, of the NWC "On the Establishment of CWB", amended;
- NWCD No 3, dated 21.06.2006 "On the rehabilitation of river bottom damage from passive usage".

Decisions approved on 07.06.2007

- NWCD "On some amendments to Decision no. 2, dated 19.07.2002 of NWC «On the approval of request for license form, authorization and concession and model declaration forms, license and authorization in water reserves utilization as well»;
- NWCD "On some amendments to Decision no 3, dated 09.01.2003 of NWC «On the procedures of granting and renewing of licenses for utilization of grits and sands from rivers bottom" amended;
- NWCD «On some amendments in decision no 6, dated 16.04.2004 of NWC «On the approval of license application form for well drilling;
- NWCD «On carrying out a study on drilling for potable water and technologic in Tirana-Durres axis";
- NWCD «On approval in principle of the assignment for utilization with concession of water resources no. 4/1 and 6/1 in Uji i Ftohtë – Onufer, Vlora".

### 2.2 Existing Legal Framework

a) Water administration problematic and maintenance of their quality is covered by the Directorate of Nature Protection Policies and Water Sector, and from the Directorate of Pollution Prevention Policies in MoEFWA. The Water Sector includes the AUB, which acts in 6 basins, in which is divided the Albanian territory, implementing and controlling the water legislation.
b) The Ministry of Public Works, Transport and Telecommunications covers the water-supply canalization problems;
c) The Ministry of Agriculture, Food and Consumer Protection covers the problems on water utilization for irrigation purposes;
d) The Ministry of Health with Public Health Institute covers potable water and water sanity problems.

## 3 Addressing Priorities

### 3.1 Short-Term Priorities (2007 - 2008)

- *Approximation of the national legislation with acquis;*
- *Strengthening the administrative capacities and coordination in national and local level;*
- *Drafting a strategy for the further harmonization of environment legislation with acquis and properly implementing the existing legislation, in particular as regards execution.*

#### 3.1.1 Short-term Legal Initiatives (2007 - 2008)

- Revising the Law "On water reserves", which aims to transpose the Main Directive 2000/60/EEC. Approximation level to be achieved/Aimed approximation level: partial.
- The approval of the National Water Council Decisions (NWCD).

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Strengthening the water administration capacities;
- Study of costs for the activities of implementation the legislation "On water reserves";
- Implementation of the amended Law on water reserves – public awareness by seminars;

### 3.2 Medium-term Priorities (2009 - 2010)

- *Implementing the legislation on water management field;*
- *Continuing with the implementation of the regional and international commitments in environment issues.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-law on the establishment of a framework on water policies, which aims to transpose the main Water Directive 2000/60EEC, dated October 23, 2000. Aimed level of approximation: partial.
- Approval of National Water Council Decision (Those initiatives are of a high importance, which means that relevant National Council Decision emerge for every NUC meeting).
- Draft-Law on preparing the license register for the water and passives utilization, which aims to transpose the main Water Directive 2000/60 EEC, dated October 23, 2000. Aimed level of approximation: partial.

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Public awareness on the implementation of the draft-law on the establishment of an action network in water policies.
- Establishment of the network for monitoring points of water basins and computerization of information.

### 3.3 Long-term Priorities (2011 - 2012)

- *Implementation of national legislation with acquis;*

### 3.3 Long-term Implementing Activities (2011 - 2012)

- Draft-law on curative water utilization, which aims to transpose the Directive 2000/60/EEC. Aimed level of approximation: partial.
- Work toward further legal framework aspects shall be carried out between 2009-2012, depending on the amendments or reforms undertaken by the European Commission regarding water management.

**Table 1:** *Strengthening institutional capacities of Water Sector in MoEFWA*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 3 | 1 | 8 | 1 | X |
| 2.Training (thousand ALL) | (thousand ALL) | X | 1000 | 2000 | 1000 | 7500 |

**Table 2:** *Foreign assistance in support to the potable water quality*

| INSTITUTION | DONOR | Program/ IMPLEMENTING AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Transport, Telecommunication and Public Works, Vlora Municipality | European Union | CARDS 2004 | Cleaning sewage plant, Vlora city | 3 mln € | 2006 | 2007 |
| Ministry of Transport, Telecommunication and Public works | European Union | IPA 2007 | Rehabilitation of canalization system in industrial area in Shkodra city | 1 mln € | 2008 | 2010 |
| Ministry of Transport, Telecommunication and Public Works | European Union | IPA 2007 | Construction of Water-Supply Canalization System and Cleaning Sewage Plant in Velipoja Region - Shkodra | 6.8 mln € | 2008 | 2010 |

| | | | | | | |
|---|---|---|---|---|---|---|
| Ministry of Transport, Telecommunication and Public Works | European Union | IPA 2007 | Construction of Water-Supply Canalization System in Shëngjini region - Lezhe | 3.4 mln € | 2008 | 2010 |
| Ministry of Transport, Telecommunication and Public Works | European Union | IPA 2007 | Construction of Water-Supply Canalization System Golem-Durrës-Kavaja region | 12.1 mln € | 2008 | 2010 |
| Ministry of Transport, Telecommunication and Public Works | European Union | IPA 2007 | Supervision of interventions in the water-supply canalization system | 0.7 mln € | 2008 | 2010 |
| Ministry of Transport, Telecommunication and Public Works, Durres Fier, Lezha and Saranda Municipality | World Bank (loan), Albanian Government | | Municipality Project on Water-Supply Canalization | 20 mln € | 2003 | 2008 |
| Ministry of Environment, Forests and Water Administration, Durres, Lezha and Saranda Water-Supply Canalization Enterprises | European Bank for Investments, GEF, Albanian Government | | Project on Integrated Water management and ecosystem | 20 mln € | 2005 | 2009 |
| Sh.A. Water-Supply Canalization Pogradec | German Government | KfW | Ohrid Lake Protection | 17 mln € | 2000 | 2008 |
| Sh.A. Water-Supply Canalization Lushnje | German Government | KfW | Water Supply and sewage discharge in Middle Albania, Lushnja component | 4.6 mln € | 2005 | 2008 |
| Sh.A. Water-Supply Canalization Berat, Kucova | German Government | KfW | Water Supply and sewage discharge in Middle Albania, Berat and Kuçova component | 6.646 mln € | 2004 | 2008 |
| Sh.A. Water-Supply Canalization Korca | German Government, European Bank for Investments, Albanian Government | KfW | Korca Canalizations | 21.5 mln € | 2006 | 2009 |
| Ministry of Transport, Telecommunication and Public works, Sh.A. Water-Supply Canalization Kavaje | German Government | KfW | Kavaja Water-Supply and Canalization | 7.5 mln € | 2006 | 2007 |
| Ministry of Transport, Telecommunication and Public Works, Sh.A. Water-Supply Canalization Krujë | German Government | KfW | Kruja Water-Supply and Canalization | 8.9 mln € | 2005 | 2006 |
| Ministry of Transport, Telecommunication and Public Works, Sh.A. Water-Supply Canalization Elbasan | German Government | KfW | Elbasan Water-Supply and Canalization | 7.9 mln € | 2003 | 2007 |
| Ministry of Transport, Telecommunication and Public works, Shkodra Municipality | Austrian Government | | Water Supply Shkodra | 2.619 mln € | 2002 | 2007 |
| Ministry of Transport, Telecommunication and Public Works, Koplik Commune | Austrian Government | | Koplik Water-Supply and Canalization | 1.39 mln € | 2006 | 2007 |
| Ministry of Transport, Telecommunication and Public Works | Luxembourg Grand Dukedom Government | | Construction of water supply system and canalization of sewages in villages of Maqellara Commune, Diber | 4.855 mln € | 2003 | 2007 |
| Ministry of Transport, Telecommunication and Public Works | Norwegian Kingdom Government | | Rehabilitation of Water-Supply and Canalization of sewages in Burrel | 5.875 mln € | 2003 | 2007 |

| | | | | | | |
|---|---|---|---|---|---|---|
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Technical and Financial Assistance for Sh.a WsC Tirane | 10.484 mln € | 2001 | 2007 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Sliding Consolidation near Water Treatment Plant and rehabilitation of the Bovilla road/street | 0.884 mln € | 2005 | 2007 |
| PIU Hydric Tirana | Italian Government | Italian Cooperation | Support to the PIU Hydric Tirana | 0.6 mln € | 2003 | 2007 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Vehicle Supply for SHA WsC Tirana | 0.421 mln € | 2006 | 2007 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Supervision of works which will be carrying out through III Component of Italian Loan | 0.6 mln € | 2007 | në vazhdim |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Material Supply for SHA WSC Enterprise Tirana | 1.4 mln € | 2007 | 2008 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Intervention for performance improvement of Bovilla Potable Water Treatment Plant | 1.475 mln € | 2007 | 2008 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Rehabilitation of resources and potable water depot | 4.7 mln € | 2007 | 2008 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Intervention on Water-Supply canalization network | 4.3 mln € | 2007 | 2008 |
| Water-Supply Canalization Enterprise SHA Tirana | Italian Government | Italian Cooperation | Rehabilitation of Shen Meri – Qafe Molle Drain | 2.957 mln € | 2007 | 2008 |

### 3.22.4.2 DRINKING WATER QUALITY

#### 1 Political Objective

In the framework of the implementation of the undertaken obligations in the Partnership Document Albania, aims to develop and implement the National Strategy of Water Supply and Hygiene/Sanitation and the Rural Water Supply and Sewer/Canalization Strategy. The implementation of a strategy for the progressive harmonisation with the *Acquis* shall be started regarding water supply and hygiene, in approximation with the water quality standards in both, the short and the long-term period.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

| |
|---|
| ➢ DCM No 145, dated 26.02.1998 " On the Approval of the Health and Hygiene Regulation on the Drinking Water Quality Control and Drinking Water Supply System Projection, Construction and Supervision"" |
| OJ L 229, 30.8.1980, p. 11), Directive 80/778 EEC August 1993 Council Directive 80/778/EEC of 15 July 1980 relating to the quality of water intended for human consumption<br>Object: Public health protection from effects of the pollution of water for human consumption purposes.<br>Subject: the Ministry of Health, the Ministry of Public works and Territory Regulation and the Ministry of Interior |
| 3. Approximation level: partial |

Laws and acts, which do not transpose the community acts:

- Law No. 7643, dated 2.12.1992 "On State Sanitary Inspection";
- Law No. 9635, dated 6.11.2006 "On some addenda and amendments to Law No. 7643, dated 2.12.1992 "On State Sanitary Inspection"
- DCM No. 609, dated 17.11.2000 "On the Natural Mineral Water Industrialisation and Trade";
- Common Guidelines Instruction of the Ministry of Health, Ministry of Construction and Tourism and State Secretariat of Local Government, No 203, dated 06.06.1995 On the Well Drinking Water Quality Assurance

- Regulation No. 4, dated 1.12.1987 “On the Hygiene and Sanitary Requirements for Swimming-pools”;
- Regulation No. 3, dated 4.5.1989 “On the Hygiene and Sanitary Conditions for beaches and the river swimming places”.
- MoH Instruction No 203, dated 06.06.1995 “ On the Well Drinking Water Quality Assurance

**2.2 Existing Institutional Framework**

- The Institute of Public Health, supports the Ministry of Health to reach the above-mentioned drinking water sanitation requirements and depends directly upon the Ministry of Health;

Supporting institutes of the Ministry of Health, Ministry of Public works and the Ministry of Interior (ex State Secretariat of Local Government) for the achievement of the above-mentioned obligations regarding safety of drinking water are: Public Health Institute, Public Health Directorates in the regions in one hand and the local authorities (municipalities and communes), as well as water supply enterprises on the other hand. The State Sanitary Inspectorate is the institution that monitors and controls the implementation of hygiene and sanitary requirements for the projection, construction, reconstruction and usage of water supplies, as determined in the hygiene and sanitary regulation for drinking water quality control, based upon DCM No. 145, dated 26.02.1998I. The local authorities have the obligation to ensure, especially in the collective goods usage, the assumption of constructive and hygienic-sanitary measures, according to the obligations emerged by the State Sanitary Inspectorate during inspections.

**3 Addressing Priorities**

**3.1 Short-Term Priorities (2007 - 2008)**

- *Take measures on beach water quality;*
- *Take measures on drinking water quality.*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- Order of the Minister of Health on Amending Regulation No. 4, dated 10.05.1989, “On the Hygiene and Sanitary Requirements for Swimming-pools”, which will bring about a partial harmonisation with the EC 76/768 Directive (on swimming-pools);
- Amendment of DCM No. 145 dated 26.02.1998 “On the Approval of the hygienic-sanitary regulation on drinking water control, projection, construction, and supervising of water supplies systems”, in partial harmonisation with the following Directives: EEC 80/778 and EC 98/83.

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Organization of Training in the State Sanitary Inspectorate field of activity.

**3.2 Medium-term Priorities (2009 - 2010)**

**3.2.1 Medium-term Legal Initiatives (2009 - 2010)**

- Revising hygienic-sanitary regulation of beaches and swimming places in rivers and lakes (No. 3, dated 04.05.1989), which aims to fully transpose the Directive 75/440 EEC concerning the quality required of surface water intended for the abstraction of drinking water in the Member States and Directive 76/160 for.concerning the quality of bathing water
- Amendment of DCM No. 609, dated 17.11.2000, “On industrialization and trade of natural mineral waters”, which aims to partially transpose the Directive CEE 80/777, **“O**n the approximation of the laws of the Member States relating to the exploitation and marketing of natural mineral waters “

**3.2.2 Medium-term Implementing Activities (2009 - 2010)**

- Completion of working methods of the state sanitary inspectorate, in accordance with the community states.

**Table 1:** *Strengthening the institutional capacities of the Ministry of Health*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 300 | X | 30 | X | X |
| 2.Training (thousand ALL) | (thousand ALL) | X | X | 1200 | X | X |

### 3.22.4.3 WATER POLLUTION PREVENTION AND DRINKING WATER MANAGEMENT

#### 1 Political Objective

In the frame of implementing the SAA commitments, Albania aims to continue the approximation process of the water standards for both, the short and medium-term period, gradually approximating the Albanian legislation with the *acquis communautaire*, and strengthening cooperation, aiming at the sustainability promotion in environment as well. Protection of water quality constitutes an important work in the 2005-2009 Government Programme, which underlines the fact that priority will be given to disciplining those economic activities, which pollute coastal and lake waters and which additionally compromise tourist development potential. Within 4 years of governance, the polluted waters in the seaside area will be eliminated.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The following legal acts, which do not transpose the *acquis communautaire* acts, in the water field, and particularly for the subfield of water pollution prevention, are now operational:

- Law No. 8905, dated 06.06.2002, “On the Protection of Coastal Environments from Pollution and Damage”;
- Law No. 9103, dated 10.07.2003, “On the Protection of cross-border lakes”;
- Law No. 8934, dated 5.9.2002, “On environmental protection”;
- Law No. 9115, dated 24.7.2003, “On environmental treatment of polluted waters”;
- Law No 8093, dated 21.03.1996 “On watering-place resources”;
- Law No. 8875, dated 4.4.2002, “On Albanian Coastal Guard”;
- Law No 9352, dated 03/03/2005, ”On some addenda and amendments to law No. 8102, dated 28/03/1996 “On the regulatory framework of the water supply sector and the sewerage and elaboration of waters” ;
- DCM No. 177, dated 31.03.2005 “On liquids discharge allowed norms and criteria on area division of expectant water environment”;
- DCM No. 397, dated 09/06/2005, “On the approval of the agreement between CoM of RoA and Government of Federal Republic of Germany, for the financial cooperation in the project “Korca Sewage discharge”;
- DCM No. 103, dated 31.03.2002, “On monitoring of environment in RoA”;
- DCM No. 635, dated 21.11.2001, “On establishing a Governmental Commission for water problems with neighbours”;
- DCM No. 313, dated 21.05.2004, “On the approval of water usage tariffs”;
- DCM No. 35 dated 18/01/2006, “On the approval of the regulation on construction proceedings of canalization systems for removal of domestic usage waters”;

#### 2.2 Existing Institutional Framework

The institutions responsible for water management and quality are the MoPWTT (water-supply canalization infrastructure, plants for polluted waters treatment), MoEFWA (water quality management policies, acts drafting, establishment of quality standards, norms for discharging process, inspection, monitoring, etc.), MoAFCP (waters used for agriculture purposes), MoH (establishment of drinking water quality standards).

#### 3 Addressing Priorities

#### 3.1 Short-term Priorities (2007 - 2008)

- *Strengthening administrative capacities and cooperation in national and local level.*
- *Approving a strategy on further harmonization of environmental legislation with EU acquis and proper implementation of the current legislation, in particular regarding the execution.*

- *Taking measures in problematic households systems, which pollute the environment, such as the landfill in Sharre and Patos-Marinez oil-taker field.*

### 3.1.1 Short-term Legal Initiatives (2007 - 2008)

Preparing a draft-law, which will amend the existing laws regarding to the water resources management and water pollution prevention, based on water framework Directive 2000/60/EC, amended by the Commission Decision 2455/2001/EC. Aimed level of approximation: partial.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Additional DPPP staff for water issues;
- Monitoring water by national institutions;
- Consultation with experts for acts drafting;
- Translation of Directives;
- Investments for water monitoring equipment.

### 3.2 Medium-term Priorities (2009 - 2010)

- *Continuing with efforts so as to address toxic households;*
- *Reducing pollution by the Ballsh oil refinery, including the discharges into the Gjanica River and taking measures against general water pollution levels.*
- *Strengthening environmental monitoring and heavily penalising pollutants;*
- *Continuing with the implementation of regional and international engagements on environment;*
- *Taking measures on the reduction of water pollution from industrial activity, in particular oil emissions.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

Draft-law on water discharges, based on Directive 91/271/EEC, amended with 98/15/EC and the Decision 93/481/EEC, 91/676 EEC, 82/176/EEC, amended by 91/692/EEC, 84/156/EEC amended by 91/692/EEC, 84/491/EEC, amended by 91/692/EEC, 86/280/EEC, amended by 88/347/EEC 90/415/EEC and 91/692/EEC. Aimed level of approximation: partial.

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Activities in the twining framework with SIDA/SEPA on water monitoring;
- Strengthening DPPN capacities for water issues;
- Consultation with experts in acts drafting;
- Studies and directives translation on the water pollution prevention field;
- Water monitoring by local institutions.

**Table 1:** *Strengthening the institutional capacities for MoEFWA/Directorate of Pollution Prevention Policies*

| INVESTMENT | measurement unit | current situation | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | x | x | 1 | x |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 0 | 6,000 | 0 |

### 3.22.5 NATURE PROTECTION

### 1 Political Objective

The protection of nature is one of the priority subfields related to the *acquis communautaire* on environment. The Albanian legislation's approximation with the *Acquis* on environment, as defined in the SAA (articles 70/3 and 108), is directly linked to the environmental standards and vital duties in the fight against environmental degradation with the intention of promoting environmental sustainability. This objective has been merged into the strategic sectorial documents, such as the National Action Plan on Environment, the Biodiversity Plan and the Strategy. The Government's programme aims a stabile usage of natural resources, prevention and forbiddance of utilization without criterion of the wild fauna and

duplication of the protected areas surface.

**2 Current Situation**

**2.1 Current Legal Framework**

| |
|---|
| 1. Law "On biodiversity protection", No. 9587, dated 20.07.2006, which aims to partially approximate the legislation with community environment legislation regarding natural habitats and biodiversity protection. |
| 2. 31992L0043, "Council Directive 92/43 EEC of May 21, 1992 onon the conservation of natural habitats and of wild fauna and flora Official Gazette L 206, 22/07/1992, Page 7-50 |
| 3. Approximation level: Partial |

Laws and Acts, which do not transpose community acts:

- Law No. 7875 dated 23.11.1994, "On Hunting and Protection of Wild Fauna".
- Law No. 9219 dated 08.04.2004, "On some Additions to Law No. 7875, dated 23.11.1994 "On Hunting and Protection of Wild Fauna".
- Regulation No 1, dated 23.02.2005 "On wild fauna breeding and hunting development";
- Instruction No. 3, dated 7.6.2006, "On operable hunting fund for breeding of wild fauna";
- Minister Order No. 467, dated 7.7.2006, "On composition of the National Council for hunting and wild fauna";
- Regulation No. 2, dated 7.7.2006 "On the organization and functioning of the Council";
- Law No. 8906, dated 06.06.2002, "On Protected Areas";
- DCM No. 267, dated 24.04.2003, "On the Proposal Procedures and the Proclamation of Protected Areas";

- DCM No. 266, dated 24.04.2003, "On the Protected Areas Management".
- DCM No. 86, dated 11.02.2005, "On the establishment of the protected areas management committees";
- DCM dated 04.12.2003, "On the Handover Rules for Caves Usage".
- Order of the Minister of Environment, Forests and Water Administration No. 143, dated 24.10.2005 "On the approval of the management plan for protected landscapes in Vjose-Narta".
- Order of the Minister of Environment, Forests and Water Administration No. 144, dated 24.10.2005, "On the approval of the management plan for Dajti National Park";
- Order of the Minister of Environment, Forests and Water Administration No. 147, dated 24.10.2005, "On the approval of management plan for Llogara-Rreza e Kanalit-Orikum-Tragjas-Radhjime-Karaburun complex";

- DCM No. 531, dated 31.10.2002, "On the Proclamation of Butrinti and surrounding areas as Particularly Protected Natural Areas and its Inclusion in the list of Nationally Important Sites, particularly with regards to its Aquatic Life Habitat aspect".
- DCM No. 80, dated 18.2.1999, "On the Proclamation of Prespa as a National Park, as well as a 'Protected Terrestrial/Aquatic Image' of the Pogradec Lake".
- DCM No. 680 dated 22.10.2004, "On the Proclamation of Vjose-Narta as 'Protected Terrestrial/Aquatic Landscapes' ".
- DCM No. 682 dated 02.11.2005, "On the Proclamation of Buna River and Bog areas as 'Protected Terrestrial/ Aquatic Landscapes'";
- DCM No. 683 dated 02.11.2005, "On the Proclamation of Shkodra Lake and Buna River surrounding areas as Particularly Protected Natural Areas and their Inclusion in the List of Nationally Important Sites, particularly with regards to its Aquatic Life Habitat aspect";
- DCM No. 684 02.11.2005 "On the Proclamation of the Albanian side of the Shkodra Lake as a Managed Natural Reserve";
- DCM No. 693 dated 10.11.2005 "On the Proclamation of the Butrint National Park";
- DCM No. 402, dated 21.06.2006 "On the Proclamation of Dajti mountainous natural ecosystem as a National Park" (with extended surface)";
- DCM No. 49, dated 31.01.2007 "On the Proclamation of Mali me Gropa -Bize-Martanesh natural ecosystem as: Protected Landscape";
- Accession, by Decision of the President of the Republic, dated 05.01.1994 to the Convention "On biological diversity";
- DCM No. 532, dated 05.10.2000, "On the study approval on "Strategy and Action Plan for Biodiversity";

- Law No. 9279, dated 23.09.2004 "On the Accession of Republic of Albania in Cartagena Protocol "On biological diversity";
- Law No. 8294, dated 02.03.1998 "On Ratification of Convention "On protection of wild fauna and flora and

natural European environment (Berne Convention)";
- DCM No. 804, dated 04.12.2003 "On the approval of flora species start to be protected";
- Law No. 8692, dated 16.11.2000 "On the Accession of Republic of Albania in Bon Convention 'On protection of migratory species of wild animals' and understanding of this Convent";
- Law No. 9021, dated 09.03.2003 "On the Accession of Republic of Albania in Convention "On international trade of species of wild flora and fauna".

**2.2 Existing Institutional Framework**

The Ministry of Environment, Forests and Water Administration through the Directory of Environmental Protection Policies in MoEFWA, covers issues related to the drafting of policies on protection of nature especially in the fauna and protected areas sectors, contributing in drafting the legislation, in cooperation with the Directorate of Services (Legislation Sector) and in drafting strategic documentation in this field. Cooperation is extended to other Directorates in the ministry and to implementing institutions, such as the Environment Agencies in the districts and the Woodland Service Directorates in the regions, which in their composition have included the protected area administration as well. The Ministry of Environment, Forests and Water Administration, as regards the nature protection field, cooperates with: the Ministry of Agriculture, Food and Consumer Protection on agricultural biodiversity, with the Ministry of Public Works, Transport and Telecommunication, assuring decision-taking on territorial usage, with the Ministry of Tourism, Culture, Youth and Sports, which drafts and implements the policies on tourism development and with the Ministry of Interior, in order to manage local natural resources.

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Approximation of the national Legislation with the Acquis as regards nature;*
- *Expansion of protected areas;*
- *Strengthening administrative capacities and achieving coordination in local and national levels.*
- *Implementing the international conventions, in which Albania is a member, related to the nature protection field.*
- *Strengthening the policy-maker on nature protection.*
- *Implementing the governmental controlling policies in the nature protection field and implementing the legislation on nature and biodiversity protection fields;*

**3.1.1 Short-term Legislative Initiatives (2007 - 2008)**

- Draft-Law "On the protection of species of wild flora and fauna from international trade", which will partially approximate the Council's Regulation EC 338/97, 09.12.1996;
- Draft-Law "On some Addenda and Amendments to law no. 8906, dated 6.6.2002, "On Protected Areas", which will partially approximate the Directive 92/43/EEC and its amendment;
- Draft-Law "On the Protection and management of wild fauna", which will partially approximate the Directive 79/409/EEC and amendments in implementation of the Law "On Protected Areas";
- Draft-DCM "On Proclamation of protected areas: enlargement of Divjaka National Park";
- Draft-DCM "On Proclamation of PK Rajce -Shebenik";
- Draft-DCM "On Proclamation of protected areas: enlargement of Llogara Park";

**3.1.2 Short-term Implementing Activities (2007 - 2008)**

- Establishment and functioning of management committees of NP of Llogora and RNM Kune-Vain;

**3.2 Medium-term Priorities (2009 - 2010)**

- *Approximation of national Legislation with the Acquis as regards nature;*
- *Expansion of protected areas;*
- *Implementation of regional and international commitments in the field of nature protection;*
- *Strengthening the policy-making process related to nature protection;*
- *Implementation of governmental control policies in the nature protection field and implementation of legislation on nature and biodiversity protection fields.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Draft DCM "On Proclamation of protected areas: enlargement of RNM Shëngjin-Ishëm";
- Draft DCM "On enlargement of Tomori National Park";
- Draft DCM "On Proclamation of protected areas: enlargement of NP Bredhi i Hotovës";
- Draft DCM "On enlargement of NP of Lura".

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Actors and public awareness interested in the Law "On biodiversity Protection";

### 3.3 Long-term Priorities (2011 - 2012)

- *Approximation of national Legislation with the Acquis on nature;*
- *Strengthening the policy-making process on nature protection;*
- *Implementation of governmental control policies in the nature protection field and implementation of legislation on nature and biodiversity protection fields;*

### 3.3.1 Long-term Legislative Initiatives (2011 - 2012)

- Draft-Act "On Animal Keeping at Zoos and their Use for Experimental and Scientific Purposes", in compliance with the following Directives, 2003/65/EC, 1999/22/EC, 86/609/EC and the Commission Decisions 90/67/EEC, 1999/575/EC;
- Draft-Act "On Fur and Sea-dog Skin Trade", in compliance with the 83/129/CECC Directive.

### 3.3.2 Long-term Implementing Activities (2011 - 2012)

- Establishing capacities near customs points for protection of species from trading;
- Implementing the management plan for NP Dajt and NP Divjake;
- Carrying out a study on the costs for the implementation of the Law "On Species Trade";
- Public Awareness on shortly proclaimed protected areas, during tagged environmental days.

**Table 1:** *Strengthening the institutional capacities for the Ministry of Environment, Forests, and Water Administration/ Directory of Nature Protection Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 5 | 0 | 0 | 0 | 0 |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 0 | 0 | 0 |

**Table 2:** *Foreign assistance to support the protection of nature*

| INSTITUTION | DONOR | IMPLEMENTING/ Program, AGENCY | PROJECT TITLE | AMOUNT | START | TERMINATION |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | World Bank/GEF | | Preparation of Project document on the integrated ecosystem management of Shkodra Lake | 0.175 mln $ | 2005 | 2007 |
| Ministry of Environment, Forests and Water Administration | UNDP/GEF | | Integrated ecosystem management in the Prespa Lake basin | 1.2 mln € | 2007 | 2010 |
| Ministry of Environment, Forests and Water Administration | GEF/UNDP/Austrian Cooperation, Italian Government and German Institute (DBU) | | Identification of measures to adapt the delta in Drini-Mati rivers | 0.835 mln $ | 2008 | 2011 |
| Ministry of Environment, Forests and Water Administration | World Bank (loan) | IDA,GEF, SIDA | Project on the Implementation of natural resources | 8,02 mln $ | 2006 | 2011 |

### 3.22. 6 POLLUTION AND INDUSTRIAL RISKS

#### 1 Political Objective

The environmental hotspots' rehabilitation and the development of minimally polluting industries, which implement the environmental norms and standards, is a priority that is defined in a series of strategic documents, as the SAA (Article 108), the European Partnership 2005, and the EU Annual Report 2006. In the same time, this objective is defined in the Albanian Government programme 2005-2009, which encourages the clean technology development and the reduction of the damaging discharge into the environment (water, air, earth etc.). The Government Programme points the importance of understanding and strictly implementing the principle 'who damages, pays', based up. This is valid for all industrial activities, which must make the necessary investments for technological water treatment, for reduction of air emissions, for appropriate disposal of residues, but also for contributing financially for the rehabilitation of the damaged environment, being it accidental or not.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The following conventions/protocols have been signed/ratified:

- Protocol of Barcelona Convention "On Pollution Prevention in the Mediterranean from the cross border Movement of hazardus waste and their disposal".
- Convention "On the Cross Border Effects of Industrial Accidents", ratified on 05.01.1994.
- Convention "On the Ozone Layer Protection", Protocol of Montreal.
- Law No. 8463, dated 10.03.1999, "On the Accession of the Republic of Albania to Vienna Convention on ozone layer protection and Montreal Protocol on substances which dilute the ozone layer";
- Law No. 9425, dated 06.10.2005, "On the Accession of the Republic of Albania to 1979 Convention "On transboundary air pollution in big distance".
- Law No. 9480, dated 16.2.2006, "On the Accession of the Republic of Albania to Copenhagen amendment of Montreal Protocol on substances which dilute the ozone layer";
- Law No. 9484, dated 2.3.2006, "On the Accession of the Republic of Albania to London amendment of Montreal Protocol on substances which dilute the ozone layer";
- Law No. 9485, dated 6.3.2006, "On the Accession of the Republic of Albania to Montreal amendment of Montreal Protocol on substances which dilute the ozone layer";
- Law No. 9486, dated 6.3.2006, "On the Accession of the Republic of Albania to Beijing amendment of Montreal Protocol on substances which dilute the ozone layer";

#### 2.2 Current Institutional Framework

The institutions responsible for issues related to industrial pollution are MoEFWA (drafting policies, acts, inspections, etc) Environment and Forests Agency (established in 2007), MoETE (implementation of discharging norms and environmental quality, clean technology implementation, etc).

#### 3 Addressing Priorities

#### 3.1 Short-term Priorities (2007 - 2008)

- *Strengthening the administrative capacities and providing coordination in local and national level.*
- *Implementing the legislation on environmental impact assessment.*
- *Approving a strategy for the further harmonisation of the environment legislation with the EU Acquis and appropriately implementing the current legislation, particularly with regard to its execution.*
- *Taking measures, in order to address the problematic hotspot areas, which pollute the environment, such as the Sharrë and Patos-Marinëz oil extraction landfill.*

#### 3.1.1 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address the short-term priorities:

- Continuing the establishment of the water waste treatment plant, as per the Ballsh Oil Refinery Project;
- Continuing the project on addressing the Patos Marinze situation;
- Establishing CDF on arsenic waste stocks in Fier and Rubik.

### 3.1.2 Medium-term Priorities (2009 - 2010)

- *Continuing efforts on addressing the toxic hotspots.*
- *Reducing pollution levels by the Ballsh oil refinery, up to and including the discharge into Gjanica River, as well as taking measures against air pollution in general.*
- *Strengthening environmental monitoring and strictly punishing the pollutants.*
- *Continuing with the implementation of regional and international commitment as regards environment issues.*

### 3.2 Medium-term Legislative Initiatives (2009 - 2010)

The following legislative initiatives will be undertaken so as to address the medium-term priorities:

- Preparing a Draft-Law On the Integrated Waste Prevention and Control "", which will transpose the Directive 96/61/EC with the amendments of Directive 2003/35/EC and 2003/87/EC, the Council Decision 2000/479/EC, 1999/391/EC, which amends the Decision 1999/391/EC regarding the questionnaire in Directive 96/61/EC on the IPPC. Aimed level of approximation: partial.
- Preparing a draft-law on air protection from industrial plants and big cremation plants, which will transpose Directives 2001/80/EC, 84/360/EEC. Aimed level of approximation: partial.

### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

The following implementing activities will be undertaken so as to address the medium-term priorities:

- Establishing and strengthening the IPPC Unit structure with 2 additional experts.
- Strengthening the capacities for DPPP, EIA&P Directorate, the Environmental Inspectorate regarding the implementation of the Law on the Integrated Prevention and Control of Pollution in MoEFWA.
- Providing foreign assistance on drafting the Law on the Integrated Prevention and Control of Pollution.
- Translating the IPPC Directive and establishing the working group for the Draft-Law on the Integrated Prevention and Control of pollution.

### 3.2.2 Long-term Priorities (2011 - 2012)

The legislation in this field and the approximation obligations have been planned for a 10-year period.

### 3.3 Long-term Legislative Initiatives (2011 - 2012)

- Drafting laws on the prevention of air pollution from industrial plants or big burning plants, as thermo centrals, incinerators, etc.
- Draft-Acts, which place norms and limitations on the volatile organic components discharge, which will be transpose Directives 1999/13/EC, 2000/541/EC, 2001/81/EC, 2002/529/EC. Aimed level of approximation: partial.
- Draft-Act on the control of large-scale accidents, related to dangerous substances accident control, based on the Council Directives 96/82/EC, Directive 2003/105/EC, Directive 1999/314/EC, Directive 91/692/EC. Aimed level of approximation: partial.

### 3.3.1 Long-term Implementing Activities (2011 - 2012)

The following implementing activities will be undertaken so as to address the long-term priorities:

- Strengthening the MoEFWA capacities in the industrial pollution field;
- Completing important investment projects, such as the second phase of the Ballsh oil refinery;
- Assessing needs for training and drafting appropriate programmes in this field for the IPPC and organizing training sessions related to the detailed content of the BREF document;
- Assessing needs for training and drafting full training programmes for the LCP Directives, SEVESO II and VOC, under foreign assistance;
- Pilot project on the implementation of the Law on the Integrated Prevention and Control of Pollution for the Cement Factory in Elbasan;
- Developing training activities with specialists from the DPPP/IPPC and D EIA&P unit at the MoEFWA, inspectors from ARMand big industrial subjects;
- Translation of Directives, which will transpose the draft-laws on Burning Plants, for Industrial Accidents and

Dangerous Substances, for Organic Volatile Substances;
- Establishing working groups for preparing the draft-law on Burning Plants;
- Establishing working groups for preparing the draft-law on Industrial Accidents and Dangerous Substances;
- Establishing working groups for preparing the draft-law on Organic Volatile Substances.

**Table 1:** *Strengthening institutional capacities for MoEFWA/Directorate of Pollution Prevention Policies /IPPC Unit.*

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 0 | 0 | 0 | 0 | 2 |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 1,440,000 | 6,000 | 1,200 | 3,200 |

**Table 2:** *Foreign assistance to support the pollution and industrial risks*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2002 | Pollution reduction in heated point of oil refinery in Ballsh (I Phase) | 0.9 mln € | 2006 | 2008 |
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2004 | Arsenic Elimination in Fier (II Phase) | 3,3 mln € | 2009 | 2010 |
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2005 | Completion of the project on the reduction and control of residues in the refinery of Ballsh (II Phase) | 0.1 mln € | 2007 | 2009 |
| Ministry of Environment, Forests and Water Administration | World Bank and Netherland government | | Component C of the project "Integrated management of boundary area and Cleaning of heated area Porto Romano | 4.45 mln $ | 2005 | 2008 |

### 3.22.7 CHEMICALS

### 1 Political Objective

The sustainable management of chemicals, in addition to being a direct SAA obligation, is also an Albanian Government objective, which is included in its 2005-2009 Programme. Its aim is the stimulation of clean technology development, which amongst others, must use certified chemical substances, in order to reduce damaging release into the environment (in water, air etc). Parties will develop and strengthen cooperation in the important duty to combat environmental degradation and to promote sustainable environmental activities. Cooperation is focused mainly in priority fields linked to community *acquis* in the environment field (article 108 SAA).

### 2 Current Situation

### 2.1 Current Legal Framework

| |
|---|
| ➢ 1. Law No. 8934, dated 05.09.2002 "On environmental Protection"; |
| 2. Directive 1999/45/EC of the Parliament and Council dated 31 May 1999, concerning the approximation of the laws, regulations and administrative provisions of the Member States relating to the classification, packaging and labelling of dangerous preparations " |
| 3. partial |

| |
|---|
| ➢ 1. Law No. 9108, dated 17.07.2003, "On substances and chemical preparations"; |
| 2. Council Directive 76/769/EEC dated 27 July 1976, "on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and preparations |
| 3. partial |

| |
|---|
| ➢ 1. Law No. 9263, dated 29.07.2004, "On the ratification of Convention on Persistent Organic Pollution", (Stockholm Convention, POPs) |
| 2. Rotterdam Convention "On information related to the approval of procedures for international trade of some dangerous chemicals and pesticides"; |
| 3. partial |

| |
|---|
| ➢ 1. DCM no. 824, dated 11.12.2003, "On the classification, packing, labelling and safe storage of dangerous substances and preparations"; |
| 2. Council Directive 67/548/EEC dated June 27, 1967, "on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances |
| 3. partial |

Other laws and acts, which do not transpose the community acts:

- DCM no. 26, dated 31.01.1994, "On hazardus waste and wastes";
- DCM no. 447, dated 19.09.1994, "On the Banning of Asbestos as a Thermo-isolating Material in all Forms of Construction";
- DCM no. 447, dated 16.09.1999, "On the Destruction of Toxic Waste Stored in Military Depots";
- DCM dated 20.12.2006, "On the approval of the National Action Plan for the elimination of organic resistant pollution";

### 2.2 Existing Institutional Framework

Chemical management issues follow under the responsibility of various institutions and these responsibilities are divided among them, such as MoEFWA, MoETE, MoAFCP.

MoEFWA (is responsible for the chemicals, as industrial hazardus waste), MoETE (is responsible for the chemicals, as material used in industry, including import-export); MoAFCP (is responsible for the chemicals, as pesticides), MoPWTT (is responsible for the chemicals, as urban waste), MoLSAEO (in this Ministry there is an operational Job Inspectorate for employees protection in industry from chemicals), MoH (is responsible for chemicals, as hospital wasteP and medicines).

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Strengthening administrative capacities and increasing coordination in national and local level.*

#### 3.1.1 Short-term Implementing Activities (2007 - 2008)

- Strengthening capacities in the Environment and Forests Agency
- Establishment of the Chemicals Registration Office
- Custom Authority Training
- Functioning of Chemicals Registration Office

#### 3.1.2 Medium-term Priorities (2009 - 2010)

- *Strengthen environmental monitoring and issue severe penalties against polluters;*
- *Continue the implementation of regional and international environmental obligations.*

### 3.2 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-act "On restrictions for the launch in the market and usage of dangerous substances and preparations", which will transpose the Council Directives 76/769/EEC, 79/663/EEC, 82/806/EEC, 82/828/EEC, 83/264/EEC, 85/467/EEC, 85/610/EEC, 89/678/EEC, 89/677/EEC, 91/173/EEC, 91/338/EEC, 91/339/EEC. Aimed level of approximation: partial.
- Draft-act "On the definition of the list for prohibited and rigorously restricted substances, which may enter in the RoA territory, based on the Parliament and Council Regulation 304/2003. Aimed level of approximation: partial.
- Draft-act "On the classification and packing of dangerous substances, which will transpose the Directive 1999/45/EC of Parliament and Council dated 31 May 1999, and Commission Directives 2001/60/EC, 91/155/

EEC, 93/112/EC as well. Aimed level of approximation: partial.
- Draft-act on "Protection from asbestos", which will transpose the Asbestos Directive 87/217/EEC, amended with the Directive 91/692. Aimed level of approximation: partial.

**3.2.1 Medium-term Implementing Activities (2009 - 2010)**

- Functioning of Chemicals Registration Office
- Training of Environment and Forests Agency
- ARM Training, work inspectors
- Strengthening the capacities in DPPN/MoEFWA

**3.2.2 Long-term Priorities (2011 - 2012)**

**3.3 Long-term Legislative Initiatives (2011 - 2012)**

- Draft-act "On the import and export of dangerous chemicals, which will transpose the Parliament and Commission Regulation 304/2003 EC, Commission Regulation 1213/2003 EC, the Parliament and Commission Regulation 775/2004EC. Aimed level of approximation: partial.
- Draft-act "On substances and POPs, which will transpose the Council Directive 79/117/EEC dated 21 December 1978, amended, Commission Directive 83/131/EEC, and 85/298/EEC. Aimed level of approximation: partial.
- Draft-act "On the fabrication and use of detergents, which will transpose the Council Directive 73/404/EEC dated 22 November 1973, "On the approximation of legislation in member states regarding detergents", amended, Regulation 648/2004 EC of Parliament and Council dated 31 March 2004, "On detergents". Aimed level of approximation: partial.

**3.3.1 Long-term Implementing Activities (2011 - 2012)**

- Functioning of Chemicals Registration Office;
- Strengthening capacities in DPPP/MoEFWA;

**Table 1:** *Strengthening the institutional capacities for MoEFWA/Chemicals Issues*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 0 | 2 | X | 1 | 1 |
| 2.Training (thousand ALL) | (thousand ALL) | X | X | 840 | 1680 | X |

**3.22.8 GENETICALLY MODIFIED ORGANISMS**

**1 Political Objective**

Genetically modified organisms are an environmental priority, directly linked to the *Acquis*. This priority's political objective is the legislation's approximation with the *Acquis* on the vital environmental obligations and duties to fight environmental degradation and to promote sustainable environmental activities (article 108).

**2 Current Situation**

**2.1 Existing Legal Framework**

The legal framework is based on Law No. 9279 dated 23.09.2004 "On the accession of the Republic of Albania into the Cartagena Protocol for Bio-security of the Convention on 'Biological Diversity";
As per the precautionary methods of Principle 15 from the Rio Declaration on Environment and Development, this Protocol's objective is to contribute to a sufficient level of protection during the transfer, administration and handling of genetically modified organisms, resulting form modern technology and which may negatively impact the sustainable use and conservation of biological diversity, including human health, particularly with regards to cross-border movement.

**2.2 Existing Institutional Framework**

GMO policies are covered by the Ministry of Agriculture, Food and Consumer Protection (planting, food, transportation); the Ministry of Environment, Forests and Water Administration – Directorate of Policies on the Protection of Nature (introduction into the environment)*;* the Ministry of Health (micro organisms and their impact on human); and the Ministry of Education (development of biotechnology);
The Ministries cooperate with the General Directorate of Customs, with regard to the implementation of the Protocol on Bio-security during GMO Cross-Border movements. Research Institutes based in the above-mentioned ministries, universities and the Academy of Sciences through the Institute for Biological Research, have been assigned with the implementation of the GMO risks assessment procedures;

**3 Addressing Priorities**

**3.1 Short-term Priorities (2007 - 2008)**

- *Strengthening the administrative capacities and coordination in national and local level.*
- *Implementation existing legislation.*
- *Strengthening the policy-making aspect on environment, and implementing the governmental control policies.*

**3.2 Medium-term Priorities (2009 - 2010):**

- *Approximation of legislation with the community legislation on GMO;*
- *Implementation of regional and international engagements as regards environment;*
- *Strengthening the policy-making aspect on environment, and implementing the governmental control policies.*

**3.2.1 Medium-term Legislative Initiatives (2009 - 2010)**

- The first legal package to transpose the main European acts in the cross-border GMO movement (Regulation 1946/2003), for intentional GMO release in environment (Directive 2001/18/EC), for usage in closed conditions of Genetically Modified Organisms (Directive 90/219/EEC, amended) and other implementing acts.

**3.2.2 Long-term Priorities (2011 - 2012)**

- *Approximation of legislation with community legislation on GMO;*
- *Strengthening the policy-making aspect on environment issues, and implementing the governmental control policies.*

**3.3 Long-term Legislative Initiatives (2011 - 2012)**

- The second legal package to transpose main European acts for GMO;

**3.3.1 Long-term Implementing Activities (2011 - 2012)**

- Information to applicants and public procedures.

**Table 1:** *Strengthening the institutional capacities for the Ministry of Environment, Forests and Water Administration / Directorate for Nature Protection Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 2 | 0 | 0 | 0 | 0 |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 0 | 0 | 0 |

**3.22.9 NOISES**

**1 Political Objective**

Noise is one of the priority sub-areas related to the *acquis communautaire* in the environment field. As determined in SAA (Article 70/3 and Article 108), the approximation of the Albanian legislation with Acquis in the field of environment is directly related with environmental standards and other vital environmental obligations and duties to fight environmental

degradation and to promote sustainable environmental activities. This objective is linked with sectorsial' strategic documents, such as: National Action Plan for Environment, the Strategy, etc.

## 2 Current Situation

### 2.1 Existing Legal Framework

The Ministry of Environment and Ministry of Transport and Telecommunications Common Directive No. 6527 dated 24.12.2004 " On the Acceptable Values of Environmental Polluting Elements into Air from Gaseous Discharges and Noises caused by Road Vehicles and their Control Methods

### 2.2 Current Institutional Framework

The responsible institutions are MoEFWA, MoH and MoPWTT. The MoEFWA has noise specialists, engaged with noises issues and 1 lawyer, who may, at times, get involved, amongst other fields. Therefore, it is indispensable that a specialist on noise matters is employed in the Directorate of Pollution Prevention Policies, so as to draft and implement legislation.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Strengthening the administrative capacities and coordination in national and local level.*
- *Implementing the legislation on assessment of environment influence.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Draft-law "On assessment and management of environmental noise", approved by the CoM, pending to be approved by the Parliament. This draft-law has partially transposed the Directive 2002/49/EC of Parliament and European Council, dated 25 June 2002, "On assessment and management of environmental noise , *OJL 189, 18.07.2002.*
- Draft-act "On the Acceptable Levels of Urban Noises (caused by either vehicles, motorcycles or rail transport), which will transpose EC Directives 70/157/EEC, 73/350/EEC, 81/334/EEC, 89/491/EEC, Council Directives 77/212/EEC, 84/424/EEC, 87/354/EEC, Commission Directives 96/48/EC, Commission Decision 2002/735/EC, Commission Directive 2002/732/EC, Directive 2001/16/EC, Directive 2004/50/EC. Aimed level of approximation: partial.

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Urban noise monitoring, carried out by national institutions;
- Additional staff (1 specialist) in this directorate for this field;
- Staff and other actors training;
- Appointing the competent authorities for vehicles' noises.

### 3.3 Medium-term Priorities (2009 - 2010)

- *Strengthening the environment monitoring and penalizing pollution acts with severe sanctions.*

### 3.1 Medium-term Implementing Activities

- Urban noise monitoring, carried out by national institutions;
- Additional staff (1 specialist) in this directorate for this field;
- Creation of a national model register for noises;
- Establishing a monitoring system, so as to verify the conformity, including national checks;
- Continuing the establishment of penalty procedures in cases of rule breaking for noise level.

### 3.1.1 Long-term Priorities (2011 - 2012)

### 3.1.2 Long-term Legislative Initiatives

- Draft-law "On the Reduction of Aviation Noises", which will transpose Council Directives 89/629/EEC, 92/14/EEC, 98/20/EEC, 1999/28/EC, Commission Regulation 991/2001, and the Regulation 1592/2002 EEC of Parliament. Aimed level of approximation: partial;
- Draft-law "On Noise Levels caused by **by equipment for use outdoors**", which will transpose Directive 2000/14/EC of Parliament and Council, dated May 8, 2000, **on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors** ". Aimed level of approximation: partial.

### 3.2 Long-term Implementing Activities (2011 - 2012)

- Urban noise monitoring, carried out by national institutions.
- Drafting training programmes and completing them;
- Certification of equipment for testing noises levels;
- Functioning of the competent authority for aeroplanes certification in relation to noise;
- Completing equipment noise tests' certification. Taking measures for the limitation of aeroplanes' registration, based on their certification.

**Table 1:** *Strengthening institutional capacities for MoEFWA/Directorate of Pollution Prevention Policies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | 0 | 1 | | |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 1,200 | 600 | 0 |

## 3.22.10 NUCLEAR SAFETY AND RADIATION PROTECTION

### 1 Political Objective

One of the commitments of Albania deriving from the SAA, more concretely the Article 70/3, is the approximation of legislation, with regards to nuclear and radiation protection field.

### 2 Current Situation

### 2.1 Existing Legal Framework

At present, due to a lack of in-country radioactive products and the particularly limited use of radioactive sources for medical or industrial purposes, nuclear safety and radiation protection have not been priorities in Albania. Therefore, this field's legislation has been in the view of Commission for Protection from Radiation. Some Conventions are ratified, but not the Convention for Nuclear Safety and additional protocol with IEAE. The current legislation in this field includes the following:

- Law No. 8095 dated 09.11.1995 "On the Protection from Ionising Radiation", based on the Convention for Protection from Radiation. It regulates the management of radioactive residues in Albania;
- Law No. 8934 dated 05.09.2002 "On the Protection of Environment";
- DCM No. 103 dated 31.03.2002 "On Environmental Monitoring in the Republic of Albania";
- Law No. 8028, dated 9/11/1995 "On Protection from Radiation";
- Order No. 78, dated 27/03/2002 "On licensing the radiology cabinets and the centres, which use ionising radiation resources", Leading Code for security and safety of radioactive resources No. 1388, dated 14/04/2004;
- Regulation on secure transport of radioactive waste No. 3918/1, dated 3/11/2004;
- Regulation on radioactive waste treatment No. 3918/2, dated 3/11/2004;
- Regulation on licensing and inspection of activities, which use ionising radiation, No 3918/3, dated 3/11/2004;
- Regulation on secure usage of radioactive materials No. 3918/5, dated 3.11.2004;
- Regulation of the Commission for Protection from Radiation No. 1470, dated 16/05/2005;
- Order No. 37/1, dated 02/02/2006, "On quality certificates, which should be submitted by the subjects/companies

which will import generators/equipment with x rays";
- Code of Practice in radiotherapy No. 804/1, dated 15/03/2005;
- Code of Practice on protection from radiation in roentgen diagnosis No. 804/2, dated 15/03/2005;
- Code of Practice in nuclear medicine No. 1127, dated 13/04/2005;
- Categorization of radioactive substances in RoA No. 4756/2, dated 21/12/2006;
- Guidelines on the import-export of radioactive materials No. 4756/1, dated 21/12/2006;
- Order No. 37 dated 02/02/2006 "On licensing procedures of hospital centres in all prefectures".

### 2.2 Existing Institutional Framework

The institutions that are responsible for the Nuclear Safety and Protection from Radiation are: the MoH, the Inter-institutional Committee for Protection from Radiation (ICPR), the Academy of Sciences – the Institute for Nuclear Physics and the MoEFWA.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Strengthening administrative capacities and coordination in national and local level.*
- *Approval of a new strategy for the further harmonization of environment legislation with the EU acquis and correct implementation of current legislation, especially with regard to performance.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

- Draft-Law "On Protection from Radiation", No. 8025, dated 9/11/1995", which will fully approximate the European Council Directive 96/29 CE Euratom, dated 13 May 1996, laying down basic safety standards for the protection of the health of workers and the general public against the dangers arising from ionizing radiation
- Amendment of DCM on the import-export of radioactive materials in the Republic of Albania, in compliance with leading Code IAEA IAEA/code/2004 and Guideline of IAEA import-export;
- Changing the Radiological Emergency Plan and its compliance regarding new structures. This act will partially transpose the European Council Directive 89/618 Euroatom 27.11.1989 "on informing the general public about health protection measures to be applied and steps to be taken in the event of a radiological emergency
- Drafting regulation for employees professional exhibit, for public protection and for protection in medical exhibition, which will be based in Council of Europe Directive 96/29 CE Euratom, dated 13 May 1996, and Council of Europe Directive 97/43 Euroatom 30.06.1997 as well;
- Revising the Regulation on Licensing and Inspection, based on Basic Safety Standard, No 115 (ANEA regulation);
- Revising the Regulation on safe usage of radioactive materials based on Basic Safety Standard, No 115 (ANEA regulation);
- Drafting regulation on medical exhibition which aims to achieve full accordance with European Council Directive 96/29 CE Euratom dated 13 Maj 1996, European Council Directive 89/618 Euroatom 27.11.1989.
- Drafting regulation on public exhibition, which aims to achieve full compliance with the European Council Directive 96/29 CE Euratom, dated May 13, 1996 regarding the basic safety standards for health security for employees and population protection from damages caused by ionising radiation.

#### 3.1.2 Short-term Implementing Activities (2007 - 2008)

- Application of new procedures for radioactive materials import;
- Introduction to community legislation for the protection from radiation;
- Reorganising control structures on Protection from Radiation;
- Determining an implementing structure for the Radiological Emergency Plan;
- Reorganizing the radiation protection commission.

### 3.2 Medium-term Priorities (2009 - 2010)

- *To continue with the implementation of regional and international engagements on environment*

#### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Reassessing the entire regulations on transport, waste, licensing, etc, based on Safety and Security Transport (ANEA regulation).

### 3.2.2 Long-term Priorities (2011 - 2012)

### 3.3 Long-term Legislative Initiatives (2011 - 2012)

- Draft-Law "On Radioactive Waste Transportation", which will partially transpose 92/3 EURATOM Council Directive, dated 3 February 1992, 94/C224/02, Council Directive 92/3/EURATOM, 93/552/EURATOM, 93/1493/EURATOM, 93/C335/02.
- Draft-act "On contaminating food", which will partially transpose Council Regulations 737/90 EEC, 616/2000 EEC, 3954/87 EEC, and Regulations 1609/2000 EEC, 1661/99 EEC, 1621/2001/EEC, 1608/2002/EEC.

### 3.3.1 Long-term Implementing Activities (2011 - 2012)

- Strengthening the capacities of the Commission for Protection from Radiation;

**Table 1:** *Strengthening the institutional capacities for pollution prevention structures (protection from radiation)*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 1 | 1 | 4 | 2 | 1 |
| 2.Training (thousand ALL) | (thousand ALL) | | | 4000 | 4000 | |

**Table 2:** *Foreign assistance to support addressing the pollution and industrial risks*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2002 | Pollution reduction in heated point of oil refinery in Ballsh (I Phase) | 0.9 mln € | 2006 | 2008 |
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2004 | Arsenic Elimination in Fier (II Phase) | 3,3 mln € | 2009 | 2010 |
| Ministry of Environment, Forests and Water Administration | European Union | CARDS 2005 | Completion of the project on reduction and control of residues in the refinery of Ballsh (II Phase) | 0.1 mln € | 2007 | 2009 |
| Ministry of Environment, Forests and Water Administration | World bank and Netherlands Government | | Component C of the project " Integrated management of boundary area and Cleaning of heated area Porto Romano" | 4.45 mln $ | 2005 | 2008 |

### 3.22.11 CLIMATE CHANGES

### 1 Political Objective

Climate change constitutes a global challenge, which requires the efforts and cooperation of all countries, regardless of their contributed size of greenhouse gas concentrations in the atmosphere or the resulting negative impacts. Albania, as a partner in the UN Convention on Climate Change and the Kyoto Protocol, makes continuous efforts to be in the same line on reducing climate change as the European Union and the international community, so as to reduce climate changes.
In the framework of SAA obligations, Albania must draft and approximate its legal framework with that of the EU, so as to reduce the increasing speed of greenhouse gases from its territory and to increase its adaptability to expected climatic changes. This objective is an integral part of various strategic sectors' documents, such as the National Environment Action Plan and the National Strategy for Energy, as the primary contributors to greenhouse gas emission from Albanian territories, contributing around 60 percent of the overall greenhouse gas emissions, therefore, constituting the main focus of Albania's efforts to reduce them.

## 2 Current Situation

Albania has joint in United Nations Convention on Climate Changes in January 1995 and in January 2005 has joint the Kyoto protocol. Its status is that of non-signatory countries to the Convention's Annex 1 and Kyoto Protocol, therefore, Albania has not strong obligations to reduce greenhouse gas release. Nevertheless, our country has the obligation to draft strategies and to undertake actions to help in reducing greenhouse gas release. Albania, as other member states, should regularly report on gas level releases from its territory, impact level of climate changes and the program to reduce such changes, and the measures for their adoption. In addition, Albania together with other convention's members should undertake actions to increase the awareness level, training, development and capacity building for climate changes and take those into consideration in the drafting of national and regional development policies.
With the ratification of Kyoto protocol, Albania will have the possibility to cooperate with developed/industrialized countries through Clean Development Mechanism, which will enable investments as projects to capacitate the clean and modern technologies transfer. As per UN Convention on Climate Changes requirements, Albania shall draft national reports or international reports. The First National Report is completed in 2002; drafting the National Action Plan for Climate Changes in the first report framework was completed in 2002; Technological Need Evaluation (second phase) was completed in 2004; self-assessment, which was useful to draft the project document on second national report, was completed in 2004; the regional project on the improvement of greenhouse gases inventory , was completed in 2006.
The above-mentioned projects/activities have been accomplished with the financial assistance of the Global Environment Fund (GEF). With this Fund assistance, currently started the implementation of the project on the Preparation of the Secondary National Communication, implementation of the project on drafting the complete Project (UNDP/GEF PDF B: Establishment of the market for solar panels used for water heating purposes); and the implementation of the project on drafting complete project (UNDP / GEF PDF A : Adopting Capacity Building while waiting for future climatic changes in the Delta area between Drini – Mati rivers).
Referring to the above-mentioned accomplished reports, Albania is a country that releases greenhouse gas emissions to a relatively low extent, since over 95% of energy production is carried out through water sources, which are clean energy resources. In 1994 our country has discharged/released about 7 million ton greenhouse gas, which means about 2.2 ton per person. The sector with the biggest weight in these releases is the energy sector with 60%. Albanian experts have foreseen, that until 2020, is expected an increase of greenhouse gases up to 37 ton, which mean 5 time higher than in 1994, if measures are not taken. Experts foresee an increase of the average temperature, decrease of falls quantity and the reduction of water resources and cultivable lands. The most sensible area to the expected climate changes is the Coastal area, whereas regarding sectors it is found that water reserves, energy, agriculture, tourism are negatively influenced. Reduction of water reserves is expected to negatively impact in rivers, which are negatively influencing the production of energy from water sources.

### 2.1 Existing Legal Framework

The environmental legislation on climate changes includes the following:

| |
|---|
| 1. Law "On the Accession of the Republic of Albania to EU Framework Convention on Climatic Changes, 1994. |
| 2. EU Framework Convention on Climatic Changes – Adopted 31994D0069 DP15/12/92 (BE) |
| 3. Approximation level - partial |

| |
|---|
| 1. Law "On the Accession of the Republic of Albania to Kyoto Protocol", No 9334, dated 16.12.2004; |
| 2. Kyoto Protocol of EU Framework Convention - Adopted declaration from 32002D0358 |
| 3. Approximation level - partial |

Laws and other acts, which do not transpose Community Acts:

- Memorandum of Understanding between the Ministry of Environment, Forests and Water Administration of Albania and the Ministry of Environment, Land and Sea of Italy in the framework of implementing Clean Development Mechanism (CDM), referring to the Article 12 of the Kyoto Protocol, dated 31 May 2005;
- Memorandum of Understanding between the Ministry of Environment, Forests and Water Administration of Albania and the Danish Ministry of Environment, Danish Agency for Environment Protection, on the cooperation for the implementation of Clean Development Mechanism (CDM)dated 23 February 2007;
- I Annex of Memorandum of Understanding[3] on the cooperation in Clean Development Mechanism (CDM)field referring to the Article 12 of Kyoto Protocol, dated 17 April 2007.

3 Memorandum of Understanding between the Ministry of Environment, Forests and Water Administration of Albania and the Ministry of Environment, Land and Sea of Italy.

### 2.2 Existing Institutional Framework

The institution that is responsible for climate changes in general and for the UN Convention on Climate Change and the Kyoto Protocol in particular is the Ministry of Environment, Forests and Water Administration, where the Climate Change Unit was established in 1998/ in the frame of program on Climate Changes.

The Climate Change Unit/Programme consists of four staff members and is primarily financed by the GEF through the United Nations development programmes (UNDP). This unit carries out the following duties, in cooperation with an inter-disciplinary and inter-institutional technical team, consisting of representatives from respective ministries and research-scientific institutions.

a) Drafts a greenhouse gas emission inventory and the long-term emission scenarios;
b) Evaluates expected climatic changes and their impact;
c) Proposes measures for the adaptation to climatic changes and the reduction of emission/discharges levels;
d) Drafts and implements projects, aimed to meet the Convention's Kyoto Protocol main objective;
e) Implements activities for increased public awareness regarding climate change and takes measures for climate information distribution;
f) Acts as a focal operational point for the UN Convention On Climate Changes and the Kyoto Protocol.

## 3 Addressing Priorities

The tasks for the legislation approximation will be carried out during the coming 5-10 year period. A crucial priority throughout the first five years, shall be benefiting from the Kyoto Protocol financial mechanisms, such as the Clean Development Mechanism, and drafting a legal framework to enable the mechanisms implementation.

### 3.1 Short-term Priorities (2007 - 2008)

#### 3.1.1 Implementing Activities

- Implementation of the Project "Facilitation of the procedures on the participation of Albania in the carbon market";
- Implementing the GEF/UNDP Project "On Drafting a Second National Communication for the UN Convention on Climate Change";
- Implementing the GEF/UNDP Project "Adopting Capacity Building waiting for the climate changes in the area between Drini-Mati rivers";
- Implementing the complete Project "On the Establishment of Market for the Solar Panels used for Water Heating purposes";

#### 3.1.2 Medium-term Priorities (2009 - 2010)

*The medium-term priority is the functioning and benefiting from the Kyoto Protocol flexible financial mechanisms. This priority is expected to be accomplished through the implementation of the signed bilateral agreements with Italy and Denmark, within the Kyoto Protocol Framework, as well as through locating new cooperation opportunities with EU countries, within the Kyoto Protocol Framework.*

### 3.2 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-act "On the procedures for the approval of the projects on Clean Development Mechanism (CDM) from the Albanian party", which will be based on UNFCC, Kioto Protocol.

#### 3.2.1 Medium-term Implementing Activities (2009 - 2010)

- Implementing the GEF/UNDP Project "Preparation of the Third National Communication on UN Convention on climate changes";
- Implementing the project "Facilitation of the procedures on the participation of Albania in the carbon market";
- Implementing the GEF/UNDP Project "Adopting Capacity Building waiting for the climate changes in the area between Drini-Mati rivers";
- Implementing the GEF/UNDP Project "On the Establishment of Market for the Solar Panels used for Water Heating purposes".

### 3.2.2 Long-term Priorities (2011 - 2012)

*This period's priority is the establishment of a national permanent and sustainable system for reports at the UN Convention, mainly on greenhouse gas inventory, as per the requirements outlined in the decisions of the Parties Conference of the KKKBN.*

### 3.3 Long-term Legislative Initiatives (2011 - 2012)

- Improving and keeping capacities to draft the national reports with UN Convention on Climate Changes;
- Improving and keeping national capacities to draft and implement CDM projects in the framework of Kyoto Protocol.

**Table 1:** *Strengthening the institutional capacities for the Unit/Programme for Climate Changes*

| INVESTMENTS | MEASUREMENTS UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 0 | 0 | 0 | 0 | 0 |
| 2.Training (thousand ALL) | (thousand ALL) | 0 | 0 | 0 | 0 | 0 |

**Table 2:** *Foreign Assistance in support to climate changes*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Environment, Forests and Water Administration | GEF/UNDP | | Opportunity for Albania to prepare the second national communication in respond to its obligation to the UN Framework Convention on climate change | 0.405 mln $ | 2005 | 2008 |
| Ministry of Environment, Forests and Water Administration | GEF/UNDP | | Market transformation for the usage of solar panels for water heating purposes in Albania PDFB | 290,000 USD | October 2005 | June 2007 |
| Ministry of Environment, Forests and Water Administration | GEF/UNDP/ Austrian Cooperation, Italian Government and German Institute (DBU) | | Complete project: Market transformation for the usage of solar panels for water heating purposes in Albania | 2,455,000 USD | 2007 | 2012 |

### 3.22.12 ENVIRONMENTAL CIVIL EMERGENCIES AND PROTECTION OF POPULATION IN THE ENVIRONMENTAL FRAMEWORK

### 1 Political Objective

The development of civil emergency policies in Albania will consist in the civil protection service improvement and approximation with EU standards, so as to improve indicators which influence the increased safety of citizens that are threatened or under civil emergencies; to reduce emergency threat levels to the public, property or the environment; and to offer fast geographically-wide civil protection services.
The main objective remains the realization of the study, technical project and implementation of integrated communication system and informing for civil emergency, with 1-2-3 signal, in compliance with EU Directive 98/10 EC "On unique communication service in the EU countries".

### 2 Current Situation

### 2.1 Existing Legal Framework

| |
|---|
| 1. Law No. 8756, dated 26. 03. 2001 "On Civil Emergencies" |
| 2. Directive 98/10 of European Community and Decision of European Council 91/398 EC, with the objective to establish the communication system with telephonic number 112.<br>European Convention 98/685 EC, over the effects on industrial accidents in boundary line, which aims to protection, public awareness and reciprocal assistance. Council Decision, dated 09.11.1999 "On the implementation of a joint programme in civil protection field".<br>Decision of European Commission no. 2850/2000/EC, "On community cooperation in accident field or sea pollution".<br>Decision of Council of Europe no. 2001/792/EC, establishing a Community mechanism to facilitate reinforced cooperation in civil protection assistance interventions". |
| 3. Approximation level: partial. |

- Laws and other acts that do not transpose community acts:

a) Law No. 8766 dated 02.04.2001 "On Protection and Rescue from Fire";
b) The National Civil Emergency Plan, approved with DCM no. 835, dated 3.12.2004. This is a crucial Albanian Government's document on civil emergency policies, which aims at the efficient planning and use of capacities, ensuring the excellent division of responsibilities and duties, inefficiency and overlapping prevention as well.
c) Decision of Council of Ministers No. 206 dated 26.03.1998 "On the Criteria for State Involvement in Endurance of Damages in Emergency Situations".

### 2.2 Existing Institutional Framework

In ministerial level, the structure that operates for civil emergencies is the following:
General Directorate of Civil Emergencies at the Ministry of the Interior, which has the following sub-divisions:

a) The Directorate of Civil Emergency Planning and Coordination.
This Directorate controls 12 civil emergency offices in prefecture level, carries out risks assessments, gives opinions to the Ministry of Interior directors, and through the latter conveys those to the Council of Ministers, mainly on the funds approval for emergencies. The other aspect of its work is the cooperation with the line ministries, central institutions, regional governmental bodies, civil society and foreign institutions. The Directorate of Civil Emergency Planning and Coordination develops planning strategies and strategies for civil emergency prevention programmes, drafts and revises existing legislation, which subsequently passes for approval to the Council of Ministers.

b) The Directorate of Police and Protection from Fire.
Manages the system for protection and rescue from fire in 12 prefectures and exercises control in Protection and Rescue from Fire Police Stations.
c) The Directorate of Pollution Prevention Policies (DPPP) is part of the Ministry of Environment, Forests and Water Administration, and has a specialist, who covers environmental civil emergency matters/issues. Therefore, it is necessary that the DPPP/MoEFWA hires an additional specialist, who will cover aspects of drafting and implementing legislation in this field and will cooperate with the other institutions as well.

The Ministry of Interior cooperates with the Line Ministries and their structures in central and local level, District or Prefecture Bodies, and local government units of the two levels.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

- *Revising the legislation on civil emergency, protection and rescue from fire, improving the National Emergency Plan;*
- *Drafting Sector and Inter-Sector Strategies, in accordance with the European Community Directives and recommending Standards in the civil protection field and respective structures of member and candidate states;*
- *Strengthening administrative capacities and coordination in central and local level;*
- *Implementing the international conventions in which Albania is a signatory party, in the field of environment protection.*

### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

- Amendment of the Law 8756, dated 21.03.2001 "On Civil Emergencies". Draft-Law "On protection from disasters", amending and improving current legislation no. 8756, dated 26.03.2001 "On Civil Emergencies". Drafting this Law aims at progressing to a higher level of the service efficiency to persons and properties, and cooperation with NATO structures and homologues in Member states as well, in the Civil Protection field. Currently the Law is a Draft and is in consultancy phase with the Ministry of Interior directorates and other actors;
- Revising CoM decision no. 206, dated 26. 03. 1998 "On the Criteria for State Involvement in Endorsing with Emergency Situations and Damage";
- Revising the National Civil Emergency Plan;
- Drafting and Approving the Civil Emergencies Strategy;
- Draft-act on re-conception of the National Training Centre's role;
- Draft-law and subordinate legal acts on the establishment of CPI.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

Orientations and objectives, which enable the progress in efficiency of services in the civil protection field and emergencies and disasters management, will consist in:

- Establishing the Civil Protection Inspectorate (CPI), as a vertically specialised structure during 2008;
- Strengthening the National Training Centre for Civil Protection, which will achieve a wider qualification of Civil Emergencies Service employees in different levels, aiming at the preparation of reserve effectives and volunteers (2008);
- Structural strengthening of EC National Operational Centre, foreseeing additional human resources (2008);
- Reconstruction of three fire stations and the construction of two new stations in Peshkopi and Lezha (2008);
- Drafting of the study on implementing in Albania the "Integrated System on Communication and Information for Civil Emergencies (2008);
- Drafting a technical project and implementing the project on "Communication Integrated System and the Alarm with the 112 signal". The implementation of this project will be divided into stages and the financial support might be extended for a short or mid term period, and can be implemented initially in tourist and dense population areas, and afterwards throughout the country (2008, 2009);
- The Project on "Harmonization of Seismic Maps of Balkan countries", in the framework of DPPI SEE Institutional Frame and NATO Science for Peace and Security Program.(2007, 2008);
- Revising existing standards on civil protection and disasters management, approximating them with respective EU and NATO standards (2008);
- Reassessment of leading scheme of civil protection and crises management, aiming at strengthening the civil protection system (2008);
- Improved Hierarchy graduation of information movement, in levels according to the territorial organisations/divisions 2007, 2008);
- Implementation of the obligations for the inclusion of civil protection academic knowledge into school curricula;
- Preparation and publication of Manuals on Civil Emergencies.

## 3.2 Medium-term Priorities (2009 - 2010)

- *To continue with the implementation of regional and international commitments in the environment field;*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Draft-acts on the cooperation with member states in case of natural and technological disasters, or water pollution (accidental or intentional);

### 3.2.2 Medium-term Implementing Activities (2009 - 2010)

- Implementation of a technical project on an integrated system of communication and information

with 112 signal;
- Establishment of 3 reactive units and 3 logistic centres for civil emergency protection;
- Support and training for fire stations.

**Table 1:** *Strengthening institutional capacities for the General Directorate of Civil Emergencies*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | Persons | 20 | 20 | 22 | 28 | 28 |
| 2.Training (thousand ALL) | | | | | | |
| 3.Construction, equipment | EURO 000/ALL | | | 10100 (thousand ALL) | 8 million 15000 thousand ALL | 9 million |

# 1.23 PUBLIC HEALTH

### 1 Political Objective

Continuously ensuring and improving public health is a major objective for the Albanian Government. For its accomplishment, the short-term and medium-term priorities will focus on public health protection and improvement, adapting to the in-country economic, social and epidemiological changes; improvement of private health service stimulating policies and strengthening standards and monitoring and controlling structures to protect public health from damaging practices and abusive acts; revision and improvement of the legislation on the supervision of infectious disease situations and sanitary inspectorate adapting them according to the EU standards.
Strengthening the technical capacities of the Ministry of Health in drafting policies, strategies and national health system development plans, whilst gradually abandoning the traditional and direct health service management style, is another important aspect, which will be followed by an expansion of epidemiological supervision, including syndrome surveillance for sexually transmitted diseases, inclusion of other institutions, enforcement of surveillance for second generation HIV/AIDS.

### 2 Current Situation

### 2.1 Existing Legal Framework

Laws and subordinate legal acts that transpose the Community acts and their level of approximation.

| |
|---|
| 1. Law no. 9636, dated 06.11.2006 "On Protection from tobacco products"<br>Objective (i) Definition of measurements on limitation of tobacco products usage and public protection from damages and unwilled exposure to the smoke; (ii) Definition of measures, which create premises on public awareness on smoking damages and ensure an effective and continuous informing of tobacco products users regarding the damages. (ii) Definition of measures to prevent, to stimulate and support usage interruption and consume diminution of tobacco products.<br>Subject: Ministry of Health, Public Health Institute, Municipality, public health inspectors in localities |
| Directive 2001/37/EC of the European Parliament and of the Council of 5 June 2001 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco products..<br>Objective: approximation of laws, regulations and administrative provisions of Member States regarding maximum levels of coal tar, nicotine and monoxide carbon in cigarettes and warnings regarding health information.<br>Directive 2003/33/EC of the European Parliament and of the Council of 26 May 2003 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the advertising and sponsorship of tobacco products. OJ L 152, 20.6.2003, p. 16–19 The objective of this Directive is the approximation of laws, regulations and administrative provisions of Member States regarding the advertisement of tobacco products and their promotions: (i) in newspapers and other published publications; (b) broadcasting via radio; (c) in information company services; and (d) through sponsor regarding smoke, including free distribution of tobacco products.<br>Commission Decision dated 5 September 2003, "On the use of colour photos and other illustrations as health warning on cigarettes packets. Objective: Texts, names, trademark names and figurative signs or other, indicating that a certain product is less harmful that the others are not utilised in the cigarettes packet. |
| 3. Approximation level: Partial |

| |
|---|
| Law no. 9739, dated 21.5.2007 "On the Blood Transfusion Service in the Republic of Albania". Objective: Definition of main rules and principles for transfusion activities.<br>Subject: MoH, NCBT, blood banks, blood donators, blood receivers; |
| ➢ Directive 2002/98/EC of the European Parliament and of the Council of 27 January 2003 setting standards of quality and safety for the collection, testing, processing, storage and distribution of human blood and blood components and amending Directive 2001/83/EC (Official Journal L 33, 8/2/2003 p. 30 - 40). Objective: establishment of quality and security standards for human blood and its products to ensure a high level of protection of human health. Subject: Governments of Member and Candidate States.<br>➢ Directive 2004/33/EC of 22 March 2004 as to implement the Directive 2002/98/EC of European Parliament and Council, regarding certain technical requirements for blood and its components. (Official Gazette L 91/25, dated 30.03.2004). Objective: Requirements on some technical procedures in transfusion field.<br>➢ Directive 2005/61/EC of 30 September 2005 as to implement the Directive 2002/98/EC of European Parliament and Council as regards treacebility requirements regarding the requirements for investigation and notification of serious adverse reaction and events. (Official Gazette L 256/32, dated 01.10.2005).<br>➢ Directive 2005/62/EC of 30 September 2005 as to implement the Directive 2002/98/EC of European Parliament and Council as regarding the Community standards and specifications related to the quality system for blood establishments. (Official Gazette L 256/41, dated 01.10.2005). |
| 3. Approximation level: Partial |

- Laws and other acts, which do not transpose community acts:

The Albanian control activity in the health system is regulated through the following legal and subordinate legal acts:

- Law No. 3766 since 1963 "On Health Care";
- Law No. 9106 dated 17.07.2003 "On Hospital Services in the Republic of Albania";

- Law No. 8167 since 1996 "On Dental Health Care";
- Law No. 9474 dated 09.02.2006 "On the ratification of the Convention within the World Health Organisation framework 'On Inspection over Smoking'";
- Law No. 9518 dated 18.04.2006 "On the Protection of Minors from Alcohol Use";
- Law No. 9635, dated 06.11.2006 "On some addenda and amendments to the Law No. 7643, dated 02.12.1992 "On State Sanitary Inspectorate";
- DCM No 113, dated 17.02.2007 "On organisation, operating, composition of inter-sector committee members on protection from tobacco products";
- Law No. 776, dated 19.10.1993 "On the prevention and combating contagion disease";
- Law No. 8689, dated 16.11.2000 "On the prevention of diffusion of HIV/AIDS infection in RoA"
- Law No 8193, dated 1997 "On Organ Transplantation";

### 2.2 Existing Institutional Framework

Implementing the commitments, which stem out of the current legislation on public health, is the responsibility of the following institutions:

a) The Ministry of Health (MoH) is the central health body in the Republic of Albania, whose mission is the accomplishment of the national health policies;
b) Institute for Public Health that is governed by the Ministry of Health, focuses on infectious disease control and prevention, research and studies on environment and its impact on health and vaccine fabrication.
c) The State Sanitary Inspectorate is the highest sanitary control body and is governed by the Ministry of Health. It consists of the State Sanitary Chief Inspector and other sanitary inspectors, based at the Institute for Public Health and in specialised districts. It controls and supervises security and health measures at the workplace, functioning of medical service at the working place, and regularly informs the IPH Directorate and the State Sanitary Chief Inspector.
d) National Centre for Blood Transfusion is an institution, which is governed directly by the Ministry of Health. The main activity of NCBT is: collection of blood, execution of serological tests, virology tests for all the blood donors in Tirana, elaboration, conservation and distribution of human blood and blood components.

To accomplish the undertaken obligations and commitments, the MoH, on inter-sector matters, cooperates with The Ministry of Environment, Forests and Water Administration on polluted air, air noise and water monitoring issues; with the Ministry of Agriculture, Food and Consumer Protection on food analysis; with the Ministry of Education and Sciences within the framework of courses and joint training sessions; with the Ministry of Labour, Social Affairs and Equal Opportunities within the framework of cooperation between the Labour and State Sanitary Inspectorate;

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

Based on the European Commission recommendations, issued with the European Partnership Document, the short-term and mid-term priorities in public health field are as follows:

- *Improve the legal and sub legal public health framework, adapting it to the EU standards;*
- *Strengthen infectious disease control;*
- *Protection from tobacco products.*

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

The following legislative initiatives will be undertaken by the Ministry of Health, so as to address short-term priorities within the short-term period 2007-2008:

- Draft-DCM "On the approval of the national strategy for smoke control policies, in full compliance with the European Strategy of Inspection over Smoking";
- Draft-DCM "On financial treatment of Transfusion National Committee members";
- Draft-Order of the Minister of Health "On definition of based, organisational and technical requirements of this service structures";
- Draft-Order of the Minister of Health "On documents for verification of adaptability of donors, take out and given information to the donors, methods of blood or its components' donation";
- Draft – Order of the Minister of Health "On the payment for donor day";

- Draft – Order of the Minister of Health "On the approval of National Centre for Blood Transfusion Programme";
- Draft – Order of the Minister of Health "On the approval of regulation on practical procedures and obligatory documentation for blood import and export";
- Draft – Order of the Minister of Health "On drafting and implementing of hemo-vigilance time schedule";
- Draft – Order of the Minister of Health "On funds planning for promoting and educative activities, in blood transfusion field";
- Draft – Order of the Minister of Health "On the establishment of regulations on quality and security evaluation for the blood and its products";
- Draft – Order of the Minister of Health "On the approval of regulation for hemo-vigilance system functioning";
- Draft - DCM "On the organisation and functioning of the NCBT and transfusion service levels in sanitary institutions, according to their categorization, in full compliance with Directive 2002/98/EC of 27 January 2003, "On the establishment of quality and security standards for collection, testing, elaboration, conservation and distribution of human blood and blood components. (Official Gazette L 33/30, dated 08.02.2003);
- Draft - DCM "On conditions and methods for licensing, establishment and functioning of plasma factionalism and blood derivates production centres, in full compliance with Directive 2002/98/EC of 27 January 2003, "On the establishment of quality and security standards for collection, testing, elaboration, conservation and distribution of human blood and blood components. (Official Gazette L 33/30, dated 08.02.2003);
- Draft - DCM "On definition of structures that are responsible for the inspection of plasma factionalism and blood derivates' production centres, in full compliance with Directive 2002/98/EC of 27 January 2003, "On the establishment of quality and security standards for collection, testing, elaboration, conservation and distribution of human blood and blood components. (Official Gazette L 33/30, dated 08.02.2003);
- Draft - DCM "On the national standards for products that are fabricated and offered by this service structures, in full compliance with Directive 2002/98/EC of 27 January 2003, "On the establishment of quality and security standards for collection, testing, elaboration, conservation and distribution of human blood and blood components. (Official Gazette L 33/30, dated 08.02.2003);
- Draft - DCM "On conditions for opening and functioning of umbilical binder blood banks for transplant purposes", in full compliance with Directive 2002/98/EC of 27 January 2003, "On the establishment of quality and security standards for collection, testing, elaboration, conservation and distribution of human blood and blood components. (Official Gazette L 33/30, dated 08.02.2003);
- Draft - DCM "On the approval of a national strategy for alcohol control policies";
- Draft – Order of the Minister of Health "On the utilization of funds for blood donors motivation";
- Draft – Order of the Minister of Health "On procedures and accreditation criteria for transfusion service structures";
- Draft - DCM "On the approval of a national strategy for alcohol control policies", which will be in full compliance with the WHO Convention for Europe on alcohol control policies;
- Amendment of the Law "On prevention of infection HIV/AIDS expansion in RoA", in compliance with the European Strategy in the public health field.

### 3.1.2 Short-term Implementing Activities (2007 - 2008)

The following implementing activities will be undertaken so as to address the short-term priorities:

- Establishment of the laboratory for tobacco products inspection;
- Training sessions for family doctors in helping in the risk alcohol aspect;
- Carrying out a study on alcohol drinking, over 15 years old;
- Preparation of the national strategy on alcohol control policies;
- Carrying out awareness campaigns on the measures deriving by the implementation of the Law "On Protection from tobacco products";
- Campaign on the measures deriving by the implementation of the Law No 9518, dated 18.04.2006 " On the Protection of Minors from Alcohol Use";
- Training sessions for high school teachers on inspection over smoking (educators);
- Training sessions for the Medical Faculty students and primary service doctors to help smokers to quit smoking;
- Ensuring a low prevalence of HIV/AIDS in the general population and avoiding its expansion in the vulnerable groups;
- Strengthening capacities for the National Centre for Inspection over Smoking;
- Establishment of local structures for Inspection over Smoking;
- Preparation of National Strategies for Inspection over Smoking Policies;
- Establishment of the centre for external inspection of blood quality;
- Establishment of Hemo-vigilance Unit in Tirana;

- Round Tables on awareness of actors on the implementation of the Law No 9518, dated 18.04.2006 "On the Protection of Minors from Alcohol Use";
- Round Tables on awareness of actors for the implementation of the Law No "On Protection from tobacco products";
- Carrying out a epidemiologic supervising study on contagious diseases;
- Ensuring a low prevalence of HIV/AIDS in the general population and avoiding its expansion in the vulnerable groups;
- Maintenance of vaccine over 98-99% for each antigen of National Vaccine Calendar for the children.

### 3.2 Mid-term Priorities (2009 - 2010)

Based on the European Commission Recommendations, issued with the European Partnership Document, the mid-term priorities in the public health field are as follows:

- *Improve the legal and subordinate legal public health framework adapting it to the EU standards;*
- *Strengthen infectious disease control;*
- *Protection from tobacco products.*

#### 3.2.1 Mid-term Implementing Activities (2009 - 2010)

- Establishment of a modern system for collection, elaboration and testing of blood, in Shkodra;
- Establishment of a modern system for collection, elaboration and testing of blood, in Vlora;
- Establishment of a modern system for collection, elaboration and testing of blood, in Korça;
- Training sessions for the Medical Faculty students and primary service doctors to help smokers to quit smoking;
- Training sessions for high school teachers on inspection over smoking (educators);
- Establishment of local structures for the Inspection over Smoking;

**Table 1:** *Strengthening institutional capacities of the Ministry of Health*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional human resources | Persons | 1 | 0 | 43 | 24 | 0 |
| 2. Training (thousand ALL) | (thousand ALL) | 1400 | 1400 | 25000 | 150 | 0 |

**Table 2:** *Foreign Assistance in support to the Public Health sector*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMEN-CEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Health, Institution of Dependence | Swedish Government | Swedish Agency on International Development | Strengthening the management and maintenance system in the Albanian Health Service | 25.8 mln SEK | 2005 | 2007 |
| Ministry of Health, Public Health Institution, University Hospital Centre | European Union | INTERREG III A Italy-Albania | Program on the establishment of an Epidemiological Observance Centre for the surveillance of the population diseases | 0.348 mln € | 2005 | 2008 |
| Ministry of Health, Public Health Institution, University Hospital Centre | European Union | INTERREG III A Italy-Albania | Program on premature diagnosis of genital sphere tumour in women | 0.548 mln € | 2005 | 2008 |
| Ministry of Helth, Public Health Institution, University Hospital Centre | European Union | INTERREG III A Italy-Albania | Scientic, Technical and managerial Cooperation in social-health field | 0.067 mln € | 2005 | 2008 |
| Ministry of Health, Public Health Institution, University Hospital Centre, Health Care Security Institute | World Bank, Japanese Government | | Modernization of Albanian Health System | 17 mln $ | 2007 | 2010 |

# 3.24 REGIONAL DEVELOPMENT

**1 Political Objective**

Article 110 of the Stabilization Association Agreement provides that Parties shall seek to strengthen regional and local development cooperation, with the objective of contributing to economic development and reducing economic imbalances. Specific attention shall be given to cross-border, trans-national and inter-regional cooperation. Cooperation shall take due account of the priority areas related to the Community *acquis* in the field of regional development. The Aim of Albanian Government is a balanced economic development in the country, through promoting policies.

**2 Current Situation**

**2.1 Existing Legal Framework**

The regional cooperation activity is regulated by the following legal acts:

- Law no. 8652, dated 31.07.2000 "On Organisation and Operating of Local Government";
- Law no. 8653, dated 31.07.2000 "On territorial-administrative division of local government units in the Republic of Albania".

**2.2 Existing Institutional Framework**

The following institutions are responsible for the implementation of engagements deriving from current legislation in regional cooperation field:

- Ministry of Economy, Trade and Energy, Directorate of Strategic Programming; has as main objective improving the sector management program and ensuring a balanced and stable/consistent economic-social development in the country. The Directorate consist of three sectors: Strategies and Monitoring–Assessment of Projects, Bilateral and Multilateral Relationship Sector and regional Programming Sector. This Sector has as a main objective:
- Identification of ways and forms for the stimulation of a permanent economic development of the country in the regional plan;
- Ensure a balanced development of the country regions, as per implementation of policies and projects, aiming diminution of poverty and softening the differences in regional development;
- Reciprocal integration of policies and regional development priorities in the Framework of National Development;
- Encouragement of inter-regional and cross-border cooperation and partnership encouragement.

With the objective of a successful realization of the priorities in this field, the Ministry of Economy, Trade and Energy cooperates with the Ministry of Interior, Ministry of Public Works, Transport and Telecommunication, Ministry of Environment, Forests and Water Administration, IoS (INSTAT), etc.

**3 Addressing Priorities**

**3.1 Short-term and Medium-term Priorities**

Based on the European Commission recommendations, issued with the European Partnership, and Article 110 of SAA, the short-term priorities in the regional cooperation field are as follows:

- *Taking measures for the economic development and reduction of regional imbalances;*

**3.1.1 Short-term Legal Initiatives**

In accordance with the above-mentioned, the following legal initiatives are as follows:

- Approval of the National Strategy on Regional Development, part of the National Strategy for Development and Integration;
- Approval of the Draft-Law "On Regional Development".

### 3.1.2 Short-term Implementing Activities

The following implementing activity shall be undertaken as to realise the priority:

- Strengthening administrative capacities;

**Table 1:** *Strengthening institutional METE capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional human resources | persons | 8 | X | 1 | X | X |
| 2. Training | thousand ALL | X | X | X | X | X |

# 3.25 COOPERATION IN JUSTICE AND DOMESTIC AFFAIRS

## 3.25.1 INTERNATIONAL JUDICIAL COOPERATION

### 1 Political Objective

The Albanian Government will be fully engaged to increase the cooperation with international partners in the international judicial cooperation field, responding efficiently to the programmes undertaken by regional and international partners, in compliance with the obligations stemming out of the Stabilisation and Association Agreement (SAA Articles 1, 2, 4, 13 and 81).
The Albanian Government will respect the undertaken commitments and will be entirely open for an institutional cooperation with all specialised international institutions, remaining active in the implementation of commitments undertaken within the framework of this cooperation.
In addition, all necessary steps will be taken, legally and institutionally, so as to make this cooperation in the field as effective and complete as possible.

### 2 Current Situation

### 2.1 Existing Legal Framework

Albania has ratified the following International Conventions and Treaties in the field of international judicial cooperation:

- European Convention "On Extradition" and its additional protocols ratified by the Albanian Parliament with the Law No. 8322 dated 02.04.1998;
- European Convention "On Mutual Legal Assistance in Criminal Matters" and its additional protocols ratified by the Albanian Parliament with the Law No. 8498 dated 10.06.1999;
- The Second Addition to the European Convention "On Mutual Legal Assistance in Criminal Matters" and its additional protocols ratified by the Albanian Parliament with the Law No. 8883, dated 18.04.2002;
- European Convention "On the Transfer of Condemned Persons", ratified by the Albanian Parliament with the Law No. 8499, dated 10.06.1999;
- European Convention "On the Transfer of Penal Procedures" ratified by the Albanian Parliament with the Law No. 8497, dated 10.06.1999;
- European Convention "On the Validity of International Penal Judgments" ratified by the Albanian Parliament with the Law No. 9068, dated 15.05.2003;
- European Convention "On the Supervision of Condemned Offenders or Offenders Released on Bail" ratified by the Albanian Parliament with the Law No. 8724, dated 26.12.2000;
- European Convention "On the Laundering, Search, Seizure and Confiscation of Proceeds from Criminal Activities" ratified by the Albanian Parliament with the Law No. 8646, dated 20.07.2000;
- European Convention "On Corruption within the Penal Area" ratified by the Albanian Parliament with the Law No. 8778, dated 26.04.2001;
- Additional Protocol to the European Convention "On Corruption within the Penal Area" ratified by the Albanian Parliament with the Law No. 9245, dated 24.06.2004;
- European Agreement "On Communicating Requests for Judicial Assistance";
- European Convention "On Information regarding Foreign Rights", ratified by the Albanian Parliament with the Law No. 8703, dated 1.12.2000;
- European Convention "On the Suppression of Terrorism", ratified by the Albanian Parliament with the Law No. 8642, dated 13.07.2000;
- European Convention "On the Protection of Human Rights and Fundamental Freedoms" ratified by the Albanian Parliament with the Law No. 8137, dated 31.07.1996;
- Protocol No. VI of the European Convention "On the Protection of Human Rights and Fundamental Freedoms", ratified by the Albanian Parliament with the Law No. 8641, dated 13.07.2000;
- European Convention "On Cyber Crime", ratified by the Albanian Parliament with the Law No. 8888 dated 25.04.2002;
- European Convention amended Protocol "On the Suppression of Terrorism, approved with Law no. 9230, dated 13.05.2004;
- European Convention "On Individual Protection regarding Personal Data Automatic Processing";
- Additional Protocol to the European Convention "On Individual Protection and Personal Data Automatic Processing" "On Individual Protection and Personal Data Automatic Processing from Supervisory Authorities and Inter-Boundary Data Flows;

- "European Agreement "On Communicating Requests for Judicial Assistance" (approved by Law No. 8705 dated 01.12.2000);
- European Convention "On Information regarding Foreign Rights", ratified by the Albanian Parliament with the Law No. 8703, dated 1.12.2000;
- European Civil Convention "Against Corruption", approved by Law no. 8635, dated 6.07.2000.
- Hague Convention "On the Abolishment Foreign Public Documents Legalisation Requirements" (approved by Law No. 9060 dated 08.06. 2003);
- UN Convention "On Trans-national Organised Crime" and its two supplementary Protocols ratified by the Albanian Parliament with the Law No. 8920, dated 11.07.2002;
- UN Convention "On the Illegal Trafficking of Narcotic Drugs and Psychotropic Substances, ratified by the Albanian Parliament with the Law No. 8722, dated 26.12.2000;
- Hague Conference Convention "On delivery and notification outside the country of judiciary and non judiciary documents related to civil and commercial issues, 15 November 1965, ratified by the Albanian Parliament with the Law No. 9554, dated 8.6.2006.

Cooperation within this field is additionally supported by the following primary legislation:

- Albanian Constitution;
- Law No. 7895 dated 27.01.1995 "On the Penal Code in the Republic of Albania" (amended);
- Law No. 7905 dated 21.03.1995 "On the Penal Procedure Code in the Republic of Albania" (amended);
- Law No. 7850 dated 29.07.1994 "On the Civil Code in the Republic of Albania" (amended);
- Law No. 8116 dated 29.03.1996 "On the Civil Procedure Code in the Republic of Albania, amended

### 2.2 Institutional Framework

The following institutions are responsible for the implementation of the obligations, deriving from the current legislation in the police field:

a) The Directorate for International Civil and Criminal Judicial Cooperation at the Ministry of Justice, which follows and realises the relations between the Ministry of Justice and other judiciary systems bodies, within the framework of accomplishing obligations arising from the international judicial cooperation instruments.
b) The following institutions with which the Ministry of Justice cooperates on international judicial affairs, are:
c) The General Prosecutor's Office**,** such cooperation consists in following, realising within certain procedures timeframes regarding jurisdictional relationship and resolving problems that come across the framework of different practises between the two institutions.
d) The Courts whose role is supported by the Law "On the Organisation of the Judiciary, the Civil Procedure Code, the Penal Code and Procedure and the International Acts signed by Albania" is a very important law in the completion and execution of judicial assistance requirements. Cooperation consists in the accomplishment of jurisdictional affairs procedures.
e) The National Central Office – Interpol Tirana, at the Ministry of Interior. Based on the international acts signed by Albania, the role of this institution is crucial in locating and detaining individuals on an international arrest warrant and successfully accomplishing extraditions, transfers of Condemned offenders and other jurisdictional matters.
f) Ministry of Foreign Affairs**,** based upon Law No. 9095 dated 03.07.2003 "On the Republic of Albania's Foreign Affair Services" and other international acts, where Albania is a diplomatic communication channel with foreign authorities and where this communication channel is increasingly obscure for international judicial cooperation but continues to be acceptable by all parties involved.

## 3 Addressing Priorities

### 3.1 Short-term Priorities

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *To Complete and implement agreements with neighbouring countries and ensure their efficient implementation, particularly on trade, inter boundary cooperation, fighting organised crime and trafficking, judicial cooperation, border management, reacceptance agreements, environment, transport and energy.*

### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities.

- Signing the Bilateral Agreement "On Judicial Cooperation";
- Approving the Draft-Law "On the Ratification of the Hague Convention 'On Civil Procedures' dated 01 March 1954", an initiative fully compliant with the 91999JHA 10146 Convention;
- Approving the Draft-Law "On the Ratification of the Hague Convention 'On Recognition and Implementation of Foreign Civil and Trade Decisions' dated 01 February 1971", an initiative partially compliant with the Lugarno Convention "On Jurisdiction and the Implementation of Foreign Civil and Trade Decisions" dated 16 September 1998.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Ongoing training for judges and prosecutors, in order to achieve their capacity in the framework of direct communication with their foreign homologues;
- Strengthening the administrative capacities of the Directorate for International Judicial Cooperation at the Ministry of Justice;
- Training or organisation of the courses in foreign language mainly in English, French for judges and prosecutors;
- Establishing equipment and relevant environment for direct communication. The direct electronic communication has an important role in this process;
- It is important the participation of professors, famous in civil and civil commercial and familiar procedure field and the participation of jurists and famous improver in this group of experts, and it will be very efficient;
- Translation performance should be supervised by the group of experts established in the Ministry of Justice on approximation process;
- Establishing a special office for connecting judges;
- Participation of judges, prosecutors, judiciary police officers and Ministry of Justice staff in regional and international activities;
- Establishing a point of contact office for the European judicial network and EUROJUST;
- Training judges and prosecutors so as to be informed of new forms of International Judicial Cooperation;
- Establishing the necessary infrastructure (environments) for the organisation of videoconferences and training sessions for the appropriate personnel.

## 3.2 Medium-term Priorities

The priorities of the Albanian Government for the 2008-2009 period are as follows:

- *Complete and implement agreements with neighbouring countries and ensure their efficient implementation, particularly on matters of trade, inter-boundary cooperation, fighting organised crime and trafficking, judicial cooperation, border management, reacceptance agreements, environment, transport and energy.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Approval of the Draft-Law "On Ratification of Hague Convention 'On International Judicial Access' dated 25 October 1980, an initiative fully compliant with Convention 91999JHA10150;
- Signature of the Agreement "On Judicial Cooperation" with Eurojust, an initiative fully compliant with Common Action of 29 June 1998, approved by the Council, based on Article 3 of European Treaty "On the Establishment of European Judicial Network";
- Approval of the Draft-Law "On Ratification of Hague Convention "On Taking Properties Abroad for Civil and Trade matters", dated 18 March 1970;
- Approval of the Draft-Law "On Ratification of Supplementary Protocol of Hague Conference Convention 'On Recognition and Implementation of foreign decisions on civil and trade issues' dated 01 February 1971;
- Approval of the New Draft-Law "On Civil Judicial Cooperation", an initiative partially compliant with the European Community Convention No. 41997A0827(01), European Committee Regulation No. 1348, Commission Decision No. 781, Commission Decision No. 781, Commission Decision No. 350 amending Decision 2001/781/

EC, European Council Decision No. 743/2002 and the European Agreement "On Transmitting Requests for Legal Aid (EU agreement);

- Approval of the Draft Law "On some Addenda and Amendments to the Penal Code", amended, an initiative partially compliant with 2000/383/JHAOJC171, 98/699/JHA, 2001/220/JHA, the decision dated 6 December 2001, amended of 2000/383/JHA96/277/JHA, 98/428/JHA.,2002/187JHA and 2003/659/JHA;
- Approving subordinate legal acts so as to implement the Law "International Penal Judicial Cooperation", an initiative partially compliant with 42000A0712;
- Approving the Draft-Law "On some Additions to the Civil Procedure Code", altered, an initiative partially compliant with the European Community Convention No. 41997A0827(01) of European Committee, European Committee Regulation No. 1348, Commission Decision No. 781, Commission Decision No. 350 amending Decision 001/781/, European Council Decision No. 743/2002, the Decision of the European Community Council of Ministers No. 1206 dated 28.05.01 "On Cooperation between Member State Courts on Taking Property in Civil and Trade Matters", Brussels Convention No. 41968A0927(01), Lugarno Convention No. 4198A0592, European Community Council Regulation No. 44/2001 and Council Decision No. 740;
- Approving the Draft-Law "On some Amendments to Bankruptcy Law", an initiative partially compliant with the Regulation of the European Community Council of Ministers No. 1346/2000 "On the Judicial Insolvency (Bankruptcy) Process".

### 3.25.2 PERSONAL DATA PROTECTION

#### 1 Political Objective

The Albanian Government is fully engaged in the implementation of all the Stabilisation Association Agreement obligations regarding personal data protection (SAA Articles 70 and 79). Therefore, the Albanian Government aims at the approximation of the Albanian legislation with that of the EU, as well as the establishment of an independent supervising authority for personal data protection.
Therefore, there will be close cooperation with international partners, so as to address the identified lacks in the personal data protection field, establishing similar rules of the EU and respecting the international rights priorities sanctioned throughout the international instruments signed by Albania in this field.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The basic legislation regarding personal data protection is the following:

- Law No. 8517 dated 22.07.1999 "On Personal Data Protection";
- Law No. 9288 dated 07.10.2004 "On the Ratification of the Convention 'On Individual Protection from Automatic Personal Data Processing'";
- Law No. 9287 dated 07.10.2004 "On the Ratification of the Additional Protocol to the Convention 'On Individual Protection from Automatic Personal Data Processing'" related to supervising authorities and the Trans-frontier movement of personal data;

#### 2.2 Existing Institutional Framework

The present Law on Personal Data Protection appoints the Ombudsman, as a complaints institution for violation cases of the right to privacy.
It must be highlighted that the current legal framework guarantees the protection and legal use of personal data during procedures by public authorities and does not provide similar guarantees in cases of their violation by private subjects.
In Albania, it is necessary to establish an independent public authority, responsible for the monitoring and implementation of personal data protection legislation. Such institution must have effective powers to guarantee the rights of individuals during their personal data processing.
At present, there are no Albanian institutions with direct legal responsibilities to address vacancies in personal data protection issues. The Ministry of Public Works, Transport and Telecommunications is only responsible for the adoption of Directive 2002/58 "On Personal Data Treatment and the Protection of Privacy during Electronic Communication";

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Harmonise Albanian legislation on personal data with the Acquis and the other European and international legislation on privacy;*
- *Establish an independent supervising structure with sufficient financial and human resources, so as to monitor personal data protection effectively and to guarantee its national legislation implementation.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

Drafting a new Law "On Personal Data Protection", an initiative fully compliant with the European Parliament and Council Directive 95/46/EC, dated 24 October 1995, "On the Protection of Individuals regarding their Personal Data Processing and their Free Movement" and European Parliament and Council Directive 2002/58/EC dated 12 July 2002 "On Personal Data Protection and the Protection of Privacy during Electronic Communications.

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

Establishing a Supervising Authority on personal data protection;

## 3.25.3 BORDER MANAGEMENT

### 1 Political Objective

Border management and security is an engagement for the Albanian Government in relation not only to its legal, political and security obligations, but to the international relations as well, particularly for the Euro-Atlantic membership process and for the establishment of trust between neighbouring countries and beyond, as for combating organised crime as well.
In this framework, the respective action plan and the Strategy "On its Integrated Management" are awaiting for approval. This strategy includes accomplishing of all objectives, which stem out of the EU Guidance on the Integrated Border Management for the Western Balkan Countries and is in compliance with obligations stemming out of the Ohrid Conference. Efficient border management and security are important not only for Albania, but also for the entire region. Therefore, the Albanian Government is engaged to work closely with countries in the region in order to accomplish open border in regional level, but safe and controlled at the same time. This is undoubtedly an important aspect of the SAA process. Border control will be strengthened so as to prevent criminal activity or any other security-compromising activity. These controls will aim at the reduction of undertaken Trans-frontier criminal activity, by preventing or discovering them. Fight against all forms of trafficking, illegal migration, terrorism and organised crime, will be the main focus of the structures responsible for border control. 'Door' control, punishment for offenders and the reduction of their illegal proceeds are considered very useful and efficient in the prevention of crime development and expansion. National institutions (particularly customs, border police, phyto-sanitary authorities veterinary, etc.) will strengthen inter-institutional cooperation, so as to make border crossing points more efficient, regarding both the person and product flow, as well as the Trans-frontier criminal activity control.

### 2 Current Situation

#### 2.1 Existing Legal Framework

The basic legal framework for this field is focused upon the following:

- Law No. 8771 dated 19.4.2001 "On the State Boundary of the Republic of Albania";
- Law No. 8772 dated 19.04.2001 "On the Protection and Control of the State Boundary of the Republic of Albania";

- Law No. 8663 dated 18.09.2000 "On Registration, Classification, Use and Control of Motor Boats under 20 nt";
- Law No. 8492 dated 27.05.1999 "On Foreigners";
- Law No. 8432 dated 14.12.1998 "On Asylum in the Republic of Albania";
- Law No. 8389 dated 05.08.1998 "On Albanian Nationality";
- Law No. 8442 dated 21.01.1999 "On some Amendments to Law No. 8389 dated 05.08.1998 'On Albanian Nationality'";
- Law no. 9749, dated 04.06.2227 "On State Police";

### 2.2 Existing Institutional Framework

a) The institution responsible for border protection is the Border and Migration Police, which is part of the State Police authority. Its mission is to:

- Protect and Control the State Boundary of the Republic of Albania;
- Ensure the appropriate conditions for the legal crossing of Albanian and foreign citizens as well as equipment into and from the Albanian territory;
- Take measures for the prevention of illegal human, product and equipment crossing;
- Organising work for the prevention and destruction of illegal trafficking, which goes on through the state boundary;
- Ensuring conditions for the control of foreign nationals in the Republic of Albania.

At present, the Border Police, as an integral part of the Albanian State Police, is organised as follows:
At the central level: the Directorate of Border and Migration Police with the following three sectors:

a) The Sector of Migration and Foreigners Treatment;
b) The Sector of Border Services;
c) The Sector of Integrated Border Management and Training Sessions;

At the local level: Ten sectors of the Border Police at the Regional Police Directorate and 21 sections of the Border Police at the Regional Police Commissariats which include 59 units of the Border Police.

## 3 Addressing Priorities

### 3.1 Short-term Priorities

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Ensure that the issued documentation is in compliance with the international standards and establishing a central computerised network (IT) for visa administration;*
- *Amend the Law on Foreigners, so as to bring the visa legislation closer to EU standards;*
- *Implement the Ohrid Agreement engagements on security and border management, in particular through drafting an integrated border management strategy in compliance with EU guidance;*
- *Increase human and financial resources in combating human trafficking and illegal migration;*
- *Guarantee border management at the Durres and Vlora Ports, in compliance with international standards;*
- *Increase cooperation between border agencies, customs and border police;*
- *Implement the readmission agreement EU/Albania and negotiate readmission agreements with the countries of origin of transit immigrants.*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities.

- Approving the DCM on implementation of the Law "On Control and Border Supervision", 2 months after the approval of new Law " On Control and Border Supervision";
- Approval of the Minister of Interior Order "On the Establishment of a National Register for Foreigners";
- Signing a readmission agreement with Bosnia Herzegovina;
- Approving the new Order of the Minister of Interior "On the Contents and Operation of the Sector Commissions, mixed and main as well", in compliance with the new Border and Migration Police Organisation;

- Signing inter-state agreements with neighbouring countries on Information Exchange;
- Approving the DCM, which implements the Law "On Foreigners", "On the Entry, Stay and Treatment of Foreign Nationals in the Republic of Albania", 2 months after the approval of Law "On Foreigners";
- Releasing the Order of the Minister of Interior and guidance on the implementation of the Law "On Control and Border Supervision", 2 months after the approval of Law "On Control and Border Supervision";
- Approving the Common Guidelines of the Minister of Interior, Minister of Finance, Minister of Agriculture, Food and Consumer Protection and the Minister of Health "On Border Agency Cooperation" according to the new strategy, January 2008;
- Approving the Common Guidelines of the Ministry of Foreign Affairs and Ministry of the Interior "On the Entry, Stay and Treatment of Foreign Nationals in the Republic of Albania", 2 months after the approval of Law "On Foreigners";
- Approval of the draft-law "On Control and Border Supervision";
- Signature of the Protocol with Macedonia "On the Comon Border Patrol"
- Approving the acts on Risk Analysis;
- Revising the Law "On Coast Guards";
- Approving the DCM "On the Approval of the High Security Document on Foreigners";
- Signing the Agreement "On Understanding and Cooperation between the Border and Migration Police and other National Institutions operating on Borders, such as Customs and Phyto-sanitary Services.

### 3.1.2 Short-term Implementing Activities

- Identifying the countries of origin and transit countries with which readmission agreements must be signed,
- Supporting border police and customs infrastructure,
- Establishment and operating of the Reception Centre for Foreigners,
- Establishment of PKM Training Centre,
- Organising a National Conference "On the Introduction of a New Strategy and its Action Plan",
- Improving border crossing point management,
- Completing a study "On Office Equipment Needs at Border Points and their Distribution through the agencies on VKK",
- Restructuring Border and Migration Police,
- Training the staff of the Reception Centre for Foreigners,
- Continuing the implementation of the information project TIMS.

## 3.2 Medium-term Priorities

- *Implement the Integrated Border Management Strategy and all the other engagements undertaken by Albania in the border management field;.*
- *Ensure the full compliance of border management in Durres and Vlora Ports, in compliance with international standards;*
- *Negotiate readmission agreements with all countries in the region and countries of origin for all migrants that transit in Albania.*

### 3.2.1 Medium-term Legislative Initiatives (2009 - 2010)

- Signature of the Protocols so as to implement the readmission agreement with EU countries, signature of readmission agreements and protocols with regional, origin and transit countries;
- Assemblage and operating of elevator bridges for the vehicles inspection in VKK;
- Improvement of the cross-border points infrastructure (ambience, service offices etc);
- Selection and staff training on selected technology utilized in inter-boundary information exchange;
- Meeting all sailing equipment needs;

**Table 1:** *Strengthening the institutional capacities of responsibility structure in border management field*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | 2006 | 2007 | 2008 | 2009 | 2010 |
|---|---|---|---|---|---|---|---|
| Additional human resources | officials | | +378 | | | | |
| Infrastructure investments | 000/ALL | | 5800 | 245340 | | 2200000 | |

**Table 2:** *Foreign assistance in support to Border Management*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Interior, State Police | SHBA | | Establishment of Total Information Management System TIMS | 7.0 mln $ | 2002 | 2008 |
| Ministry of Interior, State Police, General Directorate of Customs | EU | CARDS 2002 | Inspection of tools and respective equipment for border control | 0.494 mln € | 2005 | 2007 |
| Ministry of Finance- General directory of Customs; Ministry of Interior, State Police, Ministry of Agriculture | EU | CARDS 2004 | Support to the Boundary Police and Customs | 3.5 mln € | 2007 | 2008 |
| Ministry of Interior, State Police | EU | CARDS 2006 | Support to the integrated management of Borders | 4.5 mln € | In process | ongoing |

### 3.25.4 EMIGRATION POLICIES

#### 1 Political Objective

Cooperation in movement of persons is focused in particular in legal emigration field, on accession rules and the rights and status of accepted persons. Regarding the emigration area, the parties agree on a fair treatment of other countries citizens, which are legal residents in their territories, as well as to promote integration policies, which aims to make their rights and obligations similar with their citizens. Based upon the National Strategy for Emigration and the Stabilisation and the Association Agreement obligations, the Albanian Government aims: a) constructive management and control of emigration flows, in the interest of internal security and economic prosperity, b) treating both fairly and equally all citizens of other countries, who are residents in the territory of the Republic of Albania, through the approximation of legislation in this field and by meeting European standards, c) to respect emigrants rights in the countries they may live, asking for their fair treatment and meeting international standards in this field.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

- Convention No. 97 “On Emigration for Employment” (revised) ILO, ratified with law no. 930, dated 25.11.2004. The Convention requires to the Signatory Parties to establish and give free assistance services for the emigration employees, to take measures against false propaganda in emigration. Signatory States should implement the same favourable treatment for the emigrants as for their citizens, regarding some fields, including employment conditions, freedom of organisation and social securities.
- Convention no. 181 “On the Private Recruitment Agencies”-ILO, ratified with the Law No. 8350, dated 23.05.1998. The Convention covers emigrant employees. It recognises the PRA activity, ensures protection of emigrant employees from abuses, regulates their freedom, such as organisation, participation in the public conversation and social dialogue. In this way, the Convention regulates juridical relationship between licensing and monitoring authorities, the PRA and emigrant employees, which benefit from the services offered by the PRA.
- UN Convention “On the Status of Stateless Persons”, ratified on April 2003.
- UN Convention “On the Reduction of Stateless Person Numbers”, ratified in April 2004. UN Convention “On protection of the rights for emigrant employees and their families”, ratified with the Law no. 9703 dated 02.04.2007. Basically, the Convention, according to its articles, requires that all emigrants qualified as emigrant employees, shall enjoy their rights, regardless of their legal status.
- 1977 European Convention “On the Legal Status of Emigrant Employees”, ratified with the Law 9555, dated 08.06.2006. This Convention is drafted in line with the European Council context, which refers to the foreigners’ treatment in the EU member states territory.
- Convention no. 143, “On Emigrant Employees”- ILO, ratified with the Law no. 9564, dated 19.06.2006. The Convention foresees the measures to oppose the clandestine and illegal emigration and in the same time foresees the general obligation to respect basic/fundamental rights of all emigrant employees.

- Law no. 9703, dated 02.04.2007 "On emigration of Albanian Citizens for employment reasons". The above-mentioned Law is not compliant with the EU Legislation, but includes provisions recommended by EU, such as, ILO Convention no. 97 and 143, the Convention on Legal Status of Emigration Employees – European Council – 1997 and UN Convention "On the Protection of the Rights of emigrant employees and their families". Subject to the Law are the Albanian citizens, who emigrate for employment purposes.
- Law No. 8492 dated 27.05.1999 "On Foreigners". Subject to this Law are employed foreigners in the Republic of Albania.
- DCM No. 708 dated 16.10.2003 "On Licensing and Operating Rules of Private Recruitment Agencies". Subject of the law are the PRA-s. The DCM regulates participation of private sector in employment field and conditions to licensing and renewing the licenses, and mutual obligations of MLSAEO and PRAs, establishing MLSAEO in the role of PRAs activity monitoring.

### 2.2 Existing Institutional Framework

a) The Inter-institutional Committee on Emigration is the highest political consultancy and coordinating structure that is responsible for all structures dealing with emigration issues. It aims to the converging and integration of all sector policies/strategies in one national comprehensive emigration policies.
b) MLSAEO through the Directorate of Emigration Policies is the responsible institution for drafting and implementing emigration policies. The Directorate of Emigration Policies consists of 2 sectors: emigration and immigration.
c) The Directorate of Employment Policies (please refer to the employment part of this report).
d) The Labour Inspectorate (please refer to the Public Health Institute part of this report).
e) The General Directorate of Border and Emigration Police is responsible for checking travel documents at Border Crossing Points, verifying their validity, accepting or refusing travel documents, blocking suspicious documents, placing mutes and accompanying individuals with suspicious documents to local Police Stations/ Commissariats.
f) The Office for Passports and Foreigners at Police Stations/Commissariats is responsible for receiving applications for travel documents issued by the Albanian authorities.
g) The Office for Foreigners, Sector for Passports and Foreigners, in the Ministry of Interior, is responsible for issuing/granting Albanian passports for travel abroad. The same Sector is responsible in issuing/ granting Cards and Passports to Foreigners.
h) National Diaspora Institute (MFA);
i) The General Directorate of Legal, International and Consultancy Matters/Issues, in the Ministry of Foreign Affairs, is responsible for issuing service and diplomatic passports.
j) The General Directorate of Sea Transport, at the Ministry of Public Works, Transport and Telecommunications, is responsible for issuing sailor passports.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

To stimulate and enhance to a higher level the implementation of the National Emigration Strategy the Third Meeting of Inter-ministerial Emigration Committee decided "On the establishment of Coordination and Monitoring Unit for the implementation of the National Emigration Strategy". The Directorate of Emigration Policies will play the role of this Unit. Regarding this issue, there was an amendment to DCM no. 296, dated 06.5.2005, "On the Approval of the National Action Plan of SKM", point 2.

#### 3.1.1 Short-term Legislative Initiatives (2007 - 2008)

- Approving the new Draft-Law "On Foreigners". This Draft-Law aims at the inclusion of provisions in the European Commission Directives;
- Council Directive on entrance and stay conditions for foreigners from third world countries with employment or self-employment economic activity purposes.
- Council Directive 2003/109/EC of 25 November 2003, regarding the status of third world countries citizens, who are long-term residents. OJ L 16 of 23.01.2004.
- Council Directive 2003/86/EC of 22 September 2003 on the family reunion, OJ L 251 of 03.10.2003.
- Council Directive 2004/114/EC of 13 December 2004, "On the Entry Conditions for foreigners from third countries for Study, Student Exchange, Unpaid Training or Voluntary Service". OJ L 375, 23.12.2004.
- Drafting and Approving the Draft-Decision "On Encouraging the Voluntary Return and Reintegration of Albanian Migrants".

- Drafting and Approving the Draft-Decision "On Granting Work Permit to Foreign Citizens";
- Approving the amendments to the Minister of Labour, Social Affairs and Equal Opportunities Order No. 786 dated 09.04.2001 "On Granting Work Permit to Foreign Citizens".

### 3.1.2 Short-term Implementing Activities

- Drafting practical manuals regarding emigration issues and put them at the disposal of officials, who implement the emigration legislation.
- Training sessions for Employment Regional Offices, which will give information on emigration;
- Publishing information leaflets on return procedures to Albania, available social services for reintegration, etc.
- Strengthening the capacities of the Migration Directorate in MLSAEO as per recruitment of a specialized person in the Emigration Right.
- Organization of trainings in the national and international legislation field on emigration issues, in cooperation with TIPA, based on the TIPA modules.
- Equipping with computers the Regional Employment Offices.
- Completing TVSH documentaries with Albanian Emigration phenomenon.
- Carrying out a study on the areas highly affected by migration.
- Evaluation report on emigration in rural areas and the identification of emergent areas.
- Carrying out an evaluating report on the professional formation opportunities offered at present to returnees and on the current needs and lacks.
- Creating a database, which will contain information on qualified emigrants, with the intention of their employment by the Albanian enterprises/companies.
- No additional human resources are foreseen, so the office will remain with 3+1 employees (director).

**Table 2:** *Foreign assistance in support to Emigration Policies*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Labour Social Affairs and Equal Opportunities | EU | CARDS 2004 | Support to the implementation of Readmission agreement and national strategy on emigration | 2.0 mln € | ongoing | ongoing |

### 3.25.5 ASYLUM

### 1 Political Objective

The Albanian Government is fully engaged to give its maximal contribution for the establishment and development of a fully-fledged Asylum System, by increasing and strengthening the institutional capacities, in full coherence with the best EU and international convention current standards and practices in the field.
The initiatives foreseen to be undertaken by the Albanian Government will be in full compliance with the Stabilisation and Association Agreement obligations and engagements (Article No. 80). In order to fulfil these obligations the Albanian Government will be willing to cooperate, based on joint consultancies with other countries, which will include technical and administrative assistance, such as: information exchange on asylum practices and legislation, drafting legislation, strengthening institutional capacities, etc.
Cooperation will focus especially on the asylum field, regarding the implementation of the internal legislation, in compliance with the 1951 Geneva Convention and the 1967 New York standards, so as to ensure the implementation of basic principles and of other asylum seeker and refugee rights.

### 2 Current Situation

### 2.1 Existing Legal Framework

Albania has adhered in the 1951 Convention, regarding "Refugees Status", and to the 1967 Protocol (Refugee Convent) dated 18 August 1992. The national legislation on asylum is composed of two main Laws: Law on Asylum and Law on the Integration and Family Reunification of Persons whose Asylum has been Granted (Law on Integration).
Other legal acts as: "On Foreigners" (No. 8492 May 1999), "On the Control and the Security of the State Border" (No.

8772 April 2001), "On Citizenship" (No. 8389 August 1998) constitute the part of defence regime of the country.
This regime includes veneration of non-return principle and offer protection for three foreigner categories: those who are refugee under the conception of the Refugee Convention of year 1951, persons with temporary protection granted on human bases (this category is specified with law and it refers to the persons who enjoy full protection), and the persons with temporary protection, due to the situation of massive afflux.

Albania is a signatory to several regional and international instruments on the asylum system, such as the following:

- Geneva Convention "On the Refugees Status (1951) and the Protocol 1967,
- Convention on Stateless Persons,
- International Convention on Civil and Political Rights (ICCPR),
- International Convention on Economical, Social, and Cultural Rights,
- International Convention on the Elimination of all forms of Racial Discrimination,
- International Convention on the Elimination of all forms of Discrimination Against Women (CEDAW),
- International Convention Against Torture and other Cruel, Inhuman, Degrading or Punishing Treatment (CAT),
- Convention on Rights of Children (CRC),
- European Convention on Human Rights and Fundamental Freedoms (ECHR R),
- UN Conventions on the Reduction of Non-state and Non-status Persons,
- UN Conventions against International Organised Crime and its Protocols etc.

Albanian Legislation:

- The Albanian Constitution (Articles No. 39 and 40 "On the Individual or Collective non-Expulsion and Extradition of Foreigners, as well as on their right to Asylum in the Albanian territory").
- Law "On Asylum in the Republic of Albania", 1998;
- Law "On the Integration and Family Reunification of Persons whose Asylum has been Granted in the Republic of Albania", 2003;
- Law "On Foreigners", 1999;
- Law "On the Control and the Security of the State Border" 2001;
- Decision of Council of Ministers "On Entering, Staying and Treatment of Foreigners in the Republic of Albania", amended with Decision no. 146 dated 18.03.2005;
- Decision of Council of Ministers "On the taking over of the reception centre for asylum seeker in Babrru" No. 262, dated 23.04.2004;
- Order of the Minister of Interior No. 1085, dated 12.06.2006 "On procedures applied by the State Police on selection of foreigners".

### 2.2 Existing Institutional Framework

Institutions, responsible for asylum are - the Directorate for Nationality and Refugees, the National Commission for Refugees and the Court.

a) Directorate for Nationality and Refugees is initially responsible for granting and withdrawing asylum, as well as for implementing the necessary measures for refugee protection and assistance. This Directorate is composed of 5 officials, including the Director of Directorate and 4 specialists, respectively 2 of them are selection specialists and the other 2 are Jurists. The main duty for the selection specialists is to select foreigners, who come across Albanian borders, after the inspection of all documents, facts, presented materials from asylum seeker, and after some interviews, the Directorate for Nationality and Refugees takes decision on the definition of their Refugee Status. With the taking over the reception centre for asylum seeker in Babrru, the Directorate supervises a staff of 15 officials of this Centre.
b) The National Commission for Refugees is composed of 8 members, all appointed by 8 central institutions. The commission is responsible for reviewing all appeals against decisions taken by the Directorate for Nationality and Refugees and the commission has exclusive authority in cases of a large asylum seeking afflux. This commission operates based on an Internal Regulation, approved by all its members in December 2004.
c) First Level Court reviews, when required, the administrative acts taken by the authorities responsible for asylum granting.
d) In every case and in every level of procedure on taking the asylum status, the applicants are treated without payment to their legal representatives, but supported for the moment by the UNHCR budget.
e) National Reception Centre with a capacity of 200 asylum seekers, was taken over by the Ministry of Public Order on 1 October 2004, with an order of the Minister of Public Order. This centre has 15 employees that are responsible for the day to day management of this centre. The Centre is guarded by the State Police.

f) The Operating Regulation on Internal Rules of National Reception Centre for Asylum seeker no. 1561/2, dated 16.05.2007 is already approved.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government are as follows*:*

- *Involve sufficient administrative and financial capacities for the implementation of the asylum and migration legislation, and in particular, implement the respective national strategies and action plans.*

#### 3.1.1 Legislative Initiatives

- Amendment to the Law "On Asylum in the Republic of Albania", revising the Law No. 8432 dated 14.12.1998 "On Asylum in the Republic of Albania". The order of the Minister of Interior No. 762, dated 04.06.2007 "On the establishment of a working group to amend the Law No. 8432", dated 14.12.1998 "On Asylum in the Republic of Albania" is already emerged.
- Subordinate legal acts foreseen in the Law no. 9098 dated 03.07.2003 "On the Integration and Family Reunification of Persons whose Asylum has been Granted in the Republic of Albania", as:
- Common Guidelines of the Minister of Public Order and the Minister of Labour and Social Affairs, implementing the Law 17 "On social support";
- Directive of the Minister of Public Order implementing Law 25, "On the Determination Criteria for the Amount of Assistance".

#### 3.1.2 Medium-term Priorities (2009 - 2010)

*The priorities of the Albanian Government for the 2008-2009 period are as follows:*

- *Enforcing the asylum legislation and establish a full status system for asylum, in compliance with the international standards;*
- *Implement the National Migration Strategy and the National Asylum Action Plan.*

### 3.2 Medium-term Legislative Initiatives

- DCM "On Obtaining Information from the Countries of Origin". The Legislation derives from Geneva Convention of year 1951 "On Refugee Status";
- Directive of the Minister of Public Order "On Supplying Foreign Nationals with Travel Documents".

#### 3.2.1 Medium-term Implementing Activities

- Establishment of the Centre for Obtaining Information from the Countries of Origin.

**Table 1:** *Strengthening the institutional capacities of the Directorate for Nationality and Refugees*

| INVESTMENTS | MEASUREMENT UNIT | INVESTMENTS | 2007 | 2008 |
|---|---|---|---|---|
| Additional Human Resources | Persons | 5 | 5 | 5 |
| Training | thousand ALL | | 200.000 | 700.000 |

**Table 2:** *Foreign Assistance in support to the Asylum*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Interior | UNHCR | UNHCR | Assistance for Asylum seeking in the National Reception Centre for Asylum Seekers, in Babrru, Tirana. | 0.033 mln $ | 2007 | 2007 |
| Ministry of Interior | EU | CARDS 2004 | Establishment of a closed reception centre for facilities for illegal repatriation of third countries | 1.820 mln € | 2007 | 2008 |

### 3.25.6 VISA POLICY

#### 1 Political objective

The Albanian Government is deeply involved to align the Albanian Visa Legislation with the best EU standards and practices, in full compliance with the Stabilisation and Association Agreement obligations and commitment (Articles 80, 64, 57 and 4).
Within this framework, the Albanian Government considers accomplishing the free movement of Albanian citizens throughout European Union countries as one of its main objectives and as one of the most important aspects of its integration into the EU.
The Albanian Government is aware of the way to be followed and the standards to be met, so as to accomplish this objective. Therefore, all necessary efforts will be made for further reforms in the fields of Justice and Internal Affairs, in particular in relation to strengthening the law; fighting organised crime, corruption and illegal migration; strengthening the administrative capacities for border control and documents' security.
The Albanian Government is convinced that signing and fully implementing the Readmission Agreement with the European Community is a hugely positive step towards the visa regime liberalisation.

#### 2 Current Situation

#### 2.1 Current Legal Situation

The National Migration Plan and the Implementation Action Plan, approved by the Council of Ministers Decision, focuses particularly on visa and repatriation issues, based upon readmission agreements. The Strategy encourages state structures to reform the visa systems in compliance with the *Acquis Communautaire*, and at the same time simultaneously encouraging the voluntary return of Albanian or foreign third world country nationals without appropriate documentation

The activities of the visa policy field are based on the primary legislation, as follows:

- Law No. 8492 dated 27.05.1999 "On Foreigners";
- Law No. 9095 dated 03.07.2003 "On the Services of the Republic of Albania Abroad ";
- Law No. 8372 dated 09.07.1998 "On the Consular Services at the Diplomatic or Consular Offices Abroad ";
- Law No. 8686 dated 11.12.2000 "On Issuing Passports for Use Abroad";
- Law No. 8977 dated 12/12/2002 "On the Fiscal System in the Republic of Albania";
- DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners" with its additions and amendments;
- DCM No. 335 dated 02.09.1997 "On Issuing Service and Diplomatic Passports" with its additions and amendments;

#### 2.2 Existing Institutional Framework

The following institutions are responsible for the implementation of obligations stemming out of the present visa policy legislation:

a) The General Directorate for Legal, International and Consultancy Matters/Issues, at the Ministry of Foreign Affairs. The Consultancy Directorate operates within the General Directorate for Legal, International and Consultancy Matters/Issues, which has a specific visa sector – the Visa and Passport Sector – which is composed of three experts.
b) The General Directorate for Border and Migration Police, with the Sector for Foreigners and Migration, as well as the Sector for Border Checks at Crossing Points.
c) The Directorate of Migration Policies, at the Ministry of Labour, Social Affairs and Equal Opportunities, on employment or self-employment opportunities for foreigners.
d) The State Information Service, on matters/issues of national security for the Republic of Albania.

#### 3 Addressing Priorities

#### 3.1 Short-term Priorities

The priorities of the Albanian Government are as follows:

- *Ensure the full compliance of issued travel documents with international standards and establish a central computer network (IT) for the administration of visas.*
- *Amend the Law on Foreigners, in order to align the visa legislation with the EU standards.*

### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Approve the new Draft-Law "On Foreigners", an initiative partially compliant with the Council Directive, dated 28.06.2001, parts of paragraphs in Article No. 26 of the Convention "On the Implementation of the 14.07.1985 Schengen Agreement;
- Approving the Common Guidelines of the Interior and Foreign Affairs Ministers "On the Administration of Visa Stamps", an initiative partially compliant with the Common Consultancy Guidance, "On Visas at Diplomatic and Consular Representatives" OJ C 310 dated 19.12.2003 P.0001 – 0108;
- Approving the amendment to DCM No. 335 dated 02.09.1997 "On Issuing Service and Diplomatic Passports", an initiative partially compliant with the Council Regulation No. 2252/2004, dated 13.12.2004 "On Security Standards and Biometrics on Passports and Documents Issued by Member States";
- Approving the Prime Minister's Order "On the Production of Visa Stamps", an initiative partially compliant with Council (EC) Regulation No. 1683/95 dated 29.05.1995 "On Definition the Uniform Visa Format" OJ L 164 , 14.07.1995 P. 0001 – 0004 and with Council Regulation No. 334/2002 dated 18.02.2002 "On Amendments to the Regulation No. 1683/95" OJ L 053 dated 23.02.2002 P.0007 – 0008;
- Approving amendments to the Law No. 8977 dated 12.12.2002 "On the Fiscal System in the Republic of Albania", an initiative partially compliant with Council Regulation No. 454/2003 "On Visa Tariffs";
- Approving amendments to DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners in the Republic of Albania", an initiative partially compliant with the Council Regulation dated 28.11.2002 "On Definition Unauthorised Entry, Transit and Stay";
- Approving amendments to DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners in the Republic of Albania" within the framework of visa policies, in compliance with EU policies, an initiative partially compliant with the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108;
- Approving amendments to DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners in the Republic of Albania" within the framework of revising negative and positive lists, an initiative partially compliant with Council Regulation No. 539/2001 dated 15.03.2001 "On Drafting Lists for Countries whose Nationals Require Visas and those who Do Not" OJ L 081 dated 21.03.2001 P.0001 – 0007; Council Regulation No. 2414/2001 dated 07.12.2001 "On Amendments to Regulation No. 539/2001" OJ L 327 dated 12.12.2001 P.0001 – 0002; and with Council Regulation No. 453/2003 dated 06.03.2003 "On Amendments to Regulation No 539/2001" OJ L 69 dated 06.03.2003, P 10;
- Changing the Common Guidelines of the Interior and Foreign Affairs Ministers No. 1460, dated 21.05.2001 "On the Entry and Stay of Foreigners", and initiative partially compliant with the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108; with Executive Committee Decision 28/4/1999 "On the Final Version of the Common Manual and Common Consultancy Guidance" (SCH/Com-ex (99) 13); with the Catalogue of recommendations for the correct application of the Schengen *Acquis* and overall better practices in: Issuing Visas 07.02.2003 – Visa Matters 21.11.2002 – Schengen Information System 24.10.2002 – Borders and Banishing Controls, readmission 08.02.2002 SIRENE Manual Official Journal C 038 17.02.2003 P.0001 – 0024;
- Approving amendments to the Law "On Foreigners", so as to improve visa issuing procedures at border crossing points, an initiative partially compliant with Council Regulation No. 415/2003 dated 27.02.2003 "On Issuing Visas at Borders, including Visas to Transit Sailors" OJ L 64 dated 07.03.2003 and the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108;
- Approving the Foreign Affairs Minister's Guidance "On Drafting a List of 'non grata' Persons", an initiative partially compliant with the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108;

- Approving amendments to DCM No. 439 dated 04.05.2000 "On the Entry, Stay and Treatment of Foreigners in the Republic of Albania" within the framework of applications for unrecognised documents and group visas, an initiative partially compliant with Council Regulation No. 333/2002 dated 18.02.2002 "On a Unified Application Form of Visas for Persons in Possession of Unrecognised Documents from Member Countries" OJ L 053 dated 23.02.2002 P. 0004 – 0006.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Organising training sessions for increased capacities of staff members, who shall work on the approximation of positive and negative lists;
- Drafting lists for "non grata"/"grata" persons and organising distribution;
- Taking out of use all old passports (mod 95);
- Starting the use cycle of the new service and diplomatic passports (mod 02);
- Organising training modules for visa issues personnel;
- Producing and distributing visa stamps;
- Improving information for foreigners and information access;
- Establishing a National Visa Centre;
- Keeping a National Visa Register at the NVC;
- Drafting Group Visa Application Form.

## 3.2 Medium-term Priorities

The priorities of the Albanian Government for the 2008-2009 period are as follows:

- *Ensure the full compliance of issued Albanian travel documents with international standards*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Approving the Foreign Affairs Minister's Guidance "On Completing a Study for the Improved Visa Processing Capacities at the MoFA within the Framework of Training Visa Processing Personnel", an initiative partially compliant with the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108;
- Approving the Prime Minister Order "On Establishing a National Visa Centre", an initiative partially compliant with the Common Consultancy Guidance "On Visas at the Diplomatic Representative Offices and Consular Posts" OJ C 310 dated 19.12.2003 P.0001 – 0108;
- Approving the Foreign Affairs Minister's Order "On the Equipment of Representative Offices with the Necessary Tools to Uncover False Documents", an initiative partially compliant with the Common Guidelines and Council Regulation No. 29/4/I 1999 "On Equipping Visa Issuing Units and Representatives Abroad with the Necessary Tools to Discover False Documents" OJ C 140 dated 20.05.1999 p. 0001 – 0002.

### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Establishing an integrated (computerized) visa treatment service (InViS);
- Discontinuing visa issuing at borders;
- Drafting a Recognised Document Manual, where visas are fixed;
- Drafting a Visa Application Form for unrecognised documents;
- Equipping representative offices and QKV with the necessary tools to discover false documents;
- Improving diplomatic representative offices and MoFA capacities.

**Table 1:** *Strengthening institutional capacities in the visa policy structures*

| INVESTMENTS | MEASUREMENT UNIT | 2006 | 2007 | 2008 |
|---|---|---|---|---|
| Additional Human Resources | Officials | +13 persons | | |
| IT Investments | 000/ALL | 1,704,000 | | 180,000,000 |
| Infrastructure Investments | 000/ALL | 25,800,000 | 4,800,000 | 32,400,000 |
| Foreign Consultancy | 000/ALL | 15,000,000 | 3,000,000 | 1,200,000 |

**Table 2:** *Foreign Assistance in support to Visa Policy*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Foreign Affairs | EU | CARDS 2006 | Support to the Asylum and migration System management: 1. Feasibility study on the establishment of an integrated system for visas and laissez/passer 2. Technical assistance and material support to the establishment of a National Visa Centre in the Ministry of Foreign Affairs | 3.0 mln € | In process | ongoing |

### 3.25.7 ORGANISED CRIME AND ILLEGAL TRAFFICKING

#### 1 Political Objective

Fighting organised crime and illegal trafficking is one of the main priorities for the Albanian Government, as well as a very important element in the Albania's integration process into the EU. The undertaken commitments and the determined objectives are in line with the SAA obligations (Articles No. 4, 78, 81 and 85).
These obligations outline the importance of Albania's engagement in the encouragement of regional cooperation and good neighbourhood relationship on developing projects with mutual interests, on issues of fighting organised crime, illegal migration and trafficking, particularly of humans, arms, vehicles, etc. These objectives are vital in the cooperation between Albania and other countries, contributing directly to regional stability.
The Albanian Government is fully committed to strengthening the fight against organised crime and illegal trafficking, aiming at the achievement of the required standards and undertaken objectives.

#### 2 Current Situation

#### 2.1 Current Legal Framework

There is a wide legislative framework as regards the organised crime and illegal traffic field and the following primary legislation:

- Law No. 8920 dated 11.07.2002 "On Ratification of the UN Convention against "International Organised Crime" and its two additional Protocols; The Palermo Protocol of 2000 "On the Prevention, Suppression and Punishment of Human Trafficking, particularly in Women and Children" supplementing the UN Convention "On International Organized Crime";
- Law No. 9642 dated 20.11.2006 "On Ratification of the UN Convention 'On Measures against Human Trafficking";
- Law No. 9749 dated 04.062007, "On State Police"
- Law No. 8677 dated 02.12.2002 "On the Judicial Police Organisation and Operation";
- Law No. 7895 dated 27.12.1995 "On the Penal Code", which has undergone continuous amendments by adding new criminal offences, particularly in the fight against organised crime.
- Law No. 9686, dated 26.2. 2007 "On some extensions and amendments to Law No. 7895, dated 27.1.1995

"Penal Code of the Republic of Albania", amended;

- Law No. 7905 dated 21.03.1995 "On the Penal Procedure Code in the Republic of Albania", which has undergone continuous amendments and improvements, in relation to the penal proceedings of perpetrators and the application of special investigation methods and techniques.
- Law No. 9284 dated 30.12.2004 "On the Prevention and Suppression of Organised Crime";
- In the frame of cooperation with other countries in the fight against organised crime and trafficking, an agreement between the Republic of Greece and the Albanian Council of Ministers has been signed on 27 February 2006, and ratified on 29 May 2006 by the Albanian Parliament "Agreement between Greece Republic Government and the Albanian Council of Ministers "On the Protection and Assistance to Children Victims of Trafficking", an initiative fully compliant with the Common Action dated 24.02.1997, adopted by the Council, based on the European Union Treaty, Article No. 3, regarding actions to fight human trafficking and children sexual abuse.

The following strategic documents agreed in the anti-traffic field, are as following:

- "National Strategy of Fight against Human Trafficking – Strategic Framework and National Action Plan 2005-2007", approved by the Prime Minister Order No. 25, dated 22.2.2005 "On the Approval of Action Plan, for 2005-2007 period, on implementation of National Strategy of Fight against Human Trafficking";
- DCM no. 171, dated 11.2.2005 "On the Approval of National Strategy against Children Trafficking and Protection of Children Victims of Trafficking" and an annex in DCM no. 8 dated 05.01.2002 "On the Establishment of the State Committee for Fight against Human Trafficking".

### 2.2 Existing Institutional Framework

The following institutions are responsible for the implementation of the obligations stemming out of this field's legislation:

a) The Directorate of Fighting Organised Crime and Witnesses Protection, at the Ministry of Interior, which consists of six sectors and the additional sectors for Combating Organised Crime and Witnesses Protection, based at each Police Directorate.
b) The Directorate of Combating Organised Crime and Witnesses Protection, whose main mission is the coordination, control, prevention, discovering and fight against criminal organisations.
c) Regarding inter-institutional cooperation in fighting organised crime and illegal trafficking, the Directorate of Combating Organised Crime and Witnesses Protection cooperates with the following institutions:
d) The Ministry of Justice on drafting legislation in the area of fighting organised crime and illegal trafficking.
e) The Prosecutor's Office (Prosecutor's Office for Grave Crimes/Offences) on criminal investigations and their progress.
f) The State Information Service in the frame of information exchange and joint operation.
g) The Ministry of Labour, Social Affairs and Equal Opportunities on the accommodation and social reintegration of trafficking victims.
h) The Ministry of Transport on the prevention of motor vehicle trafficking.
i) The Ministry of Finance (the General Directorate of Customs and the General Directorate on Fighting Money Laundering) on issues of illegal trafficking, especially motor vehicles, weapons and ammunition trafficking, as well as combating money laundering and financing terrorism.
j) The Ministry of Defence, in the frame of information exchange (with the Army Intelligence Service) and joint operations (with the Naval District).
k) Authorities at the Central and Local Government level.
l) Foreign police missions operating in Albania;
m) In the frame of prevention and fight against human trafficking, based on the Prime Minister Order No. 203, dated 19.12.2005, is established the Anti Traffic Unit, near the National Coordinator for Anti Traffic/Deputy Minister of Interior, which monitors, coordinates, gets information and reports on different issues related to human trafficking.

*Note;* the organization Structure of the State Police is in reorganization process and shall have the Department for Crime Investigation, composed by 5 directorates, such as the Criminal Information Analysis Unit, the Directorate of Witness Protection, the Directorate against Organised Crime, the Directorate against Financial Crime and the Directorate against Grave Crimes.

## 3 Addressing Priorities

### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the 2007-2008 period are as follows**:**

- *Achieve improved results in fighting organised crime, particularly by using the full support of legal provisions on organised crime and by speeding up the implementation of measures against organised crime.*
- *Determine more clearly the respective responsibilities of each state structure dealing with the fight against organised crime and terrorism;*
- *Take measures for increased cooperation, particularly between the judicial and police authorities.*
- *Strengthen the data collection and processing systems, in order for them to be coherent and efficient.*
- *Increase the use of special investigation tools, telecommunication interception and intelligence information.*
- *Take concrete measures for guaranteeing witness protection.*
- *Take further measures in order to bring the security levels nearer to the international standards at the Tirana International Airport.*
- *Reorganization of the Directorate for Fighting Organised Crime.*
- *Efficient functionality of the national reference structures, protection of and assistance to victims of trafficking, in central and local level;*
- *Increase identification standards and protection of victims of trafficking;*
- *Development of preventing activities on human trafficking;*

### 3.1.1 Short-term Legislative Initiatives

- Adding amendments to Law No. 9205, dated 15.03.2004 "On the Protection of Witnesses and Justice Collaborators".
- Drafting the Minister of Interior Order "On the Financial Treatment of Police Employees during the Application of Special Methods".
- Drafting the Minister of Interior Order "On the Standard Procedures of the Special Investigation Tool Procedures".
- Addendum to the Penal Code of a new provision against children exploitation for work purposes and other forced services and children sales.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Equipping the intelligence analysis unit of the criminal police with IT equipment.
- Improving the capacities of the Directory of Fighting Organised Crime through training sessions and technical assistance.
- Continuing Police Academy training sessions in cooperation with the PAMECA Mission and the ICITAP Programme, so as to increase the professionalism to the specialists.
- Developing capacities for the collection and analysis of information by the intelligence units of criminal police.
- Complete functioning of the Responsible Authority for National Referring Mechanism (NRM), which coordinates the referring process for preliminary protection, help and long-term rehabilitation of trafficking victims;
- Complete functioning of Regional Anti-traffic Committees, established by the Prime Minister Order No. 139, dated 19.06.2006 "On Establishment of Regional Committees for the fight against Human Trafficking;
- Implementation of Agreement between the Government of the Republic of Albania and the Government of the Republic of Greece "On the Protection of and Assistance to Children Victims of Trafficking";
- Finalization of a database of trafficking victims, which are returned, referred, treated and defended, in Albania.

## 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the 2009 - 2010 period are as follows:

- *Increase international cooperation in fighting organised crime and terrorism.*
- *Achieve considerable progress in percentage, number and quality of the penal proceedings related to organised crime and illegal trafficking charges, as well as confiscate proceeds from criminal activities.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities*:*

- Signing the Agreement "On Regional Cooperation with Homologue Police Forces in Fighting Organised Crime".

### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Establishing a working group for drafting and negotiating regional cooperation agreements;
- Establishing the special investigation and scientific examination tools and infrastructure in fighting different forms of organised crime, as well as establishing a laboratory for detailed analysis and examination, particularly that of the DNA.

**Table 1:** *Strengthening the institutional capacities for the Fight against Organised Crime and Trafficking Structures*

| INVESTMENTS | MEASUREMENT UNIT | 2006 |
|---|---|---|
| Additional Human Resources | Officials | +10 |
| IT investments | 000/ALL | 0.45 mil Euro (CARDS) |
| Infrastructural investments | 000/ALL | 3.95 mil euro (CARDS |
| Training | 000/ALL | 0.35 mil Euro (CARDS) |

### 3.25.8 WAR AGAINST DRUGS

#### 1 Political Objective

The Albanian Government, in compliance with the 2004-2010 Anti-Drugs Strategy, aims to establish an efficient danger evaluation system related to drug supplies and anti-drug activity efficiency and consumption, so as to strengthen and improve anti-drug activities, as an integral part of fighting organised crime, money laundering and corruption; to improve interaction and cooperation between anti-drugs governmental and non-governmental institutions; to control the negative impacts of drug use on public health and the society; to strengthen cooperation with international organisations and other countries.

The Albanian Government wishes to encourage regional cooperation good neighbourhood relationship in developing projects of mutual interests in matters of illegal drug and psychotropic substance trafficking.
Cooperation in this field will focus on the efforts to ensure balanced and harmonised attempts in combating drug problems. Drug policies and actions will be used to reduce illegal drug supply, demand and trafficking, as well as to exercise more efficient control against offenders. This field's activities will be based upon the agreed principles stemming out of the European Drug Strategy and other appropriate international conventions.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

The 2004-2010 Anti-Drugs Strategy and its Action Plan, approved by the Council of Minister Decision No. 292, dated 07.05.2004 is one of the strategic documents in the area of combating drug use. This strategy outlines and determines the steps and measures to be undertaken, so as to reduce supply, prevent and diminish drug trafficking lines, prevent the cultivation and trafficking of marijuana, increase police capacities for the identification of users, increase cooperation with other institutions as well as use special trafficking investigation techniques.
The following are some of the primary Laws against drugs:

- Law No. 8722 dated 26.12.2000 "On the Adhesion of the Republic of Albania to the 1988 United Nations Convention 'Against the Illicit Trafficking of Narcotic Drugs and Psychotropic Substances'";
- Law No. 8723 dated 26.12.2000 "On the Adhesion of the Republic of Albania into the Only Convention 'On Narcotic Drugs'", altered by the 1972 Protocol "On Amending the Only (1961) Convention 'On Narcotic Drugs'"
- Law No. 8965 dated 07.11.2002 "On the Adhesion of the Republic of Albania to the 1971 United Nations Convention 'On Narcotic Drugs and Psychotropic Substances'"; 1971".
- Law No. 8750 dated 26.03. 2001 "On the Prevention and Fight against Narcotics and Psychotropic Substance Trafficking";
- Law No. 7975 dated 26.07.1995 "On Narcotic Medicinal Products and Psychotropic Substances".
- Law No. 8874 dated 29.03.2002 "On the Control of Substances used for the Illegal Narcotic and Psychotropic Substance Production";

- Albanian Penal Code (Articles 283 to 286). These articles foresee penal sanctions for the production, preparation, distribution, trafficking, transportation, possession, and sale of narcotic and psychotropic substances, as well as of the narcotic plant cultivation.

### 2.2 Existing Institutional Framework

The following institutions are responsible for the implementation of obligations stemming out of fight against drugs traffic legislation:

a) The Sector Against Drugs Trafficking (Central Service Against Drug Trafficking), at the Ministry of Interior, is the only institutions responsible for unified treatment of police activities on drug offences. Its main focus is to: Carry out coordinating, cooperational, operational, administrative and investigative on drug offences as well as those passed on by the Albanian territory Prosecution Service and other duties passed on by the Penal Code and the actual legislation in this field; Coordinate activities stemming out of the cooperation between international police and other international organisations dealing with drug problems; Coordinate operational activities between the (Regional) Anti-Drug Sections and other structures dealing with fighting against crime.

The following institutions also deal with the fight against drug trafficking:

b) Prosecutor's Office;
c) State Information Service;
d) Ministry of Finance (General Directorate of Customs), which cooperates with the Ministry of Interior, so as to implement a Memorandum "On inter-institutional Cooperation Against Drug Trafficking and Precursors";
Ministry of Education and Sciences, which cooperates with the Ministry of Interior, so as to implement the bilateral act-agreement "On the Fight Against Drug Use, Abuse and Distribution in Educational Institution Premises";
Ministry of Agriculture, which cooperates with the Ministry of Interior, so as to implement the bilateral act-agreement "On the Fight Against Narcotic Plant Cultivation";
e) Ministry of Health, which cooperates with the Ministry of the Interior, so as to implement the bilateral act-agreement "On Strengthening Control Measures on precursor and Medicinal Drug";
f) National Centre for Drug Control is responsible for the administrative analysis and supervision related to legal drug control.
g) Pharmaceutical Department is responsible for the implementation of the Law related on Pharmaceutical Activity Monitoring through the Pharmaceutical Inspection Service.
h) Institute of Public Health, monitors prescription practices and prepares guidelines for the prescription of narcotic-based medicinal products.

## 3 Addressing Priorities

### 3.1 Short-term priorities

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Implement the National Strategy Against Drugs and its Action Plan.*
- *Improve training and equipment, as well as continue the management of police officers dealing with the fight against drugs.*
- *Locate and commence criminal proceedings against individuals of all public and administrative ranks, corrupted on drug matters;*
- *Take measures to ensure better cooperation within and between Albania and other partner countries in the fight against drugs;*
- *Ensure higher transparency in confiscated drug data and leminated confiscated drugs issued from old cases.*

#### 3.1.1 Short-term Legislative Initiatives

- Approving the Cooperation Agreement "On the Prevention of Narcotic Substance Use, Abuse and Distribution in Educational Institution Premises".

#### 3.1.2 Short-term Implementing Activities

- Establishing a central warehouse for the safe-keeping and administration of confiscated drugs;

- Establishing and putting into operation an Office for Precursor Control;
- Establishing appropriate premises for vehicle control at the Qafë - Thanë Border Crossing Point and placing a direct communication system.

### 3.2 Medium-term Priorities

The priorities of the Albanian Government for the 2009-2010 period are as follows:

- *Continue the implementation of the National Strategy against Drugs and its Action Plan.*
- *Achieve better results in fighting drug trafficking, particularly on synthetic drugs, heroin and cocaine.*
- *The short-term and medium-term legislative initiatives and implementing activities are considered as tackling the above-mentioned problems in their entirety and their accomplishment timeframe may extend beyond the short-term and medium-term.*

**Table 1:** *Strengthening institutional capacities of the responsibility structures in War against Drugs*

| INVESTMENTS | MEASUREment UNIT | 2006 |
|---|---|---|
| Infrastructure investments | 000/ALL | 17500 |
| Training | 000/ALL | 1250 |

**Table 2:** *Foreign Assistance to support the War against Drugs*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCE-MENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Interior, State Police, General Directory of Customs | UNDOC | | Program on increasing capacities of West Balcan and Mediteranean Region via services exchange of Drug Legislation Implementation Forces. (LexPRo) | 1.434 mln $ | 2006 | 2008 |
| Ministry of Interior, State Police | United Kingdom Government, European Union | | Support to the Science Police Institute and war against drugs trafficking structures | 0.35 mln € | 2006 | 2008 |

### 3.25.9 MONEY LAUNDERING PREVENTION

### 1 Political Objective

The Albanian Government, in compliance with obligations of the Articles No. 4 and 82 of the SAA, is fully committed to strengthening the fight against money laundering originating from illegal trafficking and terrorism and in decriminalising the country's economic activity. Therefore, it aims to increase in-country economic and legal credibility levels. Strengthening this field's capacities will be a huge focus for the Government, in order to achieve significant and concrete results.
Therefore, the Albanian Government will increase regional cooperation and good neighbourhood relationship to implement common interest projects, particularly on money laundering matters. In addition, Albanian Government will cooperate with other countries so as to prevent the use of their financial systems for criminal proceeds in general and, in particular, their use to finance terrorism.

### 2 Current Situation

### 2.1 Existing Legal framework

The Primary Legislation for the regulation of money laundering prevention field is regulated by the following legal acts:

| |
|---|
| ➢ Law no. 8610 dated 17.05.2000 "On the Prevention of Money Laundering" amended by Law No 9804 dated 19.06.2003 |
| ➢ Council Directive 91/308/EEC of 10 June 1991 on prevention of the use of the financial system for the purpose of money laundering,amended by Directive 2001/308/EC dated 04.12.2001 |
| Partial |
| |

| | |
|---|---|
| ➢ | Law no. 9258 dated 15.07.2004 "On the Measures against Terrorism Financing". |
| ➢ | Council Directive 91/308/EEC of 10 June 1991 on prevention of the use of the financial system for the purpose of money laundering,amended by Directive 2001/308/EC dated 04.12.2001 |
| Partial | |

For the implementation of the standards and appropriate mechanisms to fight money laundering and terrorism financing, focusing especially in the European Union Standards and other international instruments in this field, Twenty Seven Memorandums have also been signed in the field of cooperation and financial information exchange relating to money laundering and terrorism financing with other homologue countries and Three Memorandums on inter-institutional cooperation relating to money laundering prevention.

### 2.2 Institutional framework

The following institutions are responsible for implementing the obligations deriving from the current legislation in money laundering field:
a) The General Directorate for Money Laundering Prevention (DGMLP) is a financial intelligence system. The Mission of this Directorate consists in:
Prevent money laundering and the financing of terrorism through the collection, verification, evaluation, control and maintenance of information from the confiscation and freezing criminal proceeds, so as to prevent their transfer, alienation and passing, along with products which materialise due to criminal activities; Cooperate with institutions, such as the Ministry of Interior, Prosecutor's Office, National Information Service and homologue and international institutions; Draft cooperation and assistance exchange programmes with other countries, so as to prevent "money laundering", based upon signed and ratified international conventions.
b) The National Cooperation Committee against Money Laundering (NCCML). This Committee is directed by the Prime Minister and consists of several state institutions. It has the following responsibilities: Determine the general state legislation direction on money laundering; Drafting and analysing, every six months, reports on the completed activities of the General Directorate for Money Laundering Prevention and of the document prepared by international institutions, which work in money laundering.
c) The Bank of Albania (Supervising Department) has the specific competence to inform the DGMLP on money laundering suspects, as outlined by this field's laws.
ç) The Sector against Money Laundering and the Economic and Financial Offences, at the Directorate for Organised Crimes and Witness Protection, at the Ministry of Interior. This sector directs and controls the activities for money laundering and economic activity prevention, uncovering, documenting and suspension of criminal activity in money laundering field, financial, and economic crimes.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the 2007-2008 periods are as follows*:*

- *Take urgent measures for the better implementation of the anti-money laundering legislation, regarding sentences, confiscations, locating and freezing assets.*
- *Increase the Financial Intelligence Unit, Prosecution offices and Economic Crime Police capacities, by obtaining the necessary financial and computer sources as well as improve cooperation between different levels.*
- *Ensure the current legislation approximation on Money Laundering Policies with the EU Standards.*
- *Improve cooperation with homologues unit in the countries which legislation foresee signing of vice versa Cooperation Memorandum.*
- *Ensure the full implementation of all reporting obligations and to deal with diminution of transactions reporting thresholds, (the new draft-law on money laundering, refers to this priority).*

#### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Approving subordinate legal acts, as part of the implementation of Law No. 9258 "On Measures against Terrorism Financing" dated 17.05.2004, an initiative partially compliant with Directive 2005/60/EC.
- Amendment of Law No. 8610 dated 17.05.2000 "On Money Laundering Prevention" amended, an initiative partially compliant with Directive 2005/60/EC.

- Signing cooperation memorandums with Canadian homologue unit.
- Signing cooperation memorandums with Turkey homologue unit.
- Signing cooperation memorandums with Paraguay homologue unit.
- Signing cooperation memorandums with Japan homologue unit.

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

From the General Directorate for Money Laundering Prevention at the Ministry of Finance*:*

- Inspecting and training customs authorities on the money laundering prevention legislation and war against terrorism financing;
- Training accounting experts on the money laundering prevention legislation and war against terrorism financing;
- Establishing and functioning of Working Group to amend the subordinate legal acts in the implementation of the amendments of Law No. 9258 dated 17.05.2004 "On Measures against Terrorism Financing";
- Establishing and developing a contemporary database as to carry out fast information exchange between NIF and other structures of the implementation of the law and with all the homologues in the region, EU an all over the world;
- Developing round tables with the technical inter-institutional working group and other structures related to EU Directive 40+9, FATF recommendations and necessary inter-institutional and national strategies on the approximation with international standards of the war against PP/FT;
- Training sessions for Real Estates Registration Offices on money laundering prevention and terrorism financing legislation.

From the Sector against Money Laundering and Economic and Financial Crimes at the Ministry of Interior*:*

- Organising training sessions for experts from money laundering prevention and economic and financial offence structures, on the investigation techniques of money laundering offences.
- Completing the infrastructure for the Information Transmitting from the Sector Against Money Laundering and Economic - Financial Crimes.
- Establishing and operation of special investigation units for economic crimes and money laundering, near Procurement offices, State Police, customs, tax and SH.I.SH structures
- Strengthening the capacities on prevention of illegal acts for exchange money by non-licensed persons.
- Strengthening the structures for war against money laundering in central and local structures and strengthening the cooperation with the prosecutor's office.
- Reorganization of the Sector for Fight against Money Laundering and Economic-Financial Crimes and moving to a directorate level, creating new sectors such as money laundering and terrorism-financing sector.

## 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the 2009-2010 period are as follows:

- *Strengthening the fight against economic and financial crimes, including money laundering, terrorism financing and forfeiting.*
- *Establish an Inter-institutional agency for the confiscation of criminal incomes.*
- *Achieve clear results in the fight against money laundering within and outside the financial sector.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken to address medium-term priorities:

- Approving subordinate legal acts in the implementation of the amendments to the Law No. 8610 dated 17.05.2000 "On Money Laundering Prevention", which will be partially compliant with Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing Reviewing the Guideline of the Minister of Finance "On the identification and reporting ways and procedures for the licensing of natural persons and legal entities for the prevention of money laundering", an initiative partially compliant with Directive 2005/60/EC;
- Signing a new Memorandum for Inter-Institutional Cooperation for money laundering prevention, in compliance with the new legal amendments;

- Drafting a Common Regulation between the Ministry of Justice, the Prosecutor's Office and the Ministry of Interior on the data collection, exchange and usage;
- Drafting and approving the Strategy for the Fight against Money Laundering.

### 3.2.2 Medium-term Implementing Activities

The following implementing activities will be undertaken to address medium-term priorities.

From the General Directorate for Money Laundering Prevention at the Ministry of Finance:

- Organising training sessions for security or re-security companies on the legislation on Money Laundering Prevention and Fighting against Financing Terrorism;
- Organising training sessions for second level banks on legislation on Money Laundering Prevention and Fighting against Financing Terrorism;
- Establishing sister-like relations with German homologue unit;
- Organising a regional conference on Regional Cooperation in the field of Money Laundering Prevention and Fight against Financing Terrorism;
- Establishing a working group for the drafting of the Strategy for the Fight against Money Laundering.

**Table 1:** *Strengthening the institutional capacities of the money laundering prevention structures*

| INVESTMENTS | MEASUREment UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Training | (thousand ALL) | X | 1.300.000 Euro (CARDS program) | 0 | 0 | 0 |
| 2. New personnel | (persons) | 22 | X | X | X | X |

**Table 2:** *Foreign Assistance to support the Money Laundering Prevention*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCE-MENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Finance, Ministry of Interior | EU | CARDS 2004 | Strengthening the capacities of responsible institutions in the war against money laundering, financial crime and improvement of inter-institutional cooperation in these fields. | 1.7 mln €(1.3 mln€ sister-like relation +0.4 mln€ hardware equipment | 2006 | 2009 |

### 3.25.10 WAR AGAINST TERRORISM

#### 1 Political Objective

The war against terrorism, one of the main challenges for the world, is one of the main priorities of the Albanian Government, in the frame of the international obligations stemming from conventions and other international instruments in which Albania take parts.
The war against terrorism is also very important for the Albanian Government, in the frame of the SAA obligations (Paragraph 9 of Preamble, Articles No. 5 and 82). Based on these two requirements, Albania is highly committed to give the right importance to the war against terrorism, also based upon the European Conference Declaration issued by European Conference held on 20 October 2001.
Albania will continue to cooperate with other countries, with the view of developing and implementing regulations, which ensure the appropriate standards and mechanisms in the war against terrorism;
Albania is fully engaged in and committed to actively accomplishing all its responsibilities and duties in the war against terrorism, considering terrorism as the main enemy of peace, security and democracy around the world.

#### 2 Current Situation

#### 2.1 Existing Legal Framework

"The National Action Plan against Terrorism" is one of the strategic approved documents in this field, approved by DCM

No. 12 dated 28.01.2002, and "The Military Strategy of the Republic of Albania", approved by Law No. 8930 dated 25.07. 2002. Such strategic documents determine very clearly the measures and steps to be taken by all the relevant institutions, so as to strengthen the war against terrorism.
In the field of fight against terrorism the following primary Laws shall be mentioned:

- Montreal Convention "On the War against illegal acts against civil aviation", dated 23.09.1971, a convention, which adheres with law no. 8197, dated 06.03.1997.
- Convention "On Prevention and Punishment of crimes against international immunity persons including diplomats", adopted by the United Nation General Assembly, dated 14.12.1973, a convention, which adheres with law no. 8832, dated 22.11.2001.
- International Convention against hostages, adopted by the United Nation General Assembly, dated 17.12.1979, a convention, which adheres with law no. 8837, dated 22.11.2001.
- Convention on Physical Protection of Nuclear Material, Vienna dated 03.03.1980.
- Protocol on "War against Illegal Violence Acts in the Airports", useful for International Civil Airport, supplement of Montreal Convent "On the War against illegal acts against civil aviation" dated 24.02.1988, convent which adheres with law no. 8835, dated 22.11.2001.
- Convention on "War against illegal acts against Trans-Ocean Travel Safety" in Rome, dated 10.03.1998, a convention that adheres with law no. 8850, dated 27.12.2001.
- Protocol on "War against illegal acts against the safety of unmovable platforms of Continental Shelf" in Rome on 10.03.1988, a protocol which adheres with Law no. 8850, dated 27.12.2001
- International Convention on "War against terrorism bombing" adopted by the United States Assembly on 15.12.1997, a convention which adheres with Law no. 8836, dated 22.11.2001.
- International Convention on "War against terrorism financing" ratified by the Albanian Parliament on 14.03.2002.
- Law No. 9258, dated 15.07.2004 "On measures against terrorism financing"
- Law No. 9074, dated 29.05.2003 "On Informative Military Service" article 5/b
- Law No. 9419 dated 20.05.2005, "On Approving Military Strategy of the Republic of Albania"
- Law No. 8932, dated 25.07.2002 "On sending Peace Keeping Contingent throughout the country", applicable.
- Law No. 9025, dated 13.03.2003 "On sending Peace Keeping Contingent throughout the country", applicable.
- Law No. 9686 dated 26.02.2007 "On some extensions in the Law no. 7895 dated 27.01.1995 On Penal Code".
- Law No. 9752 dated 07.06.2007, "On some amendments to Law 8932, dated 25.07.2002 "On sending Peace Keeping Contingent throughout the country", applicable.

### 2.2 Existing Institutional Framework

The following institutions are responsible for the war on terrorism legislation obligations:

a) The Directorate for Terrorist Acts and Open Crimes, at the General Directorate of the State Police, has an Antiterrorism Sector, which activities lie at the centre and the base at each regional Police Directorate.
b) The Office for the War against Terrorism and Military Information Service, governed by the Ministry of Defence, is another structure and as its main objective is the war against terrorism.
c) The mission of the anti-terror structures is the uncovering, prevention and possibly attack of potential terrorist attacks or any other terrorist phenomenon activity, within or outside Albania.
d) Due to the "National Action Plan against Terrorism" approved by DCM No. 12 dated 28.01.2002, all institutions have their own obligations related to the war against terrorism;
e) Therefore, alongside the Directorate for Terrorist Acts and Open Crimes, the State Information Service, General Directorate for Money Laundering Prevention at the Ministry of Finance and the Prosecution Office also have specific obligations in the war against terrorism.

## 3 Addressing Priorities

### 3.1 Short-term Priorities (2007 - 2008)

The priorities of the Albanian Government for the 2007-2008 period are as follows:

- *Determine more clearly the respective responsibilities of the various state structures that fight organised crime and terrorism, take measures to increase cooperation between judicial and police staff.*
- *Take measures to equip anti-terrorism experts and investigators with better training and equipment sharing the experience of western developed countries.*

### 3.1.1 Short-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities:

- Drafting Strategy on War Against Terrorism.
- Interior Minister Guidance "On the Implementation of the Law 'On the War against Terrorism'.
- DCM on changing the anti-terror sector regulation at the State Police
- Interior Minister Guidance and Order for the anti-terror sector regulation at the State Police.
- Approving the Draft Law "On the War against Terrorism".

### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities.

- Establishing a National Cooperating Commission on the War against Terrorist Acts, under the management of the Prime Minister;
- Establishing a central integrated and coded cable communication network and a database containing information on all relevant agencies operating in the war against terrorism;
- Preparation of the Afghanistan Peace Keeping Contingent
- Preparation of the Bosnia Herzegovina Peace Keeping Contingent
- Preparation of the Iraq Peace Keeping Contingent
- Reorganisation of State Police Structure and apart from the Sector for the Fight against Terrorism Acts will be established the Sector for War against Money Laundering near the Directorate against Financial Crime, which covers Terrorism Financing as well.

### 3.2 Medium-term Priorities (2009 - 2010)

The priorities of the Albanian Government for the 2009-2010 period are as follows*:*

- *Increase international cooperation in the fight against organised crime and terrorism.*
- *Include entirely in the national legislation and implement international conventions and protocols on the prevention of terrorism, which Albania has signed.*

### 3.2.1 Medium-term Legislative Initiatives

The following legislative initiatives will be undertaken so as to address medium-term priorities:

- Drafting and approving the Strategy "On the War on Terrorism";
- Drafting and approving the action plan for the implementation of the strategy on war against terrorism";
- Drafting and signing bilateral and multilateral agreements on cooperation on the war on terrorism.

**Table 2:** *Foreign Assistance to support the War against Terrorism*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Interior, State Police | EU | CARDS 2005 | Strengthening the war against terrorism and organised crime | 1.0 mln € | In process | ongoing |

### 3.25.11 POLICE

### 1 Political Objective

The Albanian Government's main political objective is the establishment of a professionally effective, politically impartial, flexible and dynamic Police Force which will protect public order and security and ensure the rule of law in the entire Republic of Albania, as well as to regain the public's support by respecting human rights.
All the planned legislative and structural reforms will consist of its amendment into a depoliticised, unique and centralised public administration institution, able in the public security and judicial police field, in compliance with the SAA obligations (Article 78) as well as all of the other EU standards and obligations.
Strengthening Police cooperation in the fight against crime with other countries in the region, will be another important objective in the achievement of the required standards and objectives.
The mission of the Albanian Government in this regard is "*Zero Tolerance to Crime".*

## 2 Current Situation

### 2.1 Current Legal Framework

There is an extensive legislative basis in this area – some primary pieces of legislation are as follows:

- Law no. 9749, dated 04.06.2007 "On State "Police"
- Law No. 8677 dated 02.11.2002 "On Judicial Police Organisation and Operation"
- Law No. 8770 dated 19.04.2001 "On the Protection of Physical Safety".
- Law No. 7566 dated 25.05.2002 "On Arms";
- Law No. 8378 dated 22.07.1998 "On the Road Traffic Code in the Republic of Albania".
- Law No. 8291 dated 25.02.1998 "On the Ethical Police Code".
- Law No. 8290 dated 24.02.1998 "On Using Fire Arms";
- Law No. 8775 dated 23.04.2001 "On Protests";
- Law No. 8668 dated 23.11.2000 "On Equipping Nationals with Passports for Travel Abroad".
- Law No. 7697 dated 07.04.1993 "On Administrative Offences";
- Law No. 8331 dated 21.04 1998 "On Penal Decision Implementation".
- Law No. 8775 dated 23.04.2001 "On Protests".
- Law No. 7492 dated 08.06.1991 "On the Depolitisation and Departisanship of some State Organs".

### 2.2 Current institutional framework

All State Police Structures from centre to local structures are responsible for the implementation of the obligations deriving from current legislation.

a) The Directorate General of Police with its component structures, organised/composed in five departments is a central structure.
b) The District Police Directorates, Region Police Commissariats and Police Stations with their component structures, as local structures.

The Directorate General of Police and its structures cooperate with the following institutions:

- The Ministry of Justice, on drafting public order and security legislation;
- The General Prosecutor's Office, on investigating criminal offences and their progress;
- The State Information Service, in the framework of information exchange and joint operations;
- The Ministry of Transport, on road security;
- The Ministry of Defence, on arm collection;
- Local and regional organs, on community policing;
- Foreign Police Missions operating in Albania

## 3 Priorities

### 3.1 Short-term priorities (2007 - 2008)

The priorities of the Albanian Government for the period 2007-2008 are as follows*:*

- *Improve State Police management and carry out its own independent resource management;*
- *Ensure full legislation implementation of New Law "On State Police", no. 9749, dated 04.07.2007;*
- *Strengthen Internal Affairs Police Unit and start proceedings against offender police officers;*
- *Speed up efforts for the Europol agreement;*
- *Determine a procedure manual, consolidate for all police officers;*
- *Improve community policing to win the trust of the community.*

#### 3.1.1 Short-term legislative initiatives (2007 - 2008)

The following legislative initiatives will be undertaken so as to address short-term priorities*.*

- Approving the Action Plan for Community Policing.
- Approving the Light Arm Strategy.
- Approving a Draft Law "On Amendments to the Road Traffic Code Implementation Regulation of the Republic of Albania", approved by DCM no. 153 dated 07.04.2000
- Drafting and approving the Road Police Strategy.

**Decisions of the Council of Ministers:**

- "On equipment, colours and symbols of State Police Vehicles",
- "On definition of general number of State Police Employees",
- "On the approval of form and establishment of state police forces grades",
- "On the table of corresponding functions for each grade",
- "On Financial obligations for services offered by State Police",
- "On the approval of Discipline Regulation of State Police",
- "On the approval of Personnel Regulation of State Police",
- "On measures and incomes criteria of the State Police employees",
- "On Salary Regulation for State Police employees, criteria and responsibilities on salaries allocation",
- "On Rules and Procedures of medal awarding for State Police employees",
- "On definition of the corresponding functions table in State Police and equivalency",

**Orders of the Minister of Interior:**

- "On format, dimensions and data of identifications for State Police Employees",
- "On the approval of General Directorate structure, districts police directories and commissariats",
- "On the approval on functioning of General Directory of State Police",
- "On the ways of organization and functioning of operational structures and procedures, rules and use criteria as well",
- "On the approval of Internal Regulation of State Police",
- "On composition and functioning of transitory promotion commissions",

**Directives of the Minister of Interior:**

- "On the definition of rules and criteria of payments for special operations and for informers",
- "On recognition and equivalence of trainings performed abroad",
- "On definition of the rules for persons checking",
- "On definition of rules on information resources use and on receiving, administration, ascertainment and assessment of data",
- "On performing police informative activity from relevant structures, measurements on data saving and on the inspection of this activity",

### 3.1.2 Short-term implementing activities (2007 - 2008)

The following implementing activities will be undertaken so as to address short-term priorities.

- Acceptance for investitures and putting into full efficiency the reconstructed State Police Building.
- Structural reorganization of State Police as to fulfil the obligations of Law no. 9749, dated 04.06.2007 "On State Police".
- Improving the State Police resource management system.
- Improvement and expanding the data communication network for the State Police.
- Preparation and delivery of booklets, newspapers, leaflets and other materials on police introduction to the community.
- Training sessions with all police staff on communication with community, behaviour on duty, reporting methods in and after the service performed.
- Staff Training and improvement of road police infrastructure (equipment) in order to improve road safety.
- Expanding accident reporting project (AIS) in all Police Commissariats.
- Computerization of administration activity for road police mutes, suspension driving licenses and blocked vehicles. Involvement in TIM and RIM systems
- Drafting and execution of digital control project (with camera) of Tirana traffic.
- Equipment of Road Police vehicles with GPS equipment and special intercommunication system.
- Improving of Police Academy Infrastructure (II Phase)
- Improvement of the infrastructure for the Fleet and Central Garage of the Ministry of Interior
- Drafting and performance of national questionnaire on arms control.
- Starting of the process for Registration of civil arms based on national programme of control and arms registration.
- Continuance of TIM Project regarding the establishment of state police computerization system and police staff training on the use of this system
- Training and improving of crowds management capacities for first line police officers and special forces
- Strengthening of internal control unit capacities in the Ministry of Interior in order to ensure police integrity
- Termination of structural reorganisation of State Police central and basis structure according to the rules and requirements of Law no. 9749, dated 04.06.2007 "On State Police".

### 3.1.3 Medium-term priorities (2009 - 2010)

The priorities of the Albanian Government for the 2009-2010 period are as follows:

- *Maintain efforts to approximate police services with the European Standards, through appropriate training sessions and equipment*
- *Ensure the operation of a correct issue management system*
- *Achieve considerable results in the war against crime, corruption and other police criminal activity*

The short-term legislative initiatives and implementing activities are considered as a commitment so to address not only the short term priorities but mid term as well in their entirety, taking in account that their accomplishment timeframe may extend beyond the short-term.

**Table 1:** *Strengthening institutional capacities of responsible Structures on Police Reform*

| INVESTMENTS | MEASUREMENT UNIT | 2006 | 2007 |
|---|---|---|---|
| IT investments | ALL | 1874375 | |
| Infrastructural investment | ALL | 983750 | |
| (Foreign) Consultancy | ALL | 24375 | |
| Training session | ALL | 1250 | 250000 |

**Table 2:** *Foreign Assistance to support the Police and the Fight against Organised Crime*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | Start | termination |
|---|---|---|---|---|---|---|
| Ministry of Interior, State Police | EU | CARDS 2002 | Data communication network of the Albanian Police (Data Com) | 4.715 mil € | 2005 | 2008 |
| Ministry of Interior | EU | CARDS 2004 | Logistic and training general Support to the State Police – Reconstruction of Police Academy II phase | 1.0 mil € | 2006 | 2008 |
| Ministry of Interior | EU | CARDS 2004 | Logistic and training general Support to the State Police - Reconstruction of Police State Fleet. | 1.0 mil € | 2006 | 2008 |
| Ministry of Interior, State Police | EU | CARDS 2005 | Mission of Police Assistant of European Commission in Albania" (PAMECA II) | 7.0 mil € | 2005 | 2007 |
| Ministry of Interior, State Police | EU | CARDS 2002 - 2003 | Information System on RMIS resources management | 1.889 mil € | 2005 | 2007 |
| Ministry of Interior, State Police | EU | CARDS 2003 | Development of information collection and analysing from intelligence units of the Criminal Police/State Police | 1.4 mil € | 2006 | 2007 |
| Ministry of Interior, State Police | EU | CARDS 2004 | Facts collection with secret methods – strengthening of state police capacities on facts collections and usage of technical equipment during investigations | 1.5 mil € | 2006 | 2009 |
| Ministry of Interior, State Police | EU | CARDS 2004 | Logistic and training general Support to the State Police – Rehabilitation of State Police Headquarters (ex Hotel Arbana) | 1.5 mil € | 2005 | 2007 |
| Ministry of Interior, State Police | EU | CARDS 2004 | Logistic and training general Support to the State Police – Directory of Organised Crime | 2.0 mil € | 2006 | 2008 |
| Ministry of Interior, State Police | EU | CARDS 2004 | Logistic and training general Support to the State Police – Anti-traffic Regional Units (Technical Assistant and training) | 0.5 mil € | 2006 | 2008 |
| Ministry of Interior, State Police | EU | CARDS 2005 | Improvement of capacities in crowds management and training for the fast intervention officers and other specialised troupes | 1.5 mil € | In process | ongoing |
| Ministry of Interior, State Police | EU | CARDS 2005 | Security of Police Integrity | 0.5 mil € | In process | ongoing |
| Ministry of Interior, State Police | EU | CARDS 2006 | Improving state police capacities in the war against traffic, identification of criminals and witness protection. | 2.0 mil € | In process | ongoing |
| Ministry of Interior, State Police | EU | IPA 2007 | Mission of Police Assistant of European Commission in Albania" (PAMECA III) | 5.5 mil € | 2007 | 2010 |

# 3.26 PUBLIC FINANCE MANAGEMENT

## 3.26.1 PUBLIC FINANCE AND INTERNAL AUDITING

### 1 Political Objective

The obligations of Albanian Government regarding the internal auditing are defined in Article 90 of Stabilisation and Association Agreement. This article outlines the need for cooperation between parties in priorities related to *acquis communautaire* in internal public financial audit fields (IPFA). Parties should cooperate especially to develop an efficient IPFA system in Albania, compliant with EU Standards in this field. In order to achieve this objective, the further development of this system will continue, highlighting the adoption and implementation of international standards and best EU practises, to ensure the best way on reforming of traditional audit systems. So the strengthening and further developing of IPFA system in Albania consist in the establishment and improvement of based legal, procedural and methodological framework, on IPFA development and on the definition of responsible structures on IPFA implementation as well. Regarding its preventive nature, has been established the public internal audit, aimed to ensure that appropriate systems which minimize and prevent as much as possible corruption in all its forms.

The main Government focus on internal auditing for the 2007-2008 short-term period is the further development of the Public Internal Financial Control Policy Letter (PIFC) and the further development of the elements who are in centre of this system: managerial responsibility and decentralized internal audit and functionally independent. In medium term period 2009-2010, the Albanian government will engage to endure the implementation of PIFC system in its three columns: managerial responsibility (financial and audit management systems), internal audit functionally independent (internal audit systems) and a Central Harmonization Unit (CHU) on the implementation of the methodologies and standards related to the two above mentioned, which will focus on the implementation of international standards and the best EU practises in this field..

### 2 Current situation

#### 2.1 Current Legal framework

Internal financial auditing control reflecting European standards in this field consists in:

- Law No. 9009 dated 13.02.2003 “On Internal Auditing in the Public Sector”, which is the background of activity in internal auditing field, which defines main rules on realization of internal auditing process in Albania and the obligation of Albanian Government to adopt procedures in order to regulate this activity, to ensure auditing performance in compliance with international standards. This Law is partially compliant with main European principles in this field, which derives from Chapter 32 of *Acquis Communautaire* “Financial Control/Audit”[4].

Two sub ordinate legal acts have been approved to implement this Law:

- DCM No .345, dated 1.6.2004 “On the Approval of Manual of Internal Audit Procedures, Ethic Code on Internal Audit and Public Internal Audit Letter”. This subordinate legal act aims the formulation of rules and unique procedures on planning, performing and reporting of auditing in public sector and partially transposes the principles of Chapter 32 of *Acquis Communautaire* “Financial Control”.
- DCM No. 806 dated 6.12.2006 “On the Approval of Financial Auditing methodology”, which aims to give a common detailed framework on methodology chosen by the audits to offer a qualitative service of financial auditing activity in public sector institutions. This subordinate legal act is partially compliant with Chapter 32 of *Acquis Communautaire* “Financial Control”

#### 2.2 Current Institutional framework

The following institutions are responsible for the implementation of the obligations deriving from current legislation in internal financial control:

4 Chapter 32 of Acquis Communautaire” consist in three elements: PIFC, External Audit and protection of EU financial interests/war against frauds.two first elements are not covered from EU Regulation and Member States have been free to draft agreements in national budgets control/audit field. Nevertheless the management and audit of EU funds are subject to EU specific regulations which should be implemented by Candidate cauntries. In this aspect, PIFC, the Public Internal Financial Control and External audit are consider as “ soft acquis”. According to Chapter 32, candidate countries should reform their public control and external audit systems so as to ensure following and implementation of international standarts and the best EU practices.

a) The General Directorate of Internal Auditing / Ministry of Finance is responsible for the general supervision of the internal public financial control. The structure of The General Directorate of Internal Auditing consists in 21 employees, divided in two Directorates respectively with two sectors. The Directory of Harmonisation and Methodology which is taking care about the functioning and the achievement of the Central Harmonisation Unit (CHU) mission, is responsible for: (i) development and outline the primary and sustain legal framework on carrying out internal audit in public sector, (ii) leading the adoption process and implementation of standards and best international practises in internal audit field, (iii) establishment and development of internal audit network which will act on cooperation and information and experience exchange between internal audit institutional components in all public sector, (iv) ensuring internal audit quality process in public sector through establishment and supporting a program on quality insurance; (v) monitoring the implementation of internal audit system policies; (vi) preparation of consolidated and periodic annual report on policies, programs, standards and each aspect of audit for internal audit structure activity in public sector, which after inspection and approval in Internal Audit Committee shall be submitted to the Minister of Finance and to the Council of Ministers afterwards.
b) Internal audit structures in all ministries, central and depending institutions.

## 3 Priorities

### 3.1 Short-term priorities (2007 - 2008)

Based on European Commission Recommendation issued in European Partnership, the short-term priorities (2007-2008) in public finance and internal audit field are as follows:

- *Further development of Policy Letter of Public Financial Internal Audit and clear determination of inspection function, divided from other control functions and internal audit.*

#### 3.1.1 Short-term implementing initiatives

The following legislative initiatives will be undertaken by the Ministry of Finance so as to address short-term priorities for 2008-2009 period:

- Approval of Draft-Law “On Internal Audit in Public Sector”, aiming partial compliance/alignment with European standards of financial audit.
- Drafting and approval of National Strategy on PIFC employees qualification “
- Drafting and approval of DCM “ New Manual on Internal Audit Procedures”
- Drafting and approval of DCM “ On some amendments in Policy Letter and PIFC Action Plan “

#### 3.1.2 Short-term implementing activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Drafting National Strategy on KBFP staff training
- KBFP staff training
- Establishment of the working group for drafting the Manual on internal audit procedures
- Establishment of the working group for drafting the legislative and procedural framework for internal audit in public sector

### 3.2 Medium-term priorities (2009 - 2010)

Based on European Commission recommendation issued in European Partnership, the medium term priorities (2009-2010) in public finance and internal audit field are as follows:

- *Develop and implement consolidated system on Public Internal Financial Audit/Control (PIFC) in relation to the best EU and international practices and standards*

#### 3.2.1 Medium-term legislative initiatives

The following legislative initiatives will be undertaken by the Ministry of Finance so as to address medium-term priorities for 2009-2010 period:

- Preparation of DCM, Orders, Guidelines on implementation of new Law on Internal Audit for public sector
- Drafting and approving the Strategy for the Public Financial Internal Control “

### 3.2.2 Medium-term implementing activities

The following implementing activities will be undertaken to address medium-term priorities:

- Establishment of working groups for the drafting of legal and procedural framework on internal audit in public sector and National Strategy for PIFC;
- KBFP structure training in function of develop human resources

**Table 1:** *Strengthening theGeneral Directorate of Internal Auditing institutional capacities*

| INVESTMENTS | MEASUREMENT UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | persons | 20 | 0 | 0 | 0 | 0 |
| 2. Training | (thousand ALL) | 4000 | 5000 | 10320 | 7320 | 22320 |

**Tabela 2:** *Foreign Assistance to support public finance and internal audit*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Ministry of Finance | European Union | CARDS 2005 | Improvement of internal financial audit | 1.1 mil € | expectant | On going |
| Ministry of Finance | European Union | CARDS 2006 | Support to public finance management in local level | 2.5 mil € | expectant | On going |

### 3.26.2 BUDGET PLANNING

#### 1 Political objective

The Albanian Government aims to improve the medium-term harmonisation process of its strategic documents, as per the basic Integrated Planning Strategy concepts. This reform aims at the distribution and use of strategic resources, in accord with the Government's objectives and policies and ensuring that the medium-term priorities meet the relevant annual budget.
Differently to the previous cycles, all the ministries, who are faced with new budget planning concepts and strategies, such as the Policy Review Programme (PRP) and the Investment Expenditure Planning Programme (IEPP) are, for the first time, implementing the medium-term budget planning (MBP) system. These new procedures enable policies to meet budget resources, focusing budget planning towards '*output based budgeting'*.

#### 2 Current situation

#### 2.1 Legal framework

Budgeting activity in Albania is regulate by Law no. 8379, dated 29.7.1998 "On Drafting and Implementing the State Budget of the Republic of Albania", which its main object is to define budgeting procedures and ranking the role of institutions in the framework of budgeting process.

#### 2.2 Institutional framework

The following institutions are responsible for the implementation of the state budget legislation:

- The Budget General Directory**,** near the Ministry of Finance, which plays the main role in the setting the direction for the process management of drafting and supervising the State Budget implementation;
- Line Ministries.

#### 3 Priorities

#### 3.1 Short-term Priorities (2007 - 2008)

Based on the Recommendation of European Commission issued in European Partnership Document, the short-term priorities in this field are as follows:

- *Improve budgetary procedures by means of strengthening of connection between objectives, planning and budget execution*
- *Improve Public Finances Management.*

### 3.1.1 Short-term legislative initiatives

The following legislative initiatives will be undertaken so as to address short-term priorities by the Ministry of Finance:

- Drafting and approving the new organic Law on the State Budget;
- Drafting and approving the 2008 Budget Plan.

### 3.1.2 Short-term implementing activities

The following implementing activities will be undertaken to address short-term priorities:

- Establishing working groups for the drafting of the new Organic Budget Law;
- Establishing working groups for the MBP with various specialists from the Budget Directory, Ministry of Integration, Department of Coordination Strategies and Foreign Aid Coordination and foreign and local consultancy ;
- Drafting and approving the document on Medium term Budgetary Program 2008-2010 and annual Budget.
- Establishing Working Groups for the drafting of the Public Expenditure Manual;

### 3.1.3 Medium-term and long-term legislative initiatives

The following legislative initiatives will be undertaken by the Ministry of Finance so as to address medium-term period 2008-2010:

- Drafting and approving of the Draft Law on Annual Budget for 2009;
- Drafting and approving of the Draft Law on Annual Budget for 20010;
- Drafting and approving of the Draft Law on Annual Budget for 20011;
- Preparation of the Public Expenditure Manual and its implementation guidelines; this Manual will be prepared upon the new and organic state budget law.

### 3.1.4. Medium-term implementing activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Preparation/drafting of MBP 2009-2011
- Preparation/drafting of MBP 2010-2012
- Drafting draft guidelines for the annual implementation of the Public Expenditure Manual.

**Table 1:** *Strengthening institutional capacities of MF/Budgetary Directory*

| INVESTMENTS | MEASURE UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | Persons | 31+3 | 0 | 0 | 0 | 0 |
| 2.Training | (thousand ALL) | 0 | 2460 | 3690 | 0 | 0 |

### 3.26.3 EXTERNAL AUDITING

### 1 Political objective

Article 90 of Stabilization Association Agreement provides that the cooperation between the Parties will be focused in priority fields related to *acquis communautaire* in public financial internal audit (PFIA) and external Audit. Parties cooperate especially to develop an efficient PFIA and external auditing systems in Albania, in accordance with agreed standards and methodologies and with the best EU practices as well. In this framework strengthening operational capacities at the High State Control level and ensuring its operational and financial independence will be a short-term external auditing priority, meanwhile for medium term priorities the development of administrative capacities and procedures to ensure the effective protection of EU financial interests will be primary priority.

## 2. Current situation

### 2.1 Current Legal framework

The following legal activity regulates the Albanian external auditing system:

- Law No. 8270 dated 23.12.1997 "On High State Control",
- Law No. 8599 dated 01.06.2000 "On some Amendments to Law no. 8270 dated 23.12.1997 "On High State Control".

### 2.2 Current Institutional framework

The following institutions are responsible for the implementation of the external auditing legislation:

a) The Supreme State Audit, which is the highest economic and financial control institution in the Republic of Albania. It consists of six auditing departments, one operational directory and two departments with further sectors inside. The organisation of management operates at the centre and at 3 regional control offices. The managing structures (departments) includes: control over state budget regularity, use of public funds by the state high administration institutions, administration of budget incomes from the fiscal and customs system bodies, implementation of legal procedures and the effectiveness of privatisation of public property, rental and administration of enterprises ownerships, companies and financial institutions with state capital. The supreme State Audit is not a decision maker but a recommending institution. It reports and gives to the Albanian parliament the state budget implementation report, opinions on the government's previous financial year expenditure before it has been approved by Parliament and provides information on audit result when asked. The Parliament is also shown the annual institutional activity report

b) The General Prosecutor's Office*,* which follows and implements the procedures at the beginning of penal proceedings started by the Supreme State Audit to exchange experience and information in the fight against economic crime. A cooperation agreement was signed with this institution in May 2005.

c) The Directorate of Internal Auditing at the Ministry of Finance, cooperates with the Supreme State Audit institution, so as to accomplished complete financial audit throughout the country.

## 3 Priorities

### 3.1 Short-term priorities (2007 - 2008)

Based on the Recommendation of European Commission issued in European Partnership Document and Article 90 of SAA, the short-term priorities in external audit field are as follows:

- *Strengthen operational capacities at the Supreme State Audit level and ensure its operational and financial independence;*
- *Develop administrative capacities and procedures which ensure the effective protection of EU financial interests;*
- *Develop efficient financial auditing and control systems in compliance with the best European and international practices and methodologies.*

#### 3.1.1 Short-term legislative initiatives

The following legislative initiatives will be undertaken to address medium and short term priorities by Supreme State Audit in medium-term period:

- Amending Law no. 8270 dated 23.12.1997 "On Supreme State Audit", which will be in partial harmonisation with the Lima Declaration, INTOSAI Auditing Standards and best European practices. The following legal amendments will take place: (i) modern conception of the rights and tasks to the SSA; (ii) Increasing the SSA administrative capacities; (iii) fundamental regulation of institution independence; (iv) increase the level of implementation of recommendations of SSA; (v) Granting SSA the right to certify financial accounts; and (vi) Granting SSA the right to audit EU donations to Albania until the last user.

#### 3.1.2 Short-term implementation activities

The following implementing activities will be undertaken to achieve medium-term priorities:

- Training session for an audit group in the homologue Institution in EU countries;
- Installation and testing the computer assistant for the Audit techniques, in alla Audit Departments, for the control of the state budget implementation procurenets, incomes etc

**Table 1:** *Strengthening institutional capacities of SSA*

| INVESTMENTS | MEASURE UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1. Additional Human Resources | persons | 30 | 0 | 0 | 0 | 0 |
| 2.Training | (thousand ALL) | X | 6925 | 6150 | 0 | 0 |

**Table 2:** *Foreign Assistance to support External Audit*

| INSTITUTION | DONOR | IMPLEMENTING Program / AGENCY | TITLE OF PROJECT | VALUE | COMMENCEMENT TIME LINE | CONCLUSION TIME LINE |
|---|---|---|---|---|---|---|
| Supreme State Audit | European Union | CARDS 2004 | Support to development of external Audit | 1 mil € | 2007 | 2009 |

### 3.26.4 PUBLIC ACCOUNTING

#### 1 Political objective

The Government's main objective on public accounting is the development and implementation of decentralised managerial accounting principle. The Stabilisation Association Agreement does not foresee specific obligations in this field, except general obligations, which mainly are related with operating of functional market economy and cooperation in this field.
During the short-term period, general principle and regulation determination will take place, in compliance with the EU main standards, principles and rules.
During the medium-term period, the Albanian government will strengthen institutional and human capacities carry out investments for the improvement of the national, regional and international information exchange networks.
The objective will be the improvement of financial information quality and increasing efficacy and efficiency on public expenses transparency through a better management

#### 2 Current situation

#### 2.1 Legal framework

The following legal activity regulates the Albanian accounting system:

| |
|---|
| ➢ Law no. 9288 dated 25.04.2004 "On Accounting and Financial Tables" which is in force from 1 January 2006. This law determines the general duties and main principles and laws, in compliance with the European standards on account keeping and preparation for publication of financial tables supported by accounting data. |
| ➢ Fourth Council Directive 78/660/EEC of 25 July 1978 based on Article 54 (3) (g) of the Treaty on the annual accounts of certain types of companies<br>➢ Seventh Council Directive 83/349/EEC of 13 June 1983 based on the Article 54 (3) (g) of the Treaty on consolidated accounts<br>➢ International Accounts Standards/IAS<br>➢ International Financial Reporting Standards / IFRS |
| Partial |

| International Accounts Standards/IAS |
|---|
| ➢ Fourth Council Directive 78/660/EEC of 25 July 1978 based on Article 54 (3) (g) of the Treaty on the annual accounts of certain types of companies<br>➢ Seventh Council Directive 83/349/EEC of 13 June 1983 based on the Article 54 (3) (g) of the Treaty on consolidated accounts<br>➢ International Accounts Standards/IAS<br>➢ International Financial Reporting Standards / IFRS |
| Partial |

#### 2.2 Institutional framework

The following institution is responsible for the implementation of commitments deriving from the existing legislation in the internal financial control field:

a) The Directorate of Accounting at the Ministry of Finance is responsible for the methodological solutions to public sector accounting queries; coordination and drafting of draft laws and acts in account and standard field; following problem arising from the accounting standard implementation and the public accounting standard implementation. In order to implement the Policies in this field the Directorate of Accounting is in cooperation with National Accounting Council and other professional bodies.

## 3 Priorities

### 3.1 Short-term priorities (2007 - 2008)

Based on the engagements deriving from the implementation of SAA, the short-term priorities in the field of public accounting are as follows:

- *Develop and implement the decentralised managerial accounting principles*
- *Determine general principles and rules, in compliance with the accounting European standards and main principles and rules,*
- *Improve the quality of financial information, increase transparency and improve decision making;*

#### 3.1.1 Short-term legislative initiatives

The following legislative initiatives will be undertaken to address short-term priorities by the Ministry of Finance:

- Drafting and approving the draft law "On Public Accounting", partially compliant with Fourth Council Directive 78/660/EEC of 25 July 1978 based on Article 54 (3) (g) of the Treaty on the annual accounts of certain types of companies, Seventh Council Directive 83/349/EEC of 13 June 1983 based on the Article 54 (3) (g) of the Treaty on consolidated accounts as well as with International Accounts Standards/IAS International Financial Reporting Standards / IFRS
- Approval of International Accounting Standards and Financial Reporting. Those Standards will be fully compliant with Regulation 2002/1606/EC of the Council "On the Implementation of International Accounting Standards"

#### 3.1.2 Short-term implementing activities

The following implementing activities will be undertaken so as to address short-term priorities:
- Preparing software for the management of expendable unit inventories
- Organising training sessions with public sector representatives on the international IPSAS standards;

### 3.2 Medium-term priorities (2009 - 2010)

Based on the engagements deriving from the implementation of SAA, the medium term priorities in the field of public accounting are as follows:

- *Increase efficiency in public expenditure transparency, through their better management*

#### 3.2.1 Medium-term legislative initiatives

In compliance with medium term priorities, the Ministry of Finance will undertake the following implementing activity:

- Drafting the international IFRS standards

**Table 1:** *Strengthening the institutional capacities at the Ministry of Finance/Accounting Directory*

| INVESTMENTS | MEASURE UNIT | CURRENT SITUATION | YEARS | | | |
|---|---|---|---|---|---|---|
| | | | 2007 | 2008 | 2009 | 2010 |
| 1.Additional Human Resources | persons | 7 | 0 | 0 | 0 | 0 |
| 2.Training (thousand ALL) | (thousand ALL) | X | 0 | 0 | 0 | 0 |

# 3.27 ORIENTATION, COORDINATION AND MONITORING THE EUROPEAN INTEGRATION PROCESS

**1 Political Objective**

One of the main strategic objectives of Government of Albania is the acceleration and ensuring of the implementing of commitments deriving from Stabilization Association Agreement (SAA) process, aiming the preparation of Albania to become a member of European Union. The government aims the improvement and development of the efficient coordination and monitoring of the European integration process, as the key element to accelerate the integration process in EU. Strengthening the Ministry of Integration structure, constitutes a continuing engagement for the Albanian Government to face political, economic and legislative criteria required by this process.
In the SAA implementation framework, Albania will translate all European Union legislation in Albanian language and vice versa. The legislation translation process should be parallel with approximation process so that it is in function of the process pace and quality. In the framework of prospect membership of Albania in EU, is necessary that Albanian administration and other stakeholders can use the European Union legislation in Albanian language. Besides, taking into consideration the fact that Albanian language will be an official language, with the membership of Albania in EU, all European Union legislation should be translated in Albanian language.

**2 Current Situation**

**2.1 Current Legal Framework**

Legal framework on integration process consists in the following acts:

- Law no. 9590, dated 27.07.2006 “On the Ratification of Stabilization Association Agreement between the Republic of Albania and European Communities and their member States
- Law no. 9591, dated 27.7.2006 “On the Ratification of Temporary Agreement between the Republic of Albania and European Community on trade and trade cooperation
- Law no. 9252, dated 8.7.2004, “On the contribution of Albanian Assembly in the integration of Albanian in European Union process”
- Decision of the Council 2006/54 EC, dated 30 January 2006 “On principles, priorities and European Partnership conditions with Albania”
- Decision of the Council of Ministers No. 580. dated 10.09.2004 “On the Activity Field of the Ministry of European Integration”
- Decision no. 201, dated 29.03.2006 “On some addenda and amendments in the Decision no. 584, dated 28.08.2003 of the Council of Ministers “On the approval of Council of Ministers regulation”
- Decision no. 463, Dated 5.7.2006 “On the approval of National Plan for the implementation of Stabilization Association Agreement”
- DCM no. 179, dated 22.02.2006 “On the establishment of Integration Units in the Line Ministries”
- Prime Minister Order no.33, dated 2.4.2007 “On Working Group for the implementation of SAA”
- DCM no.119, dated 07.03.2007 “On the translation in Albanian language of European Union legislation procedures and translation of Albanian legislation in one of European Union Languages ”
- Prime Minister Order no.33, dated 2.4.2007 On Working Group for the implementation of SAA
- Prime Minister Order no. 154, dated 13.7.2006, “On appointment of the Minister of Integration as national coordinator of “Instrument of Pre-adherence Assistance” program”
- Prime Minister Order no.137, dated 16/10/2001 “On appointment of the Minister of Integration as national coordinator for CARDS programme”
- Prime Minister Order no. 160, dated 03.12.2003, “On appointment of the Minister of Integration as national coordinator for European Union “New Neighbourhood Initiative” programme
- Law no. Communitarian Programs
- Prime Minister Order No. 160, dated 03.12.2003, On appointment of the Minister of Integration as national coordinator for European Union “New Neighbourhood Initiative” programme

**2.2 Existing Institutional Framework**

a) Ministry of Integration, as the Leader Institution in this process, leads, coordinates and monitor the European integration process of Albania, through sector policies orientations, control of the approximation legislation with

aquis, coordination and programming of community assistance and public awareness.

b) Integration Units of Line Ministries, established with DCM no. 179, dated 22.02.2006 "On the establishment of Integration Units in the Line Ministries". In all Line Ministries are established the Integration Units which coordinate and supports the work of respective institutions on undertaken reforms in the framework of integration process.
c) The Ministry of Foreign Affairs and Albanian Mission in Brussels. MoFA is responsible for promoting, recognition and supporting of Integration Process in the Political highest levels of the European Union.
d) Inter-institutional Working Group is established in order to orientate and leads the reforms in all fields, and in order to supervise and coordinate the work regarding the implementation of engagements undertaken from Albanian party in the framework of Stabilization Association Agreement, Temporary Agreement and European Partnership, will be established and operates the Inter-institutional Working Group. This Group will periodically assemble every month, more often when necessary according to the issues to be discussed. The Inter-institutional Working Groups chaired by the Minister of Integration, the Minister of Finance as co-chairmen and is composed by the Line ministries representatives, in deputy ministers and secretary general's level, members.
e) Inter-institutional Committee for European Integration (ICI) is the highest institutional structure, responsible for the leadership in the highest political levels and monitoring of entire European Integration process in Albania.
f) Integration Parliamentary Commission, which generates the parliamentary positions in proportion with other Albanian public institutions and monitors them regards the implementation of undertaken reforms in the framework of Integration process.

## 3 Addressing Priorities

### 3.1 Short-Term Priorities (2007 - 2008)

The priorities of the Albanian Government for the short-term period are as follows:

- *To orientate and direct/lead governmental policies in order to implement the obligation deriving from SAA within a 10 years period separated in two 5 years phases.*
- *To coordinate and monitor requested reforms in accord with accomplishment of SAA obligations for the first and second phase of its implementation.*
- *Establishment and well functioning of subordinate legal frame on accomplishing the translation process.*
- *Establishment and strengthening the administrative capacities in function of translation process.*
- *Institutionalization of cooperation relationship with all stakeholders in translation process.*
- *To coordinate the work and follows the procedures for the accreditation of Projects Unit for Local Community Development Programme.*

#### 3.1.1 Short-term Legal Initiatives

The following legal initiatives will be undertaken so as to address short-term priorities:

#### 3.1.2 Short-term Implementing Activities

The following implementing activities will be undertaken so as to address short-term priorities:

- Support to the implementation of Temporary Agreement which provides starting the establishment of free trade area Albania-EU.
- Revising NPSAAI in the implementation of the priorities of the SAA, European Partnership, assessment of Annual Report of European Commission for Albania and different working groups' recommendations.
- Assessment of the Albanian normative project act compliance with community legislation.
- Negotiation EU – Albania on the monitoring of SAA implementation
- Institutionalization of 20 inter institutional working group on approximation of national legislation with *acquis* in compliance with SAA implementation fields.
- Training and seminars on strengthening reporting and implementing capacities of 13 European integration units in line ministries
- Translation control of the community legal acts.
- Establishment of a central data network on monitoring the implementation of SAA process (including legal and sub ordinate legal act which are transposed by the line ministries), accessible/interactive from all line ministries.
- Support to the training of 900 civil employees on European integration issues.
- Improvement of methodologies of implementation of SAA reporting (as methodology per se and in function of new strategic documents)
- Preparation and signing of a Cooperation Memorandum between the Ministry of Integration and the Ministry of

Justice on the acceleration of certification for official translations of the European legislation;
- Directive of the Minister of Integration "On the implementation of DCM on translation and certification procedures of European Union legislation in Albanian language"
- Establishment and coordination of methodological steps for acquis communautaire translation in Albanian language. Drafting of the translation methodology and information of the institutions which will be involved in this process..
- Starting of legislation translation process as per implementation of DCM 119, dated 07.03.2007.
- Drafting of Annual IPA Document and the approval of Annual IPA Document 2007.
- CARDS program coordination
- Coordination of the Regional Cooperation Programs
- Decentralization and strengthening the information centres
- Publishing of the documents, booklets in the framework of public awareness on SAA and MP
- Training organizations for strengthening the reporting capacities of MoI Staff.

### 3.2 Medium–term Priorities (2009 - 2010)

The priorities in the State assistance field, for the medium-term period, shall be as follows:

- *To orientate and direct/lead governmental policies in order to implement the obligation deriving from SAA within a 10 years period separated in two 5 years phases.*
- *To coordinate and monitor requested reforms in accord with accomplishment of SAA obligations for the first and second phase of its implementation*.
- *Establishment and strengthening the administrative capacities in function of translation process*
- *Preparation and publishing of a "Glossary" on the translation terminology on internal market issues.*
- *Establishment of the control and management system on Inter-boundary Cooperation Programmes 2007-2013 in order to implement the integrated method of their implementation*.

#### 3.2.1 Medium-term Implementing Activities

The following implementing activities will be undertaken so as to address medium-term priorities:

- Support to the implementation of Stabilization Association Agreement between the Republic of Albania on one hand and European Community and EU Member States from the other.
- Revising NPSAAI in the implementation of the priorities of the SAA, European Partnership, assessment of Annual Report of European Commission for Albania and different working groups recommendations
- Negotiation Albania-EU on monitoring of the SAA Implementation;
- Assessment of the Albanian normative project act compliance with community legislation
- Translation control of the community legal acts.
- Consolidation of a central data network on monitoring the implementation of SAA process (including legal and sub ordinate legal act which are transposed by the line ministries), accessible/interactive from all line ministries;
- Support to the training of 800 civil employees on European integration issues.
- Improvement of methodologies of implementation of SAA reporting (as methodology per se and in function of new strategic documents)
- Strengthening the capacities between training and study visits in different Member State Countries;
- Establishment and operating of Data System on stocktaking of translated legislation;
- Procurement of necessary IT equipment in function of this process, such as software;
- CARDS programme coordination;
- Coordination of the Regional Cooperation Programs;
- Publishing documents, booklets in the framework of public awareness on SAA and Interim Agreement
- Information and communication with groups of interest;
- Education/training of the persons, which will carry out the certification and audit of funded/financed activities, in the framework of inter-boundary cooperation programs.

# ANNEX 1:
# LEGAL INITIATIVES
# AS PER FIELD

# *Annex 1: Legal Initiatives as per Field*

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **1.1.3 DECENTRALIZATION REFORM** | | | | |
| **MINISTRY OF INTERNS** | | | | |
| Amendment to law no. 717, dated 30.10.2003 "On approval of the National Strategy for the Local Government Training in Albania". | | P/A | | SEPTEMBER 2007 |
| **1.1.6 THE FIGHT AGAINST CORRUPTION** | | | | |
| **MINISTRY OF INTERNS** | | | | |
| Approval of amendments to Law no. 8749, dated 01.03.2001 "On Internal Control Service" | | P/A | | DECEMBER 2007 |
| Approval of subordinate acts, for amendments of the Law "On Internal Control Service" | | P/A | | MARCH 2008 |
| **1.2.1.1 BAILIFF'S OFFICE** | | | | |
| **MINISTRY OF JUSTICE** | | | | |
| Approval of Draft-Law on various addenda and amendments to Law no. 8730, "On the Organization and Functioning of the Bailiff Office" | | P/A | | NOVEMBER 2007 |
| Various addenda and amendments in the Ethical Code of the Court Bailiff Officer | | P/A | | DECEMBER 2007 |
| Various addenda and amendments on Internal Regulation of the Court Bailiff's Office | | P/A | | DECEMBER 2007 |
| Approval of a draft-agreement with the General Directorate of Construction Police | | P/A | MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2007 |
| Approval of the draft-law "On various Addenda and and Amendments to Law no. 9062 dated 08.05.2003 "On the family Code", amended. | Council Regulation, dated 29.05.2000 "On the Jurisdiction, Recognition and Enforcement of the Judgments in Matrimonial Matters and in Matters of Parental Responsibility for Joint Children" and the 19 October 1996 Hague Convention on Jurisdiction | PARTIAL | | DECEMBER 2008 |
| **1.3.2 REFORM OF AGRICULTURAL LAND, MARKET, SUSTAINABLE MANAGEMENT AND LAND PROTECTION** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Amendments to Law No. 8312, dated 26.03.1998 "On non-distributed agricultural land" | None | P/A | MINISTRY OF JUSTICE, MINISTRY OF FINANCE | SEPTEMBER 2007 |
| Amendments to Law No. 8752, dated 26.03.2001 "On the creation and functioning of the land administration structures". | Reg. 3508/1992 EC; 1593/2000 EEC | PARTIAL | MINISTRY OF JUSTICE, MINISTRY OF INTERIOR, MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | JULY 2008 |
| Amendments on the DCM No. 532, dated 31.10.2002 "On the manner of exercise of functions of the LMPS and LMPO " | None | P/A | MINISTRY OF JUSTICE, MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; IMMOVABLE PROPERTY REGISTRATION OFFICE | DECEMBER 2008 |
| Approval DCM "On the manner of creation and use of LIS documentation" | Reg. no 3508/92 EC no. 1593/2000 EEC | PARTIAL | MINISTRY OF JUSTICE, MINISTRY OF FINANCE | MAY 2009 |
| **1.3.3 INITIAL REGISTRATION** | | | | |
| **REGISTRATION OFFICE FOR IMMOVABLE PROPERTY** | | | | |
| Amendment of DCM no. 292, dated 24.04.2003 "On some amendments to DCM no. 549 dated 26.8.1996 "On defining the tariffs of services of the Immovable Property Registration Office" amended. | | P/A | MINISTRY OF JUSTICE | SEPTEMBER 2007 |
| Amendment to Law no. 7843 dated 13.07.1994 "On the immovable property registration" | | P/A | MINISTRY OF JUSTICE | SEPTEMBER 2008 |
| **1.4.3 ANTIDUMPING** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Drafting and approval of the DCM on the creation of the Commission for the Assessment of Import Measures. | | P/A | | JUNE 2008 |
| Drafting and approval of the DCM on the approval of the regulation on the functioning of the Commission; informing the public on the beginning of the investigation, informing the public on the conclusion of the investigation. | | P/A | | JUNE 2008 |
| Drafting and approval of the regulation on the application and procedures of safeguarding measures. | | P/A | | JUNE 2008 |
| **2.1.1 MONETARY POLICIES** | | | | |
| **BANK OF ALBANIA** | | | | |
| Drafting and approval of the Draft-Law "On some amendments and addenda to the Law no. 8269, dated 23.12.1997 "On the Bank of Albania"". | Articles 101, 102, 105/1, 105/2 and 108 of the establishment Treaty of the European Economic Community (consolidated version) and articles 2, 3, 7 and 14 of the Statue of the European Central Bank and European Systems of Central Banks | PARTIAL | _ | JANUARY 2010 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **3.1.1.1 STANDARDIZATION AND CERTIFICATION** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Adoption of 70 % of harmonized European Standards CEN &CENELEC as Albanian standards according to the 2007 Calendar. | European Standards implemented and into force. | FULL | _ | DECEMBER 2007 |
| Adoption of 70 % of harmonized European Standards CEN &CENELEC as Albanian standards. | European Standards entered into force for the implementation of the new approach Directives. | FULL | _ | DECEMBER 2007 |
| Full revising of DPS legal package. | | FULL | _ | DECEMBER 2007 |
| Adoption of 100 % of harmonized European Standards CEN &CENELEC as Albanian standards. | European Standards entered into force for the implementation of the New Approach Directives. | FULL | | DECEMBER 2008 |
| Adoption of 80 % of harmonized European Standards CEN &CENELEC as Albanian standards. | European Standards entered into force. | FULL | _ | DECEMBER 2008 |
| Adoption of 100 % of harmonized European Standards as Albanian standards. | European Standards entered into force for the implementation of the New Approach Directives. | FULL | _ | DECEMBER 2009 |
| Adoption of 90% of EN European Standards CEN &CENELEC as Albanian standards. | European Standards entered into force. | FULL | _ | DECEMBER 2009 |
| **3.1.1.2 ACCREDITATION** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Amendment to Law no. 9024 dated 06.03.2003 "On accreditation of the testing and calibrating laboratories, certification and inspection bodies in the Republic of Albania". | ISO 17011 | FULL | MINISTRY OF ECONOMY, TRADE AND ENERGY | SEPTEMBER 2007 |
| Mandatory amendments bound from changes in the requirements of the standards or limited from the other requirements of the European and International bodies. | | P/A | _ | JANUARY 2008 |
| Mandatory amendments bound from changes in the requirements of the standards or limited from the other requirements of the European and International bodies | | P/A | _ | JANUARY 2009 |
| Mandatory amendments bound from changes in the requirements of the standards or limited from the other requirements of the European and International bodies. | | P/A | _ | JANUARY 2010 |
| **3.1.1.3 LEGAL METROLOGY** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| DCM Draft "On the control of pre-packaged products and bottles used as measuring containers". | Directives: 75/106/EEC “On the aligning of Member State Laws on the Control of bottles used as measuring containers ", and amendments 75/107/EEC; 76/211/EEC; 80/232/EEC; 79/1005 EEC; 85/10 EEC; 88/316 EEC; 89/676 EEC. | FULL | METE, CM | JANUARY 2008 |
| DCM Draft ”On national measurement units. | CIMP MRA, OIML’s Document D8. | FULL | METE, CM | FEBRUARY 2008 |
| Draft – Order from the Minister of METE "On tyre pressure gauges for motor vehicles". | Directive 86/217 EEC "On measuring instruments". | FULL | METE | JUNE 2008 |
| Draft DCM "On measuring instruments". | Directive 2004/22 EC "On measuring instruments". | FULL | METE, CM | JUNE 2008 |
| Draft – Order from the Minister of METE ”On alcoholmeters and alcohol hydrometers and alcohol tables”. | Directive 76/765/EEC “On the aligning of Member State Laws on the alcoholmeters and alcohol hydrometers", and directive 76/766/EEC "On the aligning of Member State Laws on alcohol tables”. | FULL | METE | SEPTEMBER 2008 |
| Draft DCM "On measuring instruments subject to metrological legal control". | Directive 71/316/EEC "On the aligning of Member State Laws on mutual regulations for the measuring instruments methods and Metro-logic controls”, and amendments 72/427/EEC; 83/575/EEC; 87/354/EEC; 87/355/EEC; 88/665/EEC. | FULL | METE, CM | OCTOBER 2008 |
| Draft Order from the Minister of METE "On Standard mass per storage volume of grain". | Directive 71/347/EEC "On the aligning of Member State Laws on Standard mass per storage volume of of grain”. | FULL | METE | NOVEMBER 2008 |
| Draft Order from the Minister ”On weights from 1 mg to 50 kg of above-medium accuracy". | Directive 74/148 EEC "On the aligning of Member State Laws on weights from 1 mg to 50 kg of above-medium accuracy ". | FULL | METE | MARCH 2009 |
| Draft Order from the Minister ”On weights from 5 to 50 kg medium accuracy rectangular bar weights and 1 to 10 kg medium accuracy cylindrical weights". | Directive 71/317 EEC " On the aligning of Member State Laws on weights from 5 to 50 kg medium accuracy rectangular bar weights and 1 to 10 kg medium accuracy cylindrical weights ". | FULL | METE | MAY 2009 |
| Draft Order from the Minister of METE "On the approval of type and verification of the measuring instruments legally controlled”. | | P/A | METE | JULY 2009 |
| **3.1.1.4 EVALUATION OF CONFORMITY** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Amendment to Law no. 9097, dated. 3.7.2003 ”On Conformity Assessment” | Decision of the Council 93/465 EC | FULL | _ | SEPTEMBER 2007 |
| **3.1.2.1.1 ELECTRICAL EQUIPMENT** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| P/DCM "On fundamental requirements and conformity assessment of electrical equipment designed within certain voltage limits". | Directive 73/23/EEC "On approximation of the laws of the Member States on electrical equipment designed within certain voltage limits", amended from 93/68/EEC. | FULL | | MARCH 2008 |
| **3.1.2.1.2 PRESSURE VESSELS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft DCM "On fundamental requirements and conformity assessment on simple pressure vessels". | Directive 87/404/EEC "On approximation of the laws of the Member States on simple pressure vessels", and amendments 90/488/EEC , 93/68/EEC. | FULL | _ | DECEMBER 2007 |
| Draft DCM "On fundamental requirements and conformity assessment on pressure equipment". | Directive 97/23/EEC "On pressure equipment". | FULL | _ | DECEMBER 2007 |
| Draft DCM "On fundamental requirements and conformity assessment on transportable pressure equipment". | Directive 1999/36 EEC " On transportable pressure equipment" | FULL | MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | MARCH 2010 |
| **3.1.2.1.3 TOYS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on Toys". | Directive 88/378/EEC "On Toys" , amended with 93/68/EEC. | FULL | _ | SEPTEMBER 2007 |
| **3.1.2.1.4 CONSTRUCTION PRODUCTS** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft of the Regulation "On work safety, in the temporary and permanent construction area" | European Directive 92/57/EEC "On the implementation of the minimal assessment for health and safety in the construction of temporary or moving objects". | PARTIAL | MINISTRY OF LABOUR, SOCIAL ISSUES AND EQUAL OPPORTUNITIES | NOVEMBER 2007 |
| Amendment to Law no. 9290, dated 07.10.2004 "On construction products" | Directive 89/106/EEC "Directive on construction products". | FULL | MINISTRY OF JUSTICE MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF EUROPEAN INTEGRATION | DECEMBER 2007 |
| **3.1.2.1.5 ELECTROMAGNETIC COMPATIBILITY** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity for the electromagnetic compatibility". | Directive 89/336/EEC "On electromagnetic compatibility", and amendments 92/31/EC, 93/68/EEC, 2004/108 EC. | FULL | _ | MARCH 2008 |
| **3.1.2.1.6 MACHINERY** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on Machinery". | Directive 98/37/EC "On Machinery", amended from 98/79/EC. | FULL | _ | DECEMBER 2008 |
| **3.1.2.1.7 PERSONAL PROTECTIVE EQUIPMENT** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment procedures on personal protective equipment" | Directive 89/686/EEC "On safety of personal protective equipment". | FULL | _ | JANUARY 2009 |
| **3.1.2.1.8 APPLIANCES BURNING GASEOUS FUELS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on appliances burning gaseous fuels". | Directive 90/396/EEC, 93/68 " on appliances burning gaseous fuels". | FULL | _ | SEPTEMBER 2009 |
| **3.1.2.1.9 ON EFFICIENCY REQUIREMENTS FOR NEW HOT-WATER BOILERS FIRED WITH LIQUID OR GASEOUS FUELS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on efficiency of new hot-water boilers fired with liquid or gaseous fuels". | Directive 92/42/EEC "On efficiency requirements of new hot-water boilers fired with liquid or gaseous fuels", amended from 93/68 EEC, 2004/8/EC, 2005/32/EC. | PARTIAL | _ | MARCH 2009 |
| **3.1.2.1.11 EQUIPMENT AND PROTECTIVE SYSTEMS INTENDED FOR USE IN POTENTIALLY EXPLOSIVE ATMOSPHERES** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Daft-DCM "On fundamental requirements and conformity assessment on equipment and protective systems potentially explosive". | Directive 94/9/EC "On equipment and protective systems intended for use in potentially explosive atmospheres". | FULL | | SEPTEMBER 2008 |
| **3.1.2.1.12 LIFTS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on Lifts". | Directive 95/16/EEC "On Lifts". | FULL | MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | JUNE 2008 |
| **3.1.2.1.13 MEDICAL DEVICES** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-Law "On medical devices" | Directive 90/385/EEC, Directive 93/42/EC, Directive 98/79/EC | FULL | _ | DECEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-decision on the implementation of the law on medical devices | Directive 90/385/EEC, Directive 93/42/EC, Directive 98/79/EC | FULL | _ | APRIL 2008 |
| Draft-acts on the implementation of the law on medical devices | Directive 90/385/EEC "On approximation of the laws of the Member States on the medical devices for active implants"; Directive 93/42/EC "On medical devices" and Directive 98/79/EC "On medical devices for "in vitro" diagnosis"; | FULL | | JANUARY 2009 |
| **3.1.2.1.14 MEDICINAL PRODUCTS FOR HUMAN CONSUMPTION** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Amendment to Law no. 9323, dated 25.11.2004 "On medicinal products and pharmaceutical service" | Directive 2001/83/EC; Directive 2003/94/EC; Directive (85/432/EEC) | FULL | | NOVEMBER 2007 |
| Draft-regulation of MoH "On advertising of medicinal products". | Directive 2001/83/ | FULL | _ | MAY 2008 |
| **3.1.2.1.15 DUAL USE ITEMS AND TECHNOLOGIES** | | | | |
| **MINISTRY OF DEFENCE** | | | | |
| DCM "Approval of the national list of goods submitted to the state audit for export" | Regulation 1334/2000/EC "Establishing a mutual regime for the audit of material export and dual use technologies", amendment 394/2006/EC. | FULL | MINISTRY OF JUSTICE<br>MINISTRY OF FINANCE<br>MINISTRY OF DEFENCE<br>MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2007 |
| **3.1.2.1.20 PACKAGING AND PACKAGING WASTE** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on packaging and packaging waste". | Directives 94/62/EC, 2005/20 EC "On packaging and packaging waste". | FULL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER MANAGEMENT; PORT OF VLORA | SEPTEMBER 2008 |
| **3.1.2.1.21 CABLEWAY INSTALLATIONS DESIGNED TO CARRY PERSONS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On technical regulations and procedures of assessment on cableway installations designed to carry persons". | Directive 2000/9/EEC "On cableway installations designed to carry persons". | FULL | MINISTRY OF PUBLIC WORKS TRANSPORT AND TELECOMMUNICATIONS | JANUARY 2010 |
| **3.1.2.1.22 ON ENERGY EFFICIENCY REQUIREMENTS FOR HOUSEHOLD ELECTRIC REFRIGERATORS, FREEZERS AND COMBINATIONS THEREOF** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On fundamental requirements and conformity assessment on labelling of electronic household appliances". | Directive 92/75/EC "On labelling of electronic house hold appliances". | FULL | | SEPTEMBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Drat-DCM ”On fundamental requirements and conformity assessment on energy efficiency for ballasts for fluorescent lighting”. | Directive 2000/55/EC "Energy efficiency for ballasts of fluorescent lighting". | PARTIAL | | SEPTEMBER 2008 |
| Draft-DCM ”On fundamental requirements and conformity assessment on energy efficiency for household electric refrigerators, freezers". | Directive 96/57/EEC "Household electric refrigerators" amended with 86/594/EEC. | FULL | _ | SEPTEMBER 2008 |
| **3.1.2.2.3 GLASS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "Relating to crystal glass". | Directive 69/493/EEC "Relating to crystal glass". | FULL | _ | SEPTEMBER 2009 |
| **3.1.2.2.4 TEXTILES** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-law “On the labelling of textiles and labelling of terms". | Directive 96/74/EC, 97/37 EC “On the labelling of textiles and labelling of terms". | FULL | _ | SEPTEMBER 2009 |
| Draft-law “On the quantitative analysis of the ternary fibre mixtures". | Directive no. 73/44/EEC “On the quantitative analysis of the ternary fibre mixtures". | FULL | _ | SEPTEMBER 2009 |
| Draft-law “On the quantitative analysis of the binary fibre mixture.“ | Directive Nr. 96/73/EEC “On the quantitative analysis of the binary fibre mixture ". | FULL | _ | SEPTEMBER 2009 |
| **3.1.2.2.5 FOOTWEAR** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On the labelling of the materials used in main components of footwear". | Directive 94/11/EC "On the labelling of the materials used in main components of footwear". | FULL | _ | JUNE 2009 |
| **3.1.2.2.6 WOOD** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-DCM "On the classification of wood in the rough". | Directive 68/89/EEC "On approximation of the laws of the Member States concerning the classification of the wood in rough”. | FULL | MINISTRY OF ENVIRONMENT FORESTRY AND WATER ADMINISTRATION | APRIL 2009 |
| **3.1.2.2.8 DETERGENTS** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-/DCM ”On fundamental Requirements and Conformity Assessment on Detergents". | Directive 73/404/EEC "On Detergents", and amendments 73/405 EEC, 82/242/EEC, 82/243/EEC. | FULL | MINISTRY OF ENVIRONMENT FORESTRY AND WATER ADMINISTRATION; MINISTRY OF HEALTH | SEPTEMBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **3.1.2.2.9 FERTILIZERS** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Draft-law “On the standards, labelling and packaging of fertilisers, consumer protection, technical barriers” aiming at creating a new law and aligning Albanian legislation with acquis communitaire on fertilisers. | Directive 97/63/EC "On approximation of the laws of the Member States on the fertilizers’, and the amendments 89/284 EEC, 89/530/EEC. Regulation 2003/2003/EC "On Fertilisers". | PARTIAL | LAND STUDY INSTITUTE | DECEMBER 2007 |
| Draft DCM "Amendment of DCM no. 234 dated 11.05.2000, on rules and criteria of sampling and evaluating fertilisers". | Directive 97/63/EC "On approximation of the laws of the Member States on the fertilizers’ , and the amendments 89/284 EEC, 89/530/EEC. Regulation 2003/2003/EC "On Fertilisers". | PARTIAL | | JULY 2008 |
| Draft of the Regulation "On the functioning of the Fertilisers Control Service and the storage conditions of fertilisers ". | | MISSING | | NOVEMBER 2008 |
| **3.1.2.2.10 COSMETIC PRODUCTS** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-law "On cosmetic products" | Directive 76/768/EEC | FULL | MINISTRY OF ECONOMY, TRADE AND ENERGY | MARCH 2009 |
| Draft-DCM "On the list of the forbidden substances for the production of cosmetic products". | Directive 76/768/EEC, Directive 80/1335/EEC, Directive 82/434/EEC, Directive 83/514/EEC, Directive 85/490/EEC, Directive 95/32/EC and Directive 96/45/EC. | FULL | MINISTRY OF ECONOMY, TRADE AND ENERGY | SEPTEMBER 2009 |
| **3.1.3 CONSUMER PROTECTION AND MARKET SURVEILLANCE** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Amendment to Law no. 9135, dated 11.09.2003 ”On Consumer protection”. | Directive 90/314/EEC, "On luggage during travel”; and Directives 87/102/EEC, 98/7/EC. | FULL | | DECEMBER 2007 |
| Further harmonising of the legislation (DCM, Briefing) with that of EU in the Consumer Protection section. | Directives, 98/27/EC "Interests Consumer Protection” 2002/65/EC, 98/257/EC. | FULL | | DECEMBER 2008 |
| Updating the National Strategy for Consumer Protection and Market Surveillance in the period: 2010-2014. | Community Policies for the consumer protection and Market surveillance. | P/A | | DECEMBER 2009 |
| **3.1.4 FREE MOVEMENT OF CULTURAL GOODS** | | | | |
| **MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS** | | | | |
| Draft-law “On some amendments to law on Libraries". | Directive 93/7/EEC; Directive 96/100 EC; Regulation 3911/92; Regulation 752/93 | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF INTERIOR; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF FINANCE | JUNE 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-law “On some amendments to law on Theatre". | Directive 93/7/EEC; Directive 96/100 EC; Regulation 3911/92; Regulation 752/93 | PARTIAL | MINISTRY OF JUSTICE, MINISTRY OF INTERIOR, MINISTRY OF EUROPEAN INTEGRATION, MINISTRY OF FINANCE | JANUARY 2009 |
| **3.1.5 FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES** | | | | |
| **MINISTRY OF LABOUR, SOCIAL ISSUES AND EQUAL OPPORTUNITIES** | | | | |
| Draft-DCM "On providing work permission to foreign citizens". | Council Directive 2003/109/EC e 25.11.2003, regarding the status of citizens from Non-member States being long-term residents OJ L016/44, 23.1.2004. | FULL | | OCTOBER 2007 |
| Negotiation and Signing of the Understanding Agreements with the Institutions in charge for the Migration issues in Greece and Italy. | | MISSING | MINISTRY OF FOREIGN AFFAIRS | MAY 2008 |
| Draft-DCM "On solicitation of volunteer returning Of Albanian emigrants and their integration " | Council Directive 2003/109/EC e 25.11.2003, regarding l the status of citizens from Non-member States, being long-term residents OJ L016/44, 23.1.2004. | FULL | | MAY 2008 |
| Signing and ratification of the Agreements with Italy and Greece "On the social protection with the Emigrants Expecting Countries" | | MISSING | MINISTRY OF FINANCE | JUNE 2008 |
| Signing of Agreements with the Albanian Public Television and National TV Channels of the Emigrant Expecting Countries On broadcasting a media campaign informing concerning different phenomena. | | MISSING | | DECEMBER 2008 |
| **3.2.2 MUTUAL RECOGNITION OF QUALIFICATIONS** | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | |
| DCM implementation to the new law "On the higher education”, full procedure according to European experience. | Directive 2005/36/EC; The Lisbon Convention 1997 | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE ;MINISTRY OF FOREIGN AFFAIRS | JULY 2007 |
| DCM on establishing the Centre for information and Diploma recognition | Directive 2005/36/EC | PARTIAL | CM, UNIVERSITIES | AUGUST 2007 |
| Instruction concerning the full procedures for the Recognition of Qualifications obtained in foreign universities, support to DCM | Directive 2005/36/EC | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE; UNIVERSITIES | SEPTEMBER 2007 |
| Support to amendments in the Universities statutes And preparation of the Regulation procedures for the Diploma Recognition from the Universities | Directive 2005/36/EC | PARTIAL | UNIVERSITIES | OCTOBER 2007 |
| Legal package on full approximation to the European Legal framework (EU) on the recognition of Diplomas and Vocational qualifications | Directive 2005/36/EC; The Lisbon Convention; Bologna Declaration | FULL | CM; MINISTRY OF JUSTICE, MINISTRY OF EUROPEAN INTEGRATION; UNIVERSITIES | JUNE 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| DCM on the procedure of diploma recognition according to EU standards, on implementing the new law. | Directive 2005/36/EC | FULL | CM; MINISTRY OF JUSTICE, MINISTRY OF EUROPEAN INTEGRATION, UNIVERSITIES | OCTOBER 2008 |
| **3.2.3.1 MUTUAL RECOGNITION OF QUALIFICATIONS FOR FREELANCERS - DOCTORS** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-law "On freelancers in the health service" | Directive 2005/36/EC | FULL | | JUNE 2008 |
| **3.2.4 POSTAL SERVICES** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Amendment to law "On Postal Services in the Republic of Albania", no. 8530 dated 23.09.1999. | Directive 2002/39/EC "On further liberalisation of Competition in the community of postal services". | FULL | MINISTRY OF JUSTICE; MINISTRY OF ECONOMY TRADE AND ENERGY; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | JANUARY 2008 |
| DCM "On establishing the universal Postal Services tariffs". | Directive 2002/39/EC "On further liberalisation of competition in the community postal services". | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | AUGUST 2008 |
| DCM "On universal service and harmonisation of the reserved services". | Directive 2002/39/EC "On further liberalisation of competition in the community postal services ". | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | SEPTEMBER 2008 |
| DCM "On conditions of providing the Non-reserved services and the network access, licenses and authorisations, procedures and the respective conditions." | Directive 2002/39/EC "On further liberalisation of competition in the community postal services ". | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | NOVEMBER 2008 |
| DCM "On ratification of the Universal Postal Union Document approved by the 24th Congress of UPU Nairobi, 2008". | | P/A | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | APRIL 2009 |
| "On complete liberalisation of the Postal Sector". | Directive 2002/39/EC "On further liberalisation of Competition in the community of postal services ". | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | JANUARY 2010 |
| **3.2.5.1 FINANCIAL SERVICES - BANKING** | | | | |
| **BANK OF ALBANIA** | | | | |
| Regulation "On the minimal requests for the publication of information from Foreign Banks and branch banks to the public and the market participants" | Directive 2006/48/EC "On initiating and continuing of activity of the Credit Institutions (reformulated). | PARTIAL | | DECEMBER 2007 |
| Regulation "Per supervision of the branches of Foreign Banks". | Directive 2006/48/EC "On initiating and continuing of activity of the Credit Institutions (reformulated). | PARTIAL | | DECEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-regulation "On internal control in Foreign Banks and bank branches" | Directive 2006/48/EC “On initiating and continuing of activity of the Credit Institutions (reformulated). | PARTIAL | | DECEMBER 2007 |
| Draft-regulation "Per Consummator Credit” | Directive 87/102/EEC amended with Directive 90/88/EEC and Directive 98/07/EC “On approximation of the Member States laws, regulations and administrative dispositions Regarding the Consummator Credit” | PARTIAL | | DECEMBER 2007 |
| Draft-regulation "On prevention of money laundering” | Directive 2005/60/EC " On prevention of use of the financial system for money laundering and finance of terrorism” | PARTIAL | | DECEMBER 2007 |
| Draft-regulation "On the Sufficiency of Capital Report”. | Directive 2006/49 “On the sufficiency of Capital from Investments Companies and Credit Institutions”. | PARTIAL | | DECEMBER 2007 |
| Draft-regulation "On Control of danger and relation of bank with dangerous persons. | Directive 2006/48/EC “On initiating and continuing of activity of the Credit Institutions (reformulated). | PARTIAL | | DECEMBER 2007 |
| **3.2.5.2 FINANCIAL SERVICES - INSURANCE** | | | | |
| **THE INSURANCE SUPERVISION AUTHORITY** | | | | |
| New draft-law "On the compulsory insurance of the Motor-vehicle holders and responsibility of the third Persons". | Directive 72/166/EEC "On approximation of the Member States regarding the compulsory insurance of the Motor-vehicle holders and responsibility of the third Persons" and amendments 72/430/EEC; 84/5 EEC; 90/232 EEC, 2005/14 EEC. | FULL | MINISTRY OF FINANCE | NOVEMBER 2007 |
| Draft-decision "On the criteria of damage assessor licensing". | | MISSING | MINISTRY OF FINANCE | DECEMBER 2007 |
| New law “Per Companies and Local Government State Bonds". | Directives 2004/109/EC On the insurance of Stock Exchange shares and obligatory information on them", and amendment 2001/34/EC. | PARTIAL | | JUNE 2008 |
| New draft-law "On supplementary Pensions and Private Pensions Institutes" | Directive 91/675/EEC "On establishment of the Insurance Committee". Directive 2004/6/EC “On establishment of CEIOPS (European Committee of Insurance and Pension Supervision) | FULL | | SEPTEMBER 2008 |
| Draft-law ”On some addenda and amendments to law no. 9267 dated 29.07.2004 "On the activity of insurance, re-insurance and mediation in insurances and re-insurances". | Directive 73/239/EEC "On coordination of laws and administrative rules concerning the accumulation of the business insurance, except life insurance” amendments 88/357/EEC, 92/49/EEC, 2002/82/EC. | FULL | | DECEMBER 2008 |
| **3.3 FREE MOVEMENT OF CAPITAL** | | | | |
| **BANK OF ALBANIA** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft “Rules and procedures on the Albanian Inter-Banking Payments System AIPS”. | Directive 98/26/EC “On the finality of liquidation and Payment Liquidation Systems | PARTIAL | _ | SEPTEMBER 2007 |
| Draft-regulation On system procedure for the liquidation of small amount Payments (AECH) | | P/A | _ | SEPTEMBER 2007 |
| Draft-law "On Regime of Currency Exchange Activity" | Directive 88/361/EEC "On implementation of article no. 67 of the Community Treaty" | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF FINANCE | DECEMBER 2007 |
| Draft-regulation "On direct debit" | | P/A | SECOND LEVEL BANKS | DECEMBER 2007 |
| Draft-regulation "On electronic payments" | Directive 98/26/EC, dated 19.05.1998, Recommendation 87/598/EEC, dated 08.12.1987, Recommendation 88/590/EEC, Recommendation 97/489/EC | PARTIAL | _ | DECEMBER 2007 |
| Re-evaluation of the normative framework that regulates all movement of capital and payments, and transfers from inside and outside the Republic of Albania | Directive 88/361/EEC; Directive 97/05/EC, Directive 2005/60/EC, | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF FINANCE | JANUARY 2009 |
| Draft-law "On electronic records" | Recommendation 87/598/EEC "On electronic payments" | FULL | | JANUARY 2010 |
| Draft-law "On payment system" | Directives 97/05/EC; 98/26/EC; Recommendations 87/598/EEC, 88/590/EEC; 97/489/EC | FULL | _ | JUNE 2010 |
| **3.4 COMMERCIAL COMPANIES LEGISLATION** | | | | |
| **MINISTRY OF JUSTICE** | | | | |
| Law "On some amendments to law no. 7638, dated 19.11.1992 On commercial companies, amended". | Directives: 68/151/EC; 78/855/EEC; 78/660/EEC; 82/891/E EC; 83/349/EEC 94/45/EC; 89/666/EEC; 89/667/EEC1; 2001/23/EC; 2001/34/EC, 2001/86/EC; 2002/14/EC; 2003/6/EC; 2004/72/EC; 2003/124/EC, etc. Regulations; 2137/85/EEC; 2157/2001/EEC; 1606/2002/EEC. | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY | MAY 2008 |
| **3.5.1 INTELLECTUAL PROPERTY** | | | | |
| **MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS** | | | | |
| Draft-decision "Approval of the National Strategy of the Intellectual Property (SKIP-DA) 2008-2010" | | P/A | | SEPTEMBER 2007 |
| Establishing regional copyright offices | | P/A | MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS; MINISTRY OF FINANCE; PUBLIC ADMINISTRATION DEPARTMENT | JUNE 2008 |
| Revising law no. 9380, dated 28.04.2005 "On Copyright and other associated rights" in order to implement new directives. Amendment to the existing copyright law. | Directive 2004/48/ EC 29.04.2004 On implementation of the rights deriving from the intellectual property. | FULL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS | SEPTEMBER 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **3.5.2 INDUSTRIAL PROPERTY** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Approval of draft-law "On Industrial Property" | Directive 98/44/EC,"On the legal protection of Biotechnological Inventions" Directive 98/71/EC, "On the Legal protection of industrial designs" Directive 89/104/EEC "On approximation of the Member countries Laws on Trademarks" | FULL | MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF EUROPEAN INTEGRATION, | JULY 2007 |
| DCM On the tariffs of Industrial Property objects | | P/A | MINISTRY OF JUSTICE, MINISTRY OF IFNANCE, MINISTRY OF EUROPEAN INTEGRATION, MINISTRY OF ECONOMY, TRADE AND ENERGY | SEPTEMBER 2007 |
| Regulation of the Appealing Board | | P/A | _ | DECEMBER 2007 |
| Regulation On the implementation of the Patent Cooperation Treaty | | P/A | _ | DECEMBER 2007 |
| Regulation on Patents, usage models, industrial designs, trademarks and geographic indicators, Regulation of Authorised Agents, regulation of the Appealing Board, Regulation on the DPM functioning, Interpretation of the classification | | P/A | MINISTRY OF JUSTICE, MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF EUROPEAN INTEGRATION | DECEMBER 2007 |
| Regulation On the implementation of the Madrid Agreement. | | P/A | _ | DECEMBER 2007 |
| Signing of European Patent Convention | European Patent Convention | FULL | MINISTRY OF FOREIGN AFFAIRS, MINISTRY OF JUSTICE | OCTOBER 2008 |
| Signature of the Patent Law Treaty | The Patent Law Treaty | FULL | MINISTRY OF FOREIGN AFFAIRS, MINISTRY OF JUSTICE | OCTOBER 2009 |
| **3.5.3 REGIONAL DEVELOPMENT** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Approval of the National Strategy for Regional Development, as part of the National Strategy for Development. | None | P/A | INSTITUTE OF STATISTICS; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2007 |
| Draft-law "On the Regional Development" | | P/A | | MARCH 2008 |
| **3.6.1 COMPETITION** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **COMPETITION AUTHORITY** | | | | |
| Drafting and approval of the new regulation “On the functioning of Competition Authority" | Regulation 1/2003 "On the implementation of the rules of Competition in compliance with the articles 81 and 82 of the European Treaty”. | PARTIAL | | SEPTEMBER 2007 |
| Draft-regulation "On the investigation procedures that Implements the Competition Authority in investigating the cases of penalties based on law no. 9121, dated 28.07.2003 "On the European Protection of Competition" | Regulation no. 1/2003 "On the implementation of the rules of Competition in compliance with the articles 81 and 82 of the European Treaty”. | FULL | MINISTRY OF EUROPEAN INTEGRATION | NOVEMBER 2007 |
| Preparation of manual "On controlling the Enterprises Concentration" | Regulation 139/2004 e BE-se " On controlling the Enterprises Concentration" | FULL | | FEBRUARY 2008 |
| Preparation of manual " On the evaluation of horizontal concentrations of enterprises". | Manual 2004/C 31/03 "On the evaluation of horizontal concentrations according to the Council Regulation on the control of enterprise concentration" | FULL | | MAY 2008 |
| Preparation of manual "On the restriction of the horizontal and vertical agreements" | European Commission Manual 2000/C 291/01 "Manual on vertical restriction” and Manual on the application of article 81/3 of the Treaty 2004/C 101/08 | FULL | | OCTOBER 2008 |
| Draft-regulation "On the internal rules of the rights on file Consultation procedure”. | Commission Communication 2004/C 259/05 "On the internal rules of the procedure for following the request of the right to be filed" | FULL | | DECEMBER 2009 |
| Commentary to law "On protection of Competition" | | MISSING | | JUNE 2010 |
| Instruction "On the way of using the secondary incomes created by the Competition Authority during its activity" | | MISSING | MINISTRY OF FINANCE | SEPTEMBER 2010 |
| New Regulation "On reduction of penalty in cases of Trusts" | Commission Announcement "On reduction of penalty in cases of Trusts" C 298 8.12.2006 | FULL | | NOVEMBER 2010 |
| Evaluation of existing legislation, draft-laws, etc, on issues that matters the market competition according to definitions of article 69 of law no. 9121, dated 28.07.2003 "On protection of Competition" | | MISSING | | DECEMBER 2010 |
| **3.6.2 STATE AID** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| DCM on approval of State Aid inventory | | P/A | | SEPTEMBER 2007 |
| Instruction on some categories of horizontal aid. | Regulation no.68/2001EC; Regulation no.363/2004 EC; Regulation no.70/2001 EC; Regulation no.364/2004 EC; Regulation no.2204/2002EC | FULL | DIRECTORATE OF STATE AID | SEPTEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Instruction “On state aid in the form of Public Services Compensation”. | Community Legal Framework (approved on 13.07.2005) On state aid in the form of Public Services Compensation O Jl C 297, 29.11.2005, f. 4-7; Commission Communication | FULL | DIRECTORATE OF STATE AID | JUNE 2008 |
| DCM on approval of the Annual report on State Aid, to be sent to the European Commission. | | P/A | _ | JULY 2008 |
| Instruction on the Analysis methodology concerning the State Aid Standards costs and the models on the declaration of the information dealing with the small and medium enterprises (SME)s qualification. | Commission Communication on the Member States according to article 93 (1) Of the EC Treaty on implementation of the articles 92 and 93 of the Treaty on providing export crediting O J C 281, 17.09.1997 pages 4-10; Commission Communication | FULL | DIRECTORATE OF STATE AID | SEPTEMBER 2008 |
| DCM on approval of the Annual report on State Aid, to be sent to the European Commission. | | P/A | _ | JUNE 2009 |
| Amendment to law no. 9374, dated 21.04.2005 "On State Aid", to reflect amendments on European Legislation on State Aid. | All the EU legal framework that has entered into force after entry into force of the law and hasn’t been included in the subordinate legal acts approved, in compliance with the law | MISSING | | SEPTEMBER 2009 |
| DCM on approval of the Annual report on State Aid, to be sent to the European Commission. | | P/A | _ | JUNE 2010 |
| **3.7 PUBLIC PROCUREMENT** | | | | |
| **PUBLIC PROCUREMENT AGENCY** | | | | |
| Amendment to law.9643 dt.20.11.2006 "On Public Procurement" | Directive 2004/18/EC, 89/665/EEC; On coordination of procedures for public procurement of goods, construction works and services. Directive 2004/17/EC, 92/13/EEC; Procurement procedures in the water, energy, transport, and postal services. | FULL | | JUNE 2009 |
| **3.8.1 FOOD SAFETY** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Regulation ”On the maximum levels of specified contaminating agents”. | Regulation 466/2001/EEC | PARTIAL | _ | JULY 2007 |
| Regulation ”On control of vinyl chloride released by materials in contact with foodstuff”. | Directive 78/142/EEC 80/766/EEC 81/432/EEC | PARTIAL | _ | SEPTEMBER 2007 |
| Regulation ”On classification on grown-up bovine meat”. | Regulation 1208/81 | PARTIAL | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION | SEPTEMBER 2007 |
| Regulation ”On temporary rules exception for production and trade of food of animals origin. | Directive 92/120 | PARTIAL | | SEPTEMBER 2007 |
| Regulation “On plastic materials coming into contact with food. | Directive 90/128/CE 96/3/EURATOM 2002/72/CE | PARTIAL | _ | DECEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation ”On establishing of veterinary checks for Foods with animal origin to be exported to the EU. | Directive 90/675 | PARTIAL | | DECEMBER 2007 |
| Regulation ”On the testing of the migration of plastic Material components coming into contact with food. | Directive 82/711/EEC 85/572/EEC 93/8/EEC 97/48/EC | PARTIAL | _ | MARCH 2008 |
| Regulation ”On the release of N-nitrosamine and N-nitrosatable substances from elastomeers or plastic components. | Directive 93/11/EEC 89/109/EC | PARTIAL | _ | MARCH 2008 |
| Regulation ”On organisation of the joint market of the sheep meat. | Regulation 3013/89 | PARTIAL | | APRIL 2008 |
| Regulation ”On materials that contain specific epoxi derivates that are in contact with food”. | Directive 2002/816/EC | PARTIAL | _ | JUNE 2008 |
| Regulation ”On ceramic items coming into contact with Food”. | Directive 85/500/EEC | PARTIAL | _ | JUNE 2008 |
| Regulation ”On the materials composed of regenerated cellulose films coming into contact with food”. | Directive 93/10/EEC | PARTIAL | _ | JUNE 2008 |
| Regulation ”On financing the health inspection of chicken fresh meat. | Directive 85/73 | PARTIAL | | SEPTEMBER 2008 |
| Regulation ”On the additional measures regarding the control of food products”. | Directive 93/99/EC | PARTIAL | _ | SEPTEMBER 2008 |
| Regulation ”On the methods of receiving samples and analyses regarding the monitoring of food products destined for human consumption”. | Directive 85/591/EEC 87/524/EEC 98/53/EC 2001/22/EC 2022/26/EC 2002/69/EC | PARTIAL | _ | SEPTEMBER 2008 |
| Regulation ”On the smoky aromatics”. | Regulation 2065/2003/EC | PARTIAL | _ | DECEMBER 2008 |
| Regulation ”On the inventorying of the source of materials and substances used to prepare the aromatics”. | Directive 88/389/EEC | PARTIAL | _ | DECEMBER 2008 |
| Regulation ”On the organically grown food and agricultural products”. | Regulation 2092/91/EEC 392/2004/EC | PARTIAL | _ | MARCH 2009 |
| Regulation ”On the quick-frozen foods”. | Directive 2002/16/EC | PARTIAL | _ | MARCH 2009 |
| Regulation ”On the new food items and their new ingredients (GM-organisms) | Directive 2001/18/EC Regulation 1830/2003/EC | PARTIAL | _ | JUNE 2009 |
| Regulation ”On the use of genetically-modified micro-organisms. | Directive 90/219/EEC 98/81/EC | PARTIAL | _ | JUNE 2009 |
| Regulation ”On the use of specified food with a set nutritive value”. | Directive 89/398/EEC 96/84/KE 2001/15/EC | PARTIAL | _ | SEPTEMBER 2009 |
| Regulation ”On detection and labelling of GM-food”. | Directive 2001/18/EC Regulation 1830/2003/EC | PARTIAL | _ | SEPTEMBER 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation ”On the requirements for the public health and animal health, in relation to trade and import from EU countries. | Directive 92/118 | PARTIAL | | SEPTEMBER 2009 |
| Regulation ”On the special conditions for the approval of market locations. | Council Decision 96/658; Directive 91/321 | PARTIAL | | DECEMBER 2009 |
| Regulation ”On the cereal processed based food and the Food for minor and grown-up children”. | Directive 96/5/EC | PARTIAL | _ | DECEMBER 2009 |
| Regulation ”On the food used in limited energy diets Intending loss of weight“. | Directive 96/8/EC | PARTIAL | _ | DECEMBER 2009 |
| Regulation ”On the common organization of sheep meat. | Regulation 301/89 | PARTIAL | | DECEMBER 2009 |
| Regulation ”On the dietary food for specific medical Purposes”. | Directive 1999/21/EC | PARTIAL | _ | MARCH 2010 |
| Regulation ”On the food formula for little children”. | Directive 91/321/EEC | PARTIAL | _ | MARCH 2010 |
| Regulation ”On the requirements for the public health and animal health, in relation to trade and import from EU countries | Directive 92/118 | PARTIAL | | APRIL 2010 |
| Regulation ”On the fat and eatable oils; the level of erucic acid”. | Directive 76/621/EC | PARTIAL | _ | JUNE 2010 |
| Regulation ”On the supplementary food”. | Directive 2002/46/EC | PARTIAL | _ | JUNE 2010 |
| Regulation ”On sugar”. | Directive 2001/111/EC | PARTIAL | _ | SEPTEMBER 2010 |
| Regulation ”On the conditions for the preparation, trade and use of medicinal food products. | Directive 90/167 | PARTIAL | | SEPTEMBER 2010 |
| Regulation ”On cocoa and chocolate”. | Directive 2000/36/EC | PARTIAL | _ | SEPTEMBER 2010 |
| Regulation ”On eatable caseins and caseinates. | Directive 83/417/ EEC | PARTIAL | _ | DECEMBER 2010 |
| Regulation ”On decisions applicable in labelling nutritive Values. | Directive 90/496/ EEC | PARTIAL | _ | DECEMBER 2010 |
| Regulation ”On dangerous products similar to food products”. | Directive 87/357/EC | PARTIAL | _ | DECEMBER 2010 |
| Regulation ”On coffee and chicory extracts”. | Directive 99/4/EC | PARTIAL | _ | DECEMBER 2010 |
| Regulation ”On the expansion of the classification community level for the bovine meat. | Regulation 1186/90 | PARTIAL | | DECEMBER 2010 |
| Regulation ”On the fruit juice and similar products”. | Directive 93/77/EEC 93/45/EC | PARTIAL | _ | DECEMBER 2010 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation ”On the fruit jams, jellies, marmalades and and the chestnut puree”. | Directive 79/639/EC 80/1276/EEC 88/593/EEC | PARTIAL | _ | DECEMBER 2010 |
| Regulation ”On the quality of drinking water, new requirements. | Directive 98/83/EC | PARTIAL | _ | DECEMBER 2010 |
| **3.8.2 AGROPROCESSING AND MARKETING** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Regulation ”On the denomination and protection of the origin of food and agricultural products" | Council Regulation No.2081/92, Council Regulation No.2082/92, Council Regulation No.510/2006, Commission Regulation No1898/2006 & Annexes, Council Regulation No.509/2006 | PARTIAL | _ | AUGUST 2007 |
| Amendment to existing law no. 8443 dated 21.01.1999 “On Viticulture, Wine and other Grape-derived products”, (related to oenological practices). | Regulation 1493/99, 2676/90, 1623/2000, 1622/2000 | PARTIAL | _ | SEPTEMBER 2007 |
| DCM ”On the norms of collection of the unprocessed milk”. | Directive 92/46 amended in 2003 | FULL | MINISTRY OF HEALTH | SEPTEMBER 2007 |
| Regulation ”On the establishment and keeping of the national register of milk collectors and processors”. | Directive 46/92 amended in 2003 | FULL | _ | DECEMBER 2007 |
| Regulation ”On the functioning of Regulatory Committee of determination of the wine origin”. | Regulation 2081/92, | PARTIAL | _ | DECEMBER 2007 |
| DCM ”On the technical requirements that must be fulfilled for the production of the thermally treated milk and the production of milk-based products”. | Directive 46/92 amended in 2003 | FULL | _ | MARCH 2008 |
| Regulation ”The auto control system at the milk based Products producers”. | Directive 46/92 amended in 2003 | FULL | MINISTRY OF HEALTH | JUNE 2008 |
| DCM ”On the composition and the quality indicators of milk and milk-based products”. | Directive 46/92 1992 L 0046 12/12/03 | FULL | _ | SEPTEMBER 2009 |
| Regulation ”On the establishment of an independent Certifying body of the agro-food products”. | Regulation 2082/92 | PARTIAL | _ | SEPTEMBER 2009 |
| Regulation “On the organization of the meat and milk market”. | 1898/87 2597/97 1254/99 2467/98 2759/75 2777/75 | PARTIAL | ADAMA, KASH | SEPTEMBER 2010 |
| **3.8.3 ANIMAL LIVESTOCK** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Regulation On the minimal standards of house farming animals (cattle) | Dir.91/628/EEC, Dir.90/425/EEC, Dir.91/496, Dir.78/923/EEC, Dir.91/629/EEC, Dir.98/58EC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE, AGRICULTURE UNIVERSITY, ANIMAL FARMING ORGANISATION | SEPTEMBER 2007 |
| DCM "On implementation of the Program for the In-Situ Protection of native livestock. | Dir.1467/94EC, Dir.870/2004EC, Dir.2078/92EEC, Dir.1257/99EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE, AGRICULTURE UNIVERSITY, ANIMAL FARMING ORGANISATIONS | SEPTEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Approval of the Meat Production Strategy. Approval by Order of the Minister of Agriculture, Food and Consumer Production. | Dir.1208/81/EEC, Dir.1186/90/EEC, Dir.2137/92/EEC, | PARTIAL | | NOVEMBER 2007 |
| Regulation On reproduction of Farm Animals, production and marketing of Races materials. | Dir.96/510/EEC, Dir.96/509/EC, Dir.77/504/EEC, Dir.89/361/EEC, Dir.77/504/EEC, Dir.90/425/EEC | PARTIAL | | NOVEMBER 2007 |
| Regulation On the certifying of animals with racial Values for the Market. | Dir.96/80/EC, | PARTIAL | | NOVEMBER 2007 |
| Regulation On the Animal Farming Organisations. | Dir. 84/247/EEc, Dir. 84/419/EEC, Dir. 90/254/EEC | PARTIAL | ANIMAL FARMING ORGANISATIONS | DECEMBER 2007 |
| Regulation On the minimal standards of house farming Animals (livestock, fowl, pigs) | Dir.91/628/EEC,91/630/EEC, 89/66/EEC, | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE, AGRICULTURE UNIV. | APRIL 2008 |
| Regulation On the requirements to register and to preserve the genealogical book for the clean races and the zoo technical documentation. | Dir. 96/80/EEC, Dir.96/463/EEC,Dir.84/419/EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE, AGRICULTURE UNIV. ANIMAL FARMING ORGANISATIONS | OCTOBER 2008 |
| Regulation On the marketing of simple food. | Dir.82/47EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | DECEMBER 2008 |
| Regulation On the inspection of feeding animals. | Dir.2000/50/EC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | DECEMBER 2008 |
| Amendment to regulation no.1.dated 10.03.2000 amended, On livestock food. | Dir.82/47EEC, Dir.93/74 EEC, Dir.83/228 EEC, Dir.93/113EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | APRIL 2009 |
| Amendment to regulation no. 4 dated 10.03.2000 On taking of a specimen regarding the official control of livestock food. | Dir.2000/50EEC, Dir. 93/113EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | JULY 2009 |
| Amendment to regulation no. 5, dated 10.03.2000 On Determination of the allowed maximum level of damaging substances, pesticides waste and other additional substances in the livestock food. | Dir.97/153/EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | SEPTEMBER 2009 |
| Amendment to regulation no.6 dated 10.03.2000 On the Marketing of the mixed livestock food. | Dir.79/63/EEC, Dir. 91/516/EEC, Dir.80/511/EEC, Dir.82/475/EEC, Dir.86/174/EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | DECEMBER 2009 |
| DCM" On the program of house farming livestock" | Rreg.89/36EEC | PARTIAL | ZOOTECHNICAL RESEARCH INSTITUTE | DECEMBER 2009 |
| **3.8.4 VETERINARY SERVICES** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Regulation on defining the requirements of animals health to be applied in the internal trade, for the import bovine semen. | Directive 88/407 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JULY 2007 |
| Decision concerning the list of territories from which import of some sorts of fish, their eggs and gametes is allowed in the EC. | Directive 2005/742 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Decision related to some protective measures against the aviary flue disease in some third countries. | Dec.2005/692 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2007 |
| Decision on inclusion of some horse diseases and bee diseases in the list of diseases. | Directive 2004/216 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2007 |
| Regulation that sets out the animals' health conditions and the requirements of certification of fish import, their eggs and gametes for farming, as well as of alive fish with aquaculture origin and their products, destined for human consume. | Regulation 2003/0858 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2007 |
| Regulation on the notification of animal diseases. | Directive 82/894 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2007 |
| Regulation on the problems of animals' health that affects the internal trade in the Community of the bovine and pig. | Regulation 64/432 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2007 |
| Regulation on the measures of exterminating the disease of brucellosis TB and bovine leucosis. | Directive 77/391, 78/52 /EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2007 |
| Regulation on the registration of chicken production farms, related to Directive 1999/74 EC | Directive 2002/0004/ EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | FEBRUARY 2008 |
| Regulation on that sets out detailed rules for the implementation of regulation 176/2000 CE, as regards to the minimal level of control On the system of bovine identification and registration. | Regulation 2003/82/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | APRIL 2008 |
| Regulation on adoption of Directive 2002/4/CE on the registration of chicken production farms, related to Directive 1999/74/CE | Directive 2006/83/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2008 |
| Regulation on including a declaration document and veterinary checks on the animals that come from EC to third-world countries. | Regulation 2004/282/ EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2008 |
| Amendment to Decision 2002/657 CE regarding the frame of some minimal requests for fulfilling the limits (MRPLs) on waste of food origin. | Directive 2004/025/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2008 |
| List of territories from which the import of some sorts of Fish, its eggs and gametes, is authorised from the EC | Regulation 2006/0680 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | AUGUST 2008 |
| Regulation that sets out the rules to be applied in the import of bovine semen. | Directive 2004/639 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | AUGUST 2008 |
| Regulation on implementation of the regulation to set Animals' Matriculas, passports and register. | Regulation 2004/911EC, Directive 2006/028/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | AUGUST 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Decision on the implementation of the monitoring programs of the aviary flue in chicken and wild birds. | Decision 2006/0101 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| Commission Decision of 11.08.2006 on some protective measures concerning HPAI type H5N1 in wild birds in the Community and that abrogates Decision 2006/115CE amendment to Decisions 2005/692, 2005/733 and 2006/7 CE and some measures concerning the HPAI. | Decision 2006/563 CE, Decision 2006/521 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| Commission Decision of 14.06.2006 on some protective measures as regards the HPAI in chickens or other fowl in the community. | dir 2006/416 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| Classification criteria of the third countries regarding HPAI and ND concerning the import of chicken and eggs. | Decision 93/0342 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| Regulation on the control of aviary flue that abrogates Regulation 92/40 CE | reg. 2005/94 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| Organisation of veterinary controls to animals coming from third countries. | Dir. 91/0496 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2008 |
| List of third countries from which chickens, eggs for farming, 24-hours birds, chicken meat, wild fowl can be imported in the EU countries. | Decision 06/0696 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2008 |
| Approval of diagnostic manual on the aviary Flu as foreseen in Dir. 2005/94 CE | dir.2006/437 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2008 |
| List of third countries or their areas and veterinary Certificate conditions from which EC can import livestock and fresh meat. | Decision.79/0542 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2008 |
| List of territories from which import of some sorts of Fish, its eggs and gametes, is authorised from the EC. | Decision 2006/680 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2008 |
| On forbidding the use of some substances with hormonal Or ryostatic and beta-agonistic effect in farms and abrogation of directive 81/602 CE, etc. | Dir.96/0022 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2008 |
| Zoo technical and veterinary control applied in the intra-Communitarian trade of livestock and their by-products aiming at competing the domestic market. | Dir.90/425 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2008 |
| Determination of the level and frequency of taking Samples foreseen in Directive 96/23 CE for the monitoring of some substances and waste in the animal products. | Dec.97/0747 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2008 |
| Intra-Communitarian trade and third-countries import conditions for the animal health of chicken and eggs for farming. | Dir.90/539 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| On detailed rules for the implementation of regulation 820/97 CE for the implementation of the minimal administrative sanctions in the setting of identification and registration system of bovine farms. | Regulation 98/0494 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2008 |
| Decision on the implementation of monitoring programs of the aviary flue in chicken and wild birds, to be implemented in the member countries. | Decision 2005/0464/CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JANUARY 2009 |
| Regulation on specific dispositions on controlling and Permanent removing o the blue tongue disease. | Directive 2000/0075/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | FEBRUARY 2009 |
| Commission Decision of 5.04.2006 improving decision 2005/393/BE concerning restricted areas of the Blue Tongue disease in Italy. | Decision 2006/0268 EC | FULL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | FEBRUARY 2009 |
| Decision on the plans of taking samples and the Diagnosing Methods for the tracing and confirmation of some diseases in fish that abrogates Decision 92/532/EU. | Decision 2001/0183/ EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | FEBRUARY 2009 |
| Decision on the implementation of the council Directive 96/23/EC on the performance of analytical methods and Interpretation of results. | Decision 2002/0657 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MARCH 2009 |
| Regulation on the rules for animals' health in the trade of small animals. | Directive 91/68 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | APRIL 2009 |
| Decision of the Commission dated 17.10.2005 as improvement of Decision 2005/464/BE on the implementation of programs of the aviary flue in chicken and wild birds, to be implemented in the member countries. | Decision 2005/0726/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | APRIL 2009 |
| Commission Decision of 17.10.2005 on the establishment of additional requirements for the monitoring for Aviary flue in wild birds. | Decision 2005/0731EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2009 |
| Decision on the protected and monitored areas of the Blue Tongue Disease, as well as the conditions to be met during entrance-exits from these areas. | Decision 2005/0393 EC, Decision 2005/0434/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2009 |
| Decision of the Commission dated 21.10.2005 defining the bio-safety measures for the reduction of danger to transmit Aviary Flue with high level of frequency. | Decision 2005/0745 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MAY 2009 |
| Improvement to Decision 2005/734/EC on the bio-safety measures for the reduction of danger to transmit the Aviary Flue with high frequency. | Decision 2005/0855EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JUNE 2009 |
| Decision of the Commission dated 19.10.2005 defining the bio-safety measures for the reduction of danger to transmit the Aviary Flue with high frequency. | Decision 2005/0734 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JULY 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Enhancing the Decision 2005/731/BE on additional Requirements for the monitoring of Aviary Flue in wild birds. | Decision 2006/0052 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | AUGUST 2009 |
| Decision of the Commission dated 6.07.2006 regarding some measures to prevent the spread of aviary flue with high incidence, caused by virus A, sub-type H5N1 in zoos' birds. | 2006/- CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Enhance of decision 2005/734/BE regarding some measures to prevent the spread of aviary flue. | Decision 2006/0574/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Regulation on the requirements of bivalve molluscs' water. | Dir. 2006/0113 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Enhance of decisions 2005/710/EC, 2005/734/EC, 2005/758/BE, 2005/759/EC, 2005/760/EC, 2006/247/EC and 2006/265/EC regarding some protective measures against the Aviary Flue. | Decision 2006/0404 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Enhance of annex E of the Council Directive 91/68/EC regarding the renovation of the health certificate model for sheep / goats. | Decision 2005/0932 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Directive on the Community measures for the control of Epizootic Apthae which abrogated Directive 85/511/EC and decision 89/531/BE and 91/665/BE for the improvement of Directive 92/46. | Directive 03/0085CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2009 |
| Enhancing Decision 2005/393/BE regarding some restricted areas of the Blue Tongue disease. | Decision 2006/0591,0633, 0650, 0893, 0761, 0858 /EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2009 |
| Drafting the list of third world countries or parts of these, definition of conditions for the issuance of animals' health certificates and the public certificate, and the public certificate for the import to the Community of some living animals and their fresh meat. | Decision 79/0542 | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2009 |
| Decision on the criteria to be applied to the drafting of contingency plans for the control of Epizootic Apthea. | Decision 91/0042 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2009 |
| Decision defining the detailed rules on the official sampling and the monitoring of some substances and residues in living animals and their products. | Decision 98/0179 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2009 |
| Directive on the certification of animals and their products. | Decision 96/0093 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2009 |
| Regulation regarding the trade controls of domestic trade with the purpose of completing of internal market. | Decision 89/0662 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2009 |
| Regulation on the community code, as regards the medicinal veterinary products. | Decision 01/0082 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | MARCH 2010 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation on the undesired substances in animal food. | Directive 2002/0032 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | APRIL 2010 |
| Decision specifying the period after which the vaccination Anti-lyssa, is considered valid. | Decision 2005/009/ EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JUNE 2010 |
| Decision specifying the criteria on the areas and official monitoring of the presence of infective anaemia of salmonella (ISA) | Decision 2003/0466 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | JUNE 2010 |
| Regulation on the procedures for authorising and monitoring se the medicinal products for veterinary use. | Regulation 93/2309 CE Regulation 95/540 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2010 |
| Regulation for the control of salmonella and other zoonotic agents in food. | Regulation 2003/0160 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | SEPTEMBER 2010 |
| Decision amending annex 1 of the Directive 2002/32/EC On the undesired substances in animal food, as regards chlorine, fluorine and cadmium. | Directive 2005/0086 CE Directive 2005/0087 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2010 |
| Decision adopting a list of materials, which circulation or use in order to feed animals is forbidden. | Decision 2004/0217 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | OCTOBER 2010 |
| Directive on the animals' health requirements, for aquaculture animals and their products, and the prevention and control of some aqua animals' diseases. | Directive 2006/0088/EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |
| Regulation for the implementation of regulation 2160/2003 CE, as regards the objectives of the EC for the reduction of prevalence in some salmonella stereotypes in eggs (Gallus gallus) and amending Regulation 1003/2005 CE | Regulation 2006/1168CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |
| Regulation implementing Regulation 2160/2003, as regards the requirements for specific methods of control, used in the national control programs for the salmonella in chicken. | Regulation 2005/1091CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |
| Regulation defining the principles and indicators for the practice of processing medicinal veterinary products. | Directive 91/0412 CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |
| Regulation in implementation of regulation 2003/160 CE regards the requirements for specific methods of control, used in the national control programs for the salmonella in chicken. | Regulation 2006/0177CE | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |
| Regulation for the implementation of regulation 21602160/2003 CE, as regards the objectives of the EC for the reduction of prevalence in some salmonella stereotypes in eggs (Gallus gallus) and amending Regulation 2160/2003 | Regulation 05/1003 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | NOVEMBER 2010 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation for the implementation of Directive 2001/82/EC related to the criteria of using some medicinal products for the production of animal food, based on the veterinary requirements describe in Directive 2001/82 CE | Directive 2006/0130 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | DECEMBER 2010 |
| Regulation on putting into market the biocide products. | Directive 98/0008 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | DECEMBER 2010 |
| Regulation amending annexes I and II of Directive 2002/32/EC on the undesired substances in animal food, as regards the dioxins and similar substances PCB. | Directive 06/0013 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | DECEMBER 2010 |
| Regulation on the general veterinary measures for the control of some diseases in animals and specific measures related to the vesicular disease in pigs. | Regulation 92/0119 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | DECEMBER 2010 |
| Regulation amending annex I of Directive 2002/32/EC, as regards the maximal levels for the ingredients of organic chlorines in animal food. | Directive 06/0077 EC | PARTIAL | DIRECTORY OF FOOD SAFETY AND CONSUMER PROTECTION | DECEMBER 2010 |
| **3.8.5 PLANT PRODUCTION** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Instruction on organization and maintenance of the Viticulture and Wine Cadastre. | Regulation 2392 / 86,EC | PARTIAL | _ | SEPTEMBER 2007 |
| DCM on the marketing of the multiplying material of the fruit trees. | Direktivat:68/193, 92/34, 93/48 | PARTIAL | _ | SEPTEMBER 2007 |
| Law On the plant sowing material. | Directives: 64/401; 66/402; 68/193; 92/33; 92/34; 93/48; 93/61; 93/62; 93/64; 93/79; 99/105 | PARTIAL | _ | OCTOBER 2007 |
| DCM on marketing of cereal seeds and forage crops | Directives: 66/401EC, 66/402 EC | PARTIAL | _ | OCTOBER 2007 |
| Regulation on the criteria and detailed rules for the establishment of Viticulture and Wine register, to be approved. | Regulation 1493/99 EC 2676/90EC, 1623/2000 EC, 1622/2000EC, 649/87 EC | PARTIAL | _ | NOVEMBER 2007 |
| DCM On the structure, functioning, acceptance and evaluation criteria of the necessary documentation and the duties of the national certifying bodies for the BIO products. | Regulation 2092/91EC, 207/93, EC 1788/2001EC, 94/92EC, 529/95EC | PARTIAL | SHBO | JUNE 2008 |
| Improvement to law no. 8880,datd 15.4.2002 ”on the rights of the plant selector and the sub-legal acts deriving from the law. | Regulation 2100 / 94EC | PARTIAL | _ | SEPTEMBER 2008 |
| DCM ”On the multiplying vegetable material, different from the seeds”. | Directives 92/33, 93/61EC | PARTIAL | _ | OCTOBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Instruction on the rules of control regarding multiplying vegetable materials, different from trees and those of the multiplying of the fruit trees. | Directives 93/62, 93/64 EC | PARTIAL | _ | OCTOBER 2008 |
| Instruction on the completion of the list of the multiplying materials of the fruit trees". | Directives 93 / 79 EC | PARTIAL | _ | OCTOBER 2008 |
| Law on the Viticulture and Wine | Regulations 1493/99, 2676/90, 1623/2000, 1622/2000 | PARTIAL | _ | JUNE 2009 |
| Regulation and necessary sub-legal act that derives from the new law on Viticulture and Wine. | Regulations 1493/99 EC 2676/90 EC, 1623/2000 EC, 1622/2000 EC | PARTIAL | _ | SEPTEMBER 2009 |
| **3.8.6 PLANT PROTECTION** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| Rules on the product registration for the plant protection. Approved by DCM. | Dir. 91/414/EEC e 15 JULY 1991, with its amendments; Dir. 1999/45/EC e 31 MAY 1999 (Article 2- Definitions, Article 9- Packaging, Article 10- Labelling, Article 14- Security data material); Dir. 67/548/EEC of 27.07.1967 | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; MINISTRY OF HEALTH | SEPTEMBER 2007 |
| Rules on classification, importing, marketing, storing, transportation, use and PPP elimination. Approval by DCM. | Dir. 91/414/EEC, e 15 JULY 1991, and its amendments; Dir. 79/117/EEC, e 21 DECEMBER 1979; Dir. 67/548/EEC, e 27 JULY 1967 (Annexes II and VI); Dir. 92/32/EEC, e 30.04.1992; Dir. 78/631/EEC (Annex VII - S Frases). | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE; MINISTRY OF INTERIOR; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION MINISTRY OF HEALTH | SEPTEMBER 2007 |
| Rules on the Maximum Levels of Waste (MLW) of the PPP-s in people and animal food of plant and animal origin. Approval from the Ministry of Agriculture, Food, and consumer protection. | Regulation no. 396/2005 of European Parliament and and of the Council, 23.02.2005. | PARTIAL | PUBLIC HEALTH INSTITUTE | MAY 2008 |
| Rules on the approval of protected areas, exposed to special dangers related to the health of plants. Approval by the Minister of MAFCP. | Dir. 92/70/EEC, dated 30.07.1992; Dir. 2001/32/EC, of 8.05.2201 with its amendments. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | SEPTEMBER 2008 |
| Amendment to "Rules on the Phyto-sanitary Quarantine inspection". Approval by DCM . | Dir.2000/29/EC, e 8 MAY 2000, with its amendments. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | SEPTEMBER 2008 |
| Rules on the establishment of an obligatory system Regarding the registration of the plants and plant products importers. Approval by the minister of Agriculture, Food and Consumer Protection. | Dir. 92/90/EC, dated 3.11.1992. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | SEPTEMBER 2008 |
| Regulation on the movement of certain plants, plant Products and/ or other items through protective area, as well as the movement of plants originating of moving through protected areas. Approval by the minister of MAFCP. | Directive 93/51/EC, dated 24.06.1993. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | OCTOBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Rules on the classification, labelling and packaging of PPP-s. Approval by the minister of Agriculture, Food and Consumer Protection. | Dir. 67/548/EEC, dated 27.06.1967, and its amendments, Dir. 2001/59/EC, dated 6.08.2001. | PARTIAL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION, MINISTRY OF HEALTH | NOVEMBER 2008 |
| Regulation on the control of California Turtle (San Jose). Approval by the minister of MAFCP. | Dir. 2006/91/EC dated 7.11.2006 | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | NOVEMBER 2008 |
| Rules on establishing the plant passport, used for the movement of plants and plant products. Approval by the minister of MAFCP. | Dir. 92/105/EEC, dated 3.12.1992 and its amendments. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | MAY 2009 |
| Rules for the production and trade of seedling, vegetables and vegetables seedling material, except that with semen. Approval by the minister of MAFCP. | Dir. 92/33/EEC, dated 28.04.1992 and its amendments. | PARTIAL | | SEPTEMBER 2009 |
| Rules on setting notification procedures for banning a Dangerous organism or carriage from the third world Countries, which carry possible phyto-sanitary risk. Approval by the minister of MAFCP. | Dir. 94/3/EC, dated 21.01.1994. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | NOVEMBER 2009 |
| Rules on the production and trade of fruit trees' seedling Material. Approval by the minister of MAFCP. | Dir. 92/34/EEC dated 28.04.1992, and its amendments. | PARTIAL | MINISTRY OF EDUCATION AND SCIENCE | MARCH 2010 |
| **3.8.7 RURAL DEVELOPMENT AND AGRICULTURAL STRUCTURES** | | | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION** | | | | |
| DCM "On the establishment of the Payments Agency". | Regulation no. 1260/1999, with general dispositions on Structural funds. | PARTIAL | | DECEMBER 2007 |
| **3.8.8 FORESTRY AND PASTURES** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft DCM "On the establishment of the Forestry Policies Council". | 367/89 EEC | MISSING | MINISTRY OF INTERIOR; MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION, MINISTRY OF FINANCE, METE | SEPTEMBER 2007 |
| Draft DCM "On the tariffs of the damage compensation In the grazing fund." | none | MISSING | MINISTRY OF FINANCE, MINISTRY OF INTERIOR | OCTOBER 2007 |
| DCM "On the procedures of change of the pasture funds, tariffs for grazing and land usage". | none | MISSING | MINISTRY OF FINANCE, MINISTRY OF INTERIOR | JUNE 2008 |
| Amendment to law "On the protection and development of Natural Medical Plants" | none | MISSING | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION | JUNE 2008 |
| DCM. "On drafting and implementation of the National Programme on forests and pastures, and the regional-level development programmes". | none | PARTIAL | MINISTRY OF INTERIOR; MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION, MINISTRY OF FINANCE, METE | JUNE 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| DCM on establishment of strategic reserves of wood Material, forestry protection and maintenance. | none | MISSING | MINISTRY OF INTERIOR OF AGRICULTURE, FOOD AND CONSUMER PROTECTION, MINISTRY OF FINANCE, METE | JUNE 2009 |
| Draft DCM "On the establishment of the Agro-forestry Extension Service" | EC 1054/94;EEC2080/92; EC 231/96 | PARTIAL | MINISTRY OF INTERIOR; | AUGUST 2009 |
| **3.9 FISHERIES** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Completion of the legislation for the Inspection and Checking. | 1-2406/96 493/87 1381/87 1382/87 89/631 1226/94 3317/94 2943/95; 96/286; 2205/97; 2635/97-EEC | PARTIAL | JURIDICAL DIRECTORY | SEPTEMBER 2007 |
| Completion of the legislation for the managing of Resources. | 788/96 2930/86 94/929 897/94 95/84; 3510/82; 671/84 1536/92 3690/93 1093/94 2406/96 493/87 89/631 3499/91 1626/94; 1627/94 EEC | PARTIAL | JURIDICAL DIRECTORY | DECEMBER 2008 |
| Law on the ratification of Adherence to ICCAT Agreement. | | FULL | | APRIL 2009 |
| Approval of regulation for the managing of resources. | | FULL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | SEPTEMBER 2009 |
| Approval of the regulation for the managing of red tuna resources. | | PARTIAL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | JUNE 2010 |
| **3.10.1 ROAD INFRASTRUCTURE** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Drafting and approval "Albanian Standards for Designing and Construction of Roads " | European Standards for Designing and Construction of Roads (EC Normative). | FULL | GENERAL DIRECTORATE OF ROADS, GENERAL DIRECTORATE OF STANDARDISATION AND CERTIFICATION | FEBRUARY 2008 |
| Draft-act "On preparing of updated road maps". | | P/A | GENERAL DIRECTORATE OF ROADS, MINISTRY OF INTERIOR | DECEMBER 2008 |
| **3.10.2 ROAD SAFETY** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft-act "On amendment of the Regulation for the Implementation of the Road Code" DCM No. 153, dated 4. 07.2000 | Directive 91/439/EEC On the Driving licenses | PARTIAL | MINISTRY OF INTERIOR MINISTRY OF HEALTH | DECEMBER 2007 |
| Draft-act "On amendments to the Qualification Instruction for Drivers and the Theory-practical Programme no. 994, dated 12.3.2003" | Directive 91/439/EEC On the Driving licenses | PARTIAL | GENERAL DIRECTORATE OF ROAD TRANSPORT | JUNE 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-law "On the transport of dangerous goods". | Directive 94/55/EC "On the transport of dangerous goods" | PARTIAL | | SEPTEMBER 2008 |
| Draft-decision of CM "On appointment of road safety Consultants in the road transport of dangerous goods". | Directive 96/53 EC "On appointment of road safety Consultants in the road transport of dangerous goods". | PARTIAL | GENERAL DIRECTORATE OF ROAD TRANSPORT | MARCH 2009 |
| Draft-act "On the procedures to control the dangerous goods" | Directive 95/50/EC "On the uniform procedures to control the dangerous goods in the road transport " | PARTIAL | | JUNE 2009 |
| **3.10.3 ROAD TRANSPORT** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft-law "On amendment to law no. 8378, dated 22.07.1998 "Road Code of the Republic of Albania" (On professional acceptance of road transport operators; social law on road transport; on the work time; on weights and measures; etc). | Directives and Regulations 96/26/EC; 561/2006/EEC; 2002/15/EC; 2006/22/EC; 96/53/EC; 94/55/EC; 96/35/EC; 95/50/EC | PARTIAL | GENERAL DIRECTORATE OF | OCTOBER 2007 |
| Draft-decision "On professional acceptance of the road transport operator activity and the mutual recognition of diplomas and certificates". | Directive 96/26/EC "On professional acceptance of the road transport operator activity of goods and Travellers, mutual recognition of diplomas and certificates and other official qualifications", amended from Directive 98/76/EC. | PARTIAL | GENERAL DIRECTORATE OF | JANUARY 2008 |
| Draft-law "On adherence to Convention "On taxing of Motor-vehicles that are dealing in the International Transport of Passengers by road". | | FULL | MINISTRY OF FINANCE; GENERAL DIRECTORATE OF ROAD TRANSPORT | JUNE 2008 |
| Draft-law "On adherence to Convention "On taxing of Motor-vehicles that are dealing with International Transport of goods"." | | P/A | MINISTRY OF FINANCE; GENERAL DIRECTORATE OF ROAD TRANSPORT | JUNE 2008 |
| Draft-decision "On definition of some Motor-Vehicles of maximal allowed dimensions in the national and international traffic and the maximal authorized weights in the international traffic". | Directive 96/53/EC; On definition of some Motor-Vehicles circulating inside the Community on the maximal allowed dimensions in the national and international traffic and the maximal authorized weights in the international traffic, amended from Directive 2002/7/EC | FULL | | DECEMBER 2008 |
| Draft-law "On approval of the new document on social policies for the drivers, organization of the work-time In order to increase road safety" | Regulation 561/2006/EEC, "On harmonization of some social laws in the road transport and abrogation of regulation 3820/85/KEE and Directive 2002/15/EC "On organization of work time road transport workers" | FULL | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES; GENERAL DIRECTORATE OF ROAD TRANSPORT | JANUARY 2009 |
| Draft-decision "On standard check procedures for the implementation of road transport laws". | Directive 2006/22/EC "On the minimal conditions for the implementation of the Council Regulations No. 3820/85/EEC and No. 3821/85/EEC "On the legislation for the road transport activities" and abrogates the Council Directive 88/599/EEC. | FULL | GENERAL DIRECTORATE OF ROAD TRANSPORT | FEBRUARY 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-law “On transport of dangerous goods by road”. | Council Directive 94/55/EC "On approximation of the Member States legislation concerning the transport of dangerous goods by road", amended from annexes A and B of the Directive | PARTIAL | | OCTOBER 2009 |
| Draft-decision "On employment and professional qualification of road safety consultants in the carriage of dangerous goods by road" | Directive 96/35/EC "On employment and professional qualification of road safety, rail and internal water consultants for the dangerous goods”. | PARTIAL | GENERAL DIRECTORATE OF ROAD TRANSPORT | JANUARY 2010 |
| Draft-law "On amendment to law no. 8977, dated 12.12.2002 "On the system of taxes in the Republic of Albania"." | Directive 99/62/EC "On taxation of heavy Motor-Vehicles for transport of goods used in particular infrastructures" | PARTIAL | MINISTRY OF FINANCE; GENERAL DIRECTORATE OF ROAD TRANSPORT | SEPTEMBER 2010 |
| Draft-decision "On standard check procedures for the road transport of dangerous goods" | Council Directive 95/50/EC " On standard check procedures for the road transport of dangerous goods” amended from Directive 2001/26/EC; Commission Directive 2004/112/EC. | FULL | GENERAL DIRECTORATE OF ROAD TRANSPORT | SEPTEMBER 2010 |
| **3.10.4 RAIL TRANSPORT** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Regulation on issuing and withdrawing the driving license and examination of administrative contraventions. | Directive 95/18/CE, Directive 2001/14/CE, Directive 2004/49/CE, | PARTIAL | | AUGUST 2007 |
| Instruction on the technical standards of construction, functioning and maintenance of the railroad crossings. | Directive 96/48/CE, Directive 2001/16/CE, Technical Specifications of Interaction, (Chapter "Infrastructure"), drafted based on article no.6, paragraph 1, of Directive 96/48/CE | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | AUGUST 2007 |
| Regulation for the technical exploitation of the rail-line from the railway transporters. | Directive 2001/14/CE and other supporting material | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Regulation on criteria to issue licenses to the railway transporters. | Directive 95/18/CE, Directive 2001/13/CE and Directive 2004/49/CE | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Regulation for the rail transport of passengers and luggage. | | MISSING | | SEPTEMBER 2007 |
| Regulation on control, maintenance and protection of the railway infrastructure. | Directive 96/48/CE, Directive 2001/16/CE, Directive 2004/49/CE , Directive 2004/50/CE, Technical Specifications of Interaction (Chapters ”Maintenance" And ”Infrastructure") | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Regulation on issuing permissions for the activity of railway transporters. | Directive 95/18/CE, Directive 2001/13/CE, Directive 2004/49/CE | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | OCTOBER 2007 |
| Approval of Regulation on technical exploitation of railways. | Directive 91/440/CE, Directive 2001/12/CE, Directive 2001/13/CE, Directive 2001/14/CE, Directive 2001/16/CE, Directive 2004/49/CE, Directive 2004/50/CE, Directive 2004/51/CE | PARTIAL | MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | OCTOBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Regulation on technical standards of railway lines. | Directive 96/48/CE, Directive 2001/16/CE, Decision Of the European Commission dated 30.5.2002 on Technical Specifications of Interaction (TSI) on "Infrastructure". | PARTIAL | GENERAL DIRECTORATE OF STANDARDISATION AND CERTIFICATION, DIRECTORY OF CONSTRUCTION POLICIES | MAY 2008 |
| Regulation on signalling and communication systems on the railway. | Directive 96/48/CE, Technical Specifications of Interaction (Control – Command –Signalling) | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | JUNE 2008 |
| Regulation on technical conditions of acceptance and The acceptance for the use of railway means. | Directive 96/48/CE, Technical Specifications of Interaction on "Motor-vehicles" | PARTIAL | MINISTRY OF EUROPEAN INTEGRATION | JUNE 2008 |
| Regulation on the railway carriage of dangerous goods. | Directive 96.49 CE "Legal approximation of the Member States concerning the railway carriage of dangerous goods" | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF EUROPEAN INTEGRATION | JUNE 2009 |
| **3.10.5 MARITIME TRANSPORT** | | | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft-law on adherence of Albania in the Paris Memorandum of Understanding “On Port State Control" | Directive 94/57/EC Directive 95/21/EC "On Port State Control” | FULL | MINISTRY OF FOREIGN AFFAIRS | JULY 2007 |
| Developing and preparing draft-law "On the minimal Standards in trade ships” 1976 the 1996 (ILO 147) Protocol". | | P/A | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES; MINISTRY OF FOREIGN AFFAIRS | SEPTEMBER 2007 |
| Draft-law on establishment of Maritime Administration. | Directive 94/57/EC Directive 95/21/EC "On Port State Control " | FULL | _ | OCTOBER 2007 |
| United Nations Convention "On ship arrestment” 1999 | | P/A | MINISTRY OF FOREIGN AFFAIRS | APRIL 2008 |
| Draft-law on adherence in the Convention On the minimal age of seamen employment. | | P/A | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES; MINISTRY OF FOREIGN AFFAIRS | APRIL 2008 |
| United Nations Convention "On maritime hostages and pretending", 1993 | | P/A | MINISTRY OF FOREIGN AFFAIRS | JUNE 2008 |
| Draft-law on adherence to Convention "On the carriage of goods that are dangerous and poisoning HNS 96". | | P/A | MINISTRY OF FOREIGN AFFAIRS | APRIL 2009 |
| National Intervention Plan in case of accidental pollution of the sea (Contingency Plan), respective draft-decision for the approval of the plan. | a) Directive 93/75/EC b) Directive 95/21/EC c) Directive 2000/59/EC d) Directive 2002/84/EC "On Port State Control" | FULL | MINISTRY OF INTERIOR, MINISTRY OF DEFENCE, MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; | OCTOBER 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-law “On adherence to Convention On Ballastitt Waters, 2004" | | P/A | MINISTRY OF FOREIGN AFFAIRS | MAY 2010 |
| **3.10.6 AIR TRANSPORT** | | | | |
| **MINISTRY OF PUBLIC WORKS TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft DCM "On the approval of the regulation requirements of EUROCONTROL on the Albanian Civil Aviation". | Regulation 2096/2005/EC " On safety of air navigation". | FULL | MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2007 |
| Draft-law ”On Approval of Air Code”. | Directive 2002/30/EC , Regulation 2407/92/EC, Regulation 2343/90/EC Regulation 2320/2002/EC, Dir. 94/56/EC , Regulation 2027/97/EC, Regulation 889/2002/EC, Regulation 785/2004/ EC, Regulation 549/2004/EC, Regulation 550/2004. | FULL | | DECEMBER 2007 |
| Draft DCM "On establishment of National Board of Investigation of Incidents and Accidents, as an independent aviation body". | Directive 94/56/EC "On investigation of incidents and accidents" | FULL | MINISTRY OF INTERIOR; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF HEALTH | AUGUST 2008 |
| Draft DCM "On establishing and defining the structure and way of financing the Civil Aviation Authority". | | P/A | PUBLIC ADMINISTRATION DEPARTMENT, MINISTRY OF JUSTICE; MINISTRY OF FINANCE MINISTRY OF EUROPEAN INTEGRATION | NOVEMBER 2008 |
| Draft Act "On organization of air space and the air rules in the Republic of Albania" | Regulation 551/2004/EC "On organization and use of air space" implementing from article 1 to 11. | FULL | MINISTRY OF INTERIOR; MINISTRY OF JUSTICE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF DEFENCE; MINISTRY OF FOREIGN AFFAIRS | DECEMBER 2008 |
| Instruction of the Minister of Public Works, Transport and Telecommunication on setting the requirements for issuing the Authorisation of Air Operator and Certificate Of Operation in the Air (C.O.A) | Regulation 2407/92/EEC "On the license and right of operation"; Directive 2002/30/EC "On defining rules and procedures for the noise reduction in the Community Airports", Document 30 of ECAC | FULL | COMPETITION AUTHORITY; MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY; MINISTRY OF FINANCE | MARCH 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Instruction of the Minister of Public Works, Transport and Telecommunication on permissions for the companies of foreign aviation in cases in of in international transport and Air works in the territory of the Republic of Albania. | Regulation 2150/2005/EC and 2096/2005/EC "On issuing permissions in cases of international transport and air works in the Member States territory"; implementing articles 1to 9, addenda I to V. | FULL | MINISTRY OF INTERIOR; MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF DEFENCE, MINISTRY OF FOREIGN AFFAIRS | MARCH 2009 |
| Instruction of the Minister "On licensing of technical engineering of ANTA Anonymous Company, concerning the safety in the Air Traffic services" | Regulation 2096/2005 EC "On safety of the Air Navigation Services" | FULL | MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF DEFENCE | APRIL 2009 |
| Draft Act "On appointment of the company that will be in charge of Meteorological Service for the aviation needs". | Regulation 2002/30/EC "On Meteorological Service for the aviation needs". | FULL | MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF FINANCE, MINISTRY OF DEFENCE | SEPTEMBER 2009 |
| Instruction "On requirements and procedures for the Safety in the air traffic services in accordance with ICAO and EUROCONTROL standards". | Regulation 549/2004/EC (Articles 1-6 and 9-14); 550/2004/EC (articles 1-19); 551/2004/EC (articles 1-11); 552/2004/EC (articles 1-12) ; Regulation 2096/2005 EC; 2150/2005/EC (articles 1-9) | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF DEFENCE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS; MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2009 |
| Draft Act "On procedures to issue permissions for the international flights of airplanes" | Regulation 2150/2005 of the Commission "On rules for the flexible use of air space" and Regulation 2096/2005 of the Commission "On setting the requirements for the air transport service"; implementing on articles 1 to 9, addenda I to V. | FULL | MINISTRY OF INTERIOR; MINISTRY OF DEFENCE; MINISTRY OF FOREIGN AFFAIRS; MINISTRY OF HEALTH; | DECEMBER 2009 |
| Instruction of the Minister of Public Works, Transport and Telecommunication to keep the state register of civil and experimental aerodromes. | Regulation 3922/91/EEC amended with: 2176/96/EC; 1069/99/EC; 2871/2000/EC; 1592/2002/EC "On harmonisation of the technical requirements and administrative procedures in the civil aviation field" (articles 1- 10 and 12-13) addenda I – II. | FULL | MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF DEFENCE; MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS | DECEMBER 2009 |
| Draft-act "On making use of cameras and other methods from the board of airplane". | Regulation 2320/2002/EC, amended from 622/2003/EC; 68/2004 EC; 849/2004/EC; 781/2005/EC; 857/2005/EC "On defining common rules for the safety in the civil aviation field" implementing in articles 1-12 and addenda. | FULL | AGENCY OF URBAN LEGALISATION AND INTEGRATION OF INFORMAL AREAS; MINISTRY OF INTERIOR; MINISTRY OF DEFENCE; MINISTRY OF HEALTH | JANUARY 2010 |

### 3.11 TAXATION

**MINISTRY OF FINANCE**

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Instruction of the Minister of Finance on excises. | EU Directive on indirect taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Instruction of the Minister of Finance on VAT. | EU Directive no.6 on VAT. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on VAT. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on VAT. Introduction of a reduced tariff on VAT. | EU Directive no.6 on VAT. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Instruction of the Minister of Finance on VAT. | EU Directive no.6 on VAT. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Instruction of the Minister of Finance on Value Added Tax. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Instruction of the Minister of Finance on Tax Procedures. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on Tax Procedures. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Instruction of the Minister of Finance on Value Added Procedures. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on Excises. | EU Directive on indirect taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on VAT. Enlargement of the number of taxpayers by reducing the VAT Registration Threshold. | EU Directive no.6 on VAT. | FULL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Draft-law on Income Tax; Enlargement of the integral System of statement and payment of personal income tax. | EU Directive on direct taxes. | PARTIAL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2008 |
| Harmonize excises tariffs with those of EU (fuels, alcoholic beverage, cigarettes) to achieve full harmonization except for the provisions concerning membership. | EU Directives and regulations on excises. | FULL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2010 |
| Full application of the integral system of statement and payment of personal income tax. | EU Directives and regulations on direct taxes. | FULL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2010 |
| Establishment of a transit regime under the tax suspension regime and establishment of tax warehouses (in the EU countries), that ensures full harmonization with EU directive and regulations on excises. | EU Directives and regulations on excises. | FULL | GENERAL DIRECTORATE OF TAXATION | SEPTEMBER 2010 |

**3.12 CUSTOMS**

**MINISTRY OF FINANCE**

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| DCM Implementing Dispositions of Custom Code, "On Obligatory Origin Information". | Regulation 648/2005/EC "Amendment to Council Regulation 2913/92/EC (For the adoption of the Communitarian Custom Code)". | PARTIAL | MINISTRY OF FINANCE | OCTOBER 2007 |
| Draft- DCM "Implementing Dispositions of Custom Code". | Regulation 1602-2000/EC "On the adoption of the Communitarian Custom Code" (Annex XV). | FULL | MINISTRY OF FINANCE | OCTOBER 2007 |
| DCM Implementing Dispositions of Custom Code " Measure of Custom Authorities in protection of the intellectual property. | Regulation 1383/2003/EC "Protection of intellectual property and respective measures", and directive 1891/2004/EC "On defining rules for the implementation of the regulation 1383/2003/EC. | FULL | MINISTRY OF FINANCE | OCTOBER 2007 |
| Law, amendment to Custom Code "Simplified procedures" | Regulation 2913/92EEC "On the adoption of the Communitarian Custom Code", and amendment 2007/2000/EC. | FULL | MINISTRY OF FINANCE | JULY 2008 |
| Law, amendment to Custom Code "Transit". | Regulation 955/1999/EC "Amendment to regulation 2913/92/EEC regarding the external transit". | FULL | MINISTRY OF FINANCE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | JULY 2008 |
| Amended law of the Custom Code, Part VIII, "Custom violations'. | | MISSING | MINISTRY OF JUSTICE; MINISTRY OF FINANCE | JULY 2008 |
| Law, amendment to Custom Code "Active and passive elaboration regimes". | Regulation 2700/2000/EC "Amendment to regulation 2913/92/EC "On approval of the Communitarian Custom Code". | FULL | MINISTRY OF FINANCE | JULY 2008 |
| P/DCM, "Amendment to implementing dispositions of Custom Code (DCM No. 205). | Directive 918/83/EEC "On establishing a Communitarian System for custom obligations" . | FULL | MINISTRY OF FINANCE | SEPTEMBER 2008 |
| DCM Implementing Dispositions of Custom Code "Simplified procedures". | Regulation 2454/1993/EC "Implementing dispositions of Communitarian Custom Code". | FULL | MINISTRY OF FINANCE | DECEMBER 2008 |
| Law, amendment to Custom Code Part II, "Civil Status service". | | MISSING | PUBLIC ADMINISTRATION DEPARTMENT; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | JULY 2009 |
| Amendments to Custom Code. | Communitarian Custom Code amended. | FULL | MINISTRY OF FINANCE | DECEMBER 2010 |
| **3.14.1 SOCIAL DIALOGUE** | | | | |
| **MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | |
| Draft-order of the Prefect "On the Participation of the Employers organisation and Trade Unions in the Counselling body", in collaboration with the local Government. | | P/A | | SEPTEMBER 2007 |
| Draft -DCM "On the functioning of the National Council of Labour and determining of representatives of the Council of Ministers in it"; | | P/A | | JANUARY 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-DCM "On establishing of the representatives Number of the Employers and Employees Organisations In the National Council of Labour" | | P/A | | APRIL 2009 |
| Draft-order of the Minister "On the appointment of members and candidates of the National Council of Labour, representative of employers and employees organisations. | | P/A | | JULY 2009 |
| Amendment to Labour Code for complete approximation as regards the protection of employees in case of incapability for payment from the employers. | Proposal of Directive as regards the protection of employees in case of Incapability for payment from the employees dated 06.11.2006 | PARTIAL | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | NOVEMBER 2009 |
| Draft-regulation of the National Council of labour. | | P/A | | NOVEMBER 2009 |
| **3.14.2 EMPLOYMENT** | | | | |
| **MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | |
| Draft-decision "On the payment of unemployed job seekers regarding the participation in the offered profession courses by the public centres of professional development". | | P/A | | NOVEMBER 2007 |
| Draft-law "On some amendments to law no. 8872 dated 29.03.2002 "On education and vocational training in the Republic of Albania"." | | P/A | MINISTRY OF EDUCATION AND SCIENCE | DECEMBER 2007 |
| Reviewing the legal basis of the programmes of employment stimulation in approximation with the European legislation. | Council decision 2005/600/EC | PARTIAL | NATIONAL EMPLOYMENT SERVICE | SEPTEMBER 2008 |
| New draft-law "On employment stimulation" in approximation with the European Strategy of employment. | Council decision 2005/600/EC | PARTIAL | NATIONAL EMPLOYMENT SERVICE | OCTOBER 2008 |
| Draft-law "On Albanian framework for Qualifications". | | P/A | MINISTRY OF EDUCATION AND SCIENCE | DECEMBER 2008 |
| 3.14.3 **SOCIAL PROTECTION AND SOCIAL SECURITY** | | | | |
| **MINISTRY OF FINANCE** | | | | |
| Draft-law "On some amendments to law no. 7703, dated 11.05.1993 "On the social security in the Republic of Albania". | | MISSING | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | JULY 2007 |
| Draft-DCM "On implementation to law no .7703 "On social security in the Republic of Albania". | | MISSING | | JULY 2007 |
| Draft-DCM "Regarding the increase of benefits". | | P/A | | JULY 2007 |
| Draft-DCM "Regarding the increase of benefits". | | P/A | | JULY 2008 |
| Draft-DCM "On implementation to law no. 7703 "On social security in the Republic of Albania". | | P/A | | JULY 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-DCM "Regarding the increase of benefits" | | MISSING | | JULY 2009 |
| Draft-DCM "On implementation to law no. 7703 "On social security in the Republic of Albania"." | | P/A | | JULY 2009 |
| Draft-DCM "Regarding the increase of benefits" | | MISSING | | JULY 2010 |
| Draft-DCM "On implementation to law no. 7703 "On social security in the Republic of Albania"." | | MISSING | | JULY 2010 |
| **3.14.4 HEALTH AND SAFETY AT WORK** | | | | |
| **MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | |
| Draft -DCM. "On approval of the statute and the symbol "On organization and functioning of the Public Health Institute". | Directive 89/391/CEE, Directive 2002/14/CEE | P/A | STATE LABOUR INSPECTORATE; MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SEPTEMBER 2007 |
| Draft-DCM "Regarding the dangerous items" | Directive 92/57/CEE, Council Directive of 24 November 1988 amending Directive 82*501/CEE, Directive 2001 /45/CEE | P/A | STATE LABOUR INSPECTORATE; MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SEPTEMBER 2007 |
| Draft-DCM "Regarding the dangerous substances". | Directive 2000/39/CE, Directive 2000/54/CE, Directive 98/24/CE | P/A | STATE LABOUR INSPECTORATE; MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SEPTEMBER 2007 |
| Draft-DCM of the National Strategy "Health and Safety at work" | | P/A | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | JUNE 2008 |
| Draft-Law "On the health and Safety at work" | Frame Directive 89/391/EEC, Directive 92/57/CEE, Directive 92/58/CEE, Directive 2003/105/CEE, Directive 200/54/CE, Directive 2003/10/CEE | PARTIAL | STATE LABOUR INSPECTORATE MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | DECEMBER 2008 |
| Draft-DCM implementing to law "On Health and Safety at work" | Resolution of the Council dated 21.12.1987 Directive 2001/45/CEE, Directive 93/103/CEE | P/A | STATE LABOUR INSPECTORATE MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | MARCH 2010 |
| **3.14.5 GENDER EQUALITY** | | | | |
| **MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | |
| Amendments to article 104 of the Labour Code of the Republic of Albania | Directive 92/85/EEC | PARTIAL | | MAY 2008 |
| **3.15.1 ENERGY SECTOR** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Approval of DCM on the National Strategy of Energy. | | P/A | NATIONAL ENERGY AGENCY; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | SEPTEMBER 2007 |
| Drafting of law "On procurement of electrical energy" | | FULL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Drafting of law "On procurement of electrical energy" | | PARTIAL | MINISTRY OF JUSTICE MINISTRY OF FINANCE | OCTOBER 2007 |
| Amendment to law no. 9072, dated 22.5.2003 "On the Electrical Energy Sector" | Directive 2003/54/EC concerning the communitarian rules of the domestic market of energy replacing Directive 96/92/EC. | PARTIAL | ENERGY REGULATORY AGENCY; ALBANIAN ELECTRICAL ENERGY CORPORATION; MINISTRY OF JUSTICE; MINISTRY OF EUROPEAN INTEGRATION | OCTOBER 2007 |
| Review of the Trade Transitory Model by DCM | Directive 2003/54/EC concerning the communitarian rules of the domestic market of energy replacing Directive 96/92/EC. | PARTIAL | ENERGY REGULATORY AGENCY; ALBANIAN ELECTRICAL ENERGY CORPORATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | OCTOBER 2007 |
| Approval of the legal framework on energy procurement in Government and Parliament. | Directive 2003/54/EC concerning the communitarian rules of the domestic market of energy replacing Directive 96/92/EC. | PARTIAL | ENERGY REGULATORY AGENCY; ALBANIAN ELECTRICAL ENERGY CORPORATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | DECEMBER 2007 |
| Review of the Code of Transmission, Distribution and Measurement. | Directive 2003/54/EC concerning the communitarian rules of the domestic market of energy replacing Directive 96/92/EC | FULL | ENERGY REGULATORY AGENCY; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | JANUARY 2008 |
| Drafting of law "On some amendments to law On fiscal easiness on construction of electric energy production resources " | 2001/77 EC Generation of Electric Energy from renewable sources. | PARTIAL | NATIONAL ENERGY AGENCY; ENERGY REGULATORY AGENCY; ALBANIAN ELECTRICAL ENERGY CORPORATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | MARCH 2008 |
| Drafting of law "On renewable sources" | | PARTIAL | ENERGY REGULATORY AGENCY; ALBANIAN ELECTRICAL ENERGY CORPORATION; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | MAY 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Drafting and approval by DCM of rules "On energy audits" | | FULL | ENERGY REGULATORY AGENCY; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | MAY 2008 |
| DCM "On the establishment of Regional Energy Agencies". | EUROSTAT | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | MAY 2008 |
| DCM "On the functioning and control of the Energy Efficiency Fund" | | P/A | NATIONAL ENERGY AGENCY | DECEMBER 2008 |
| **3.15.2 HYDROCARBONS SECTOR** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Drafting of base legal framework for the internal market of gas (legal acts and technical rules). | Directive 2003/55/EC of European Parliament and Council regarding the rules of the Domestic Market on natural gas. | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | SEPTEMBER 2007 |
| Drafting of base legal framework for production of Bio-fuels | Directive 2003/30 of European Parliament and Council of 08.05.2003 on promotion of using bio fuels for transport and renewable substances for transport. | PARTIAL | STATE INSPECTORATE OF CONTROL OF OIL, GAS AND THEIR BY-PRODUCTS; MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Drafting of sub-legal acts and technical rules on the Domestic Market of gas | Directive 2003/55/EC of European Parliament and Council regarding the rules of the Domestic Market on natural gas. | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | JANUARY 2009 |
| Amendment to DCM no. 808, dated 05.11.2004 “On Maintaining and managing of the security reserve on Oil, Gas and their by-products”. | Directive 98/93/EC amending Directive 68/414/EEC of 20.12.1968 of the Council on the EEC Member States obligation to reserve the minimum stock of gross oil and oil by-products 98/93/EC. | PARTIAL | STATE INSPECTORATE OF CONTROL OF OIL, GAS AND THEIR BY-PRODUCTS; MINISTRY OF EUROPEAN INTEGRATION; NATIONAL SCIENTIFIC CENTRE OF HYDROCARBONS | DECEMBER 2010 |
| **3.16.1 INDUSTRIAL POLICIES** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Draft-decision on harmonisation of the obligations and Exchange of data between the parties (ministries, institutions, entities, private and public entities) | | MISSING | MINISTRY OF JUSTICE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft law "On Integrated Pollution Prevention and Control" | Directive 2003/35 "On providing of public participation in drafting of planes and programmes concerning the Environment" amending directive 85/337/EC and 96/61/EC. | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | MARCH 2008 |
| **3.16.2 MINING SECTOR** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Amendment to law no. 8366 dated 02.07.1998 "On Albanian Geological Service" | | MISSING | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Drafting new draft "Mining law of Albania" | | MISSING | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| **3.17 SMALL AND MEDIUM ENTERPRISES** | | | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGY** | | | | |
| Approval of the Strategy of the sector of Business and Investments in the period 2007-2013 | | P/A | ALB INVEST; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Drafting law on establishment and functioning of Economic Areas. | | P/A | ALB INVEST; MINISTRY OF JUSTICE; MINISTRY OF EUROPEAN INTEGRATION | OCTOBER 2007 |
| DCM on establishment of the Exports Credit Fund. | | P/A | ALB INVEST; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | OCTOBER 2007 |
| Drafting of law "On SME-s", according to EU recommendations. | EU Commission Recommendation, dated 6.05.2003 concerning the definition of SME-s [Official Journal L 124 of 20/05/2003] | PARTIAL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION | APRIL 2008 |
| Drafting of legal framework for the Exports Credit Fund. | | P/A | ALB INVEST; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF FOREIGN AFFAIRS | MAY 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Drafting of law on e-signature | | P/A | MINISTRY OF JUSTICE; MINISTRY OF FINANCE MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | JUNE 2008 |
| Drafting of sub-legal framework implementing the law on establishment and functioning of economic areas. | | P/A | ALB INVEST; MINISTRY OF JUSTICE; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION; | NOVEMBER 2008 |
| Drafting of legal framework on electronic trade. | | FULL | MINISTRY OF JUSTICE; MINISTRY OF FINANCE MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | MAY 2009 |
| **3.18.1.1 FURTHER EDUCATION** | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | |
| DCM "On the formation of a Curricular Framework in Compliance with European Standards" | Bologna Declaration | PARTIAL | UNIVERSITIES | SEPTEMBER 2007 |
| Draft-DCM "On assessment and accreditation on Further Education" | Bologna Declaration | PARTIAL | AGENCY FOR FURTHER EDUCATION ACCREDITATION, UNIVERSITIES | SEPTEMBER 2007 |
| DCM "On the Legalisation of University and Further Education Institutions Properties" | Bologna Declaration | PARTIAL | | JUNE 2008 |
| DCM "On Study Transferral" | Bologna Declaration | PARTIAL | AGENCY FOR FURTHER EDUCATION ACCREDITATION UNIVERSITIES | AUGUST 2008 |
| DCM "On Academic Titles" | Bologna Declaration | P/A | | SEPTEMBER 2008 |
| DCM "On further education reforms" for the implementation of the “Bologna Declaration” objectives in order to achieve European Standards”. | Bologna Declaration | PARTIAL | AGENCY FOR FURTHER EDUCATION ACCREDITATION UNIVERSITIES | APRIL 2009 |
| DCM "On the Assessment and Accreditation Standards in compliance with the ENQA (European Network on Quality Assurance)”. | Bologna Declaration | PARTIAL | AGENCY FOR FURTHER EDUCATION ACCREDITATION UNIVERSITIES | MAY 2009 |
| DCM "On admission to the European Academic Standard" | Bologna Declaration | FULL | | JANUARY 2010 |
| **3.18.1.2 SECONDARY EDUCATION** | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | |

| Initiative | Reference to Acquis | | Approx | Coordinator | Delivery |
|---|---|---|---|---|---|
| Amendment to law no. 7952, dated 29.06.1995 "On Secondary Education" (amended) | Directive 77/486/EEC "On the education of migrant workers children"; Directive 92/51/EEC "On the secondary education system and recognition of the vocational education and training"; Decision 1934/2000 "On the European year of languages"; Decision no. 791/2004 | | PARTIAL | MINISTRY OF FINANCE, MINISTRY OF JUSTICE; MINISTRY OF LABOUR SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | DECEMBER 2007 |
| Instruction "On the compulsory education of 5-6 year-olds based on pilot schemes". | Decision no. 791/2004 EC "On programme of activity development in the field of education and training" | | PARTIAL | MINISTRY OF INTERIOR | JANUARY 2008 |
| Draft DCM "On the children services expansion throughout the marginalised areas accompanied by new alternatives and based on pilot schemes". | Directive 77/486/EEC "On the education of migrant workers children" | | PARTIAL | MINISTRY OF FINANCE; MINISTRY OF JUSTICE; MINISTRY OF LABOUR SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | JANUARY 2008 |
| Draft-DCM "On secondary education structures" | Directive 77/486/EEC "On the education of migrant workers children"; Directive 92/51/EEC "On the secondary education system and recognition of the vocational education and training" | | PARTIAL | WORLD BANK, NGO | FEBRUARY 2008 |
| Instruction for the implementation of the new curriculum of the school-year. | Decision nr. 791/2004 EC "On programme of activity development in the field of education and training" | | PARTIAL | | AUGUST 2008 |
| Order "On the implementation of the new secondary education structure and curriculum" | Directive 77/486/EEC; Decision 1934/2000 "On the European year on languages " | | PARTIAL | INSTITUTE FOR CURRICULA AND STANDARDS; WORLD BANK | JANUARY 2009 |
| Order "On the creation of new subject commissions for The reassessment of the new curriculum". | Decision nr. 791/2004 EC "On programme of activity development in the field of education and training " | | PARTIAL | | JANUARY 2009 |
| Order and instruction "On the expansion and settle of the compulsory education for 5-6 year-old in the education system scheme" | Directive 77/486/EEC" On the education of migrant workers children" | | PARTIAL | UNICEF, MINISTRY OF INTERIOR | MARCH 2010 |
| **3.18.1.3 VOCATIONAL EDUCATION** | | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | | |
| DCM on the Continuing Qualifications Systems for EPF Teachers and Instructors. | Decision no. 2493/95/EC | P/A | | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SEPTEMBER 2007 |
| Amendment to law no. 8872, dated 29.03.2002, "On the Education and the Vocational developing in the Republic of Albania" | Resolution 94/C 374/01 | | PARTIAL | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | FEBRUARY 2008 |
| DCM "On the Vocational Counselling and Orientation System". | Decision 92/51/ EEC | | PARTIAL | MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | APRIL 2008 |
| DCM "On the EPF levels" | Decision 85/368/EEC | | PARTIAL | MINISTRY OF LABOUR, SOCIAL AFFAIRS &EQUAL OPPORTUNITIES | FEBRUARY 2009 |
| DCM "On the initial Teachers and Instructors Qualification System". | | | MISSING | | FEBRUARY 2009 |
| DCM "On the initial Teachers and Instructors Qualification System". | Decision 2493/95/EC | | FULL | MINISTRY OF LABOUR, SOCIAL AFFAIRS &EQUAL OPPORTUNITIES | MAY 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **3.18.1.4 NON-DISCRIMINATION EDUCATION** | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | |
| Review of the Normative Dispositions of Secondary Education and drafting of corresponding sub-legal acts. | Directive 77/486/EEC "On the education of migrant workers children“ Decision no. 791/2004 EC "On programme of activity development in the field of education and training" | PARTIAL | MINISTRY OF INTERIOR MINISTRY OF LABOUR, SOCIAL AFFAIRS &EQUAL OPPORTUNITIES | JANUARY 2008 |
| Order on the regulation of work with IEP (Individual Education Plan) and the appropriate procedures on the Initial and ongoing Acceptance and Examination of the Disabled students. | Directive 77/486/EEC "On the education of migrant workers children". | PARTIAL | | JUNE 2008 |
| DCM "On financing the PAK Supervisor Training”. | Directive 2004/114/EC "On the conditions of the third countries acceptance in studies”, in students exchange and volunteer services”. | PARTIAL | MINISTRY OF FINANCE; MINISTRY OF INTERIOR MINISTRY OF LABOUR, SOCIAL OPPORTUNITIES | SEPTEMBER 2008 |
| **3.18.2.1 SCIENTIFIC RESEARCH** | | | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | |
| "Review and amendments of the Instructions of the Ministry of Education and Science regarding the competition ways with proposal for the priority research areas in the country. | | MISSING | | SEPTEMBER 2007 |
| Approval on new sub-legal acts for the implementation of amendments to law no. 7893, dated 22.12.1994, "On Science and Technological Development", amended with law no. 8401, dated 09.09.1998. | Not applicable | P/A | MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION; MINISTRY OF JUSTICE METE; CM; ACADEMY OF SCIENCE | JANUARY 2008 |
| Approval on new sub-legal acts for the implementation of amendments to law no. 7893, dated 22.12.1994, "On Science and Technological Development", amended with law no. 8401, dated 09.09.1998. | Not applicable | P/A | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION; MINISTRY OF JUSTICE; METE; CM; ACADEMY OF SCIENCE | JANUARY 2009 |
| Approval on new sub-legal acts for the implementation of amendments to law no. 7893, dated 22.12.1994, "On Science and Technological Development", amended with law no. 8401, dated 09.09.1998. | Not applicable | P/A | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION; MINISTRY OF JUSTICE; METE; CM; ACADEMY OF SCIENCE | JANUARY 2010 |
| **3.19 TELECOMMUNICATIONS** | | | | |
| **MINISTRY OF PUBLIC WORKS TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Draft-law "On the ratification of the Radio International Telecommunications Union Regulations" amended at the World Conference of Radio Communication (WRC-07). | | P/A | TELECOMMUNICATION REGULATORY ENTITY; MINISTRY OF EUROPEAN; MINISTRY OF JUSTICE; MINISTRY OF FINANCE | JULY 2007 |
| Draft-law "On the ratification of the Agreement at the Regional Conference of Radio Communication (RRC-06)" | | P/A | | SEPTEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| DCM "On the ratification of the Documents of the Omnipotent Conference" Antalia 2006 | | P/A | | OCTOBER 2007 |
| Draft-law "On the ratification of International Telecommunications Union Radio Regulations" amended in the World Conference of the Radio Communications (WRC-07)" | | P/A | TRE; MINISTRY OF JUSTICE; MINISTRY OF ECONOMY, TRADE AND ENERGY; MINISTRY OF FINANCE; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF FOREIGN AFFAIRS | APRIL 2008 |
| DCM " On the ratification of the Documents of the Omnipotent Conference". | | P/A | | OCTOBER 2008 |
| **3.20.1 CULTURE AND TOURISM** | | | | |
| **MINISTRY OF TOURISM, CULTURE, YOUTH AND SPORTS** | | | | |
| Drafting DCM-s for the implementation of the new law on tourism. | 90/314/EEC, 95/57/EC, 1999/34/EC | PARTIAL | MINISTRY OF INTERIOR; MINISTRY OF ECONOMY; TRADE AND ENERGY; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2007 |
| New Draft-law "On tourism in full approximation with EU legislation in the field. | 90/314/EEC, 95/57/EC, 1999/34/EC | PARTIAL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | SEPTEMBER 2008 |
| **3.20.2 AUDIO-VISUAL POLICIES** | | | | |
| **NATIONAL COUNCIL FOR RADIO AND TELEVISION** | | | | |
| Draft-law " On the ratification of the Agreement RRC-06 on the Numerical Terrestrial Broadcasting Planning in parts of regions 1 and 3 between frequency areas 174-230 MHz and 470-862 MHz". | | P/A | ASSEMBLY OF ALBANIA; MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATION | SEPTEMBER 2007 |
| Drafting a Regulation for licensing programme and network operators, implementing the new law "On Terrestrial Broadcasting" | Dir 2002/19/EC 07.03.2002 (Access Dir), Dir. 2002/20/EC 07. 2002 (Authorisation Dir), Dir 2002/21/EC 07.03.2002 (Framework Dir), Dir 2002/22/EC (Universal Service Dir), European Convention on Trans-boundary TV, Rec (2003)9, Rec (2007)3. | FULL | MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |
| Drafting and signing the Cooperation Memorandum between the National Council for Radio and Television and the Court District of Tirana, for exchange of information of registered companies in the Trade Register for conducting activity in the Audio-visual field | | P/A | MINISTRY OF EUROPEAN INTEGRATION | SEPTEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Drafting a new law "On Public and Private Radio and Television in the Republic of Albania" | Convention on «Trans-boundary TV », Directive «TV without Borders», Directive 2002/19/EC 07.03. 2002 (Access Dir) Directive 2002/20/EC 07.03. 2002 (Authorisation Dir) Directive 2002/21/EC 07.03.2002 (Framework Dir), Rec (2003)9, | FULL | ASSEMBLY OF ALBANIA | OCTOBER 2007 |
| Approval of Draft-decision "On the Policy and Development Strategy of the Radio and Television Broadcasting in the republic of Albania" | Convention on «Trans-boundary TV», Directive «TV without Borders», Directive 2002/19/EC (Access Dir), Dir 2002/20/EC (Authorisation Dir), Dir 2002/21/EC (Framework Dir), Rec (2003)9, Rec (2007)3. | FULL | MINISTRY OF EUROPEAN INTEGRATION; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | MAY 2008 |
| **3.21.1 HORIZONTAL LEGISLATION** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Second Part of the Draft-decision "On the National Methodology for Strategic Environmental Assessment and Environmental Impact Assessment" | Directive 85/335, Directive 42/2001 and instruction SEPAs and EC | FULL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | NOVEMBER 2007 |
| Draft-decision "On rules and procedures on Trans-boundary impact processes and activities where Albania is one of the casual parties" | ESPOO-s Convention | FULL | DIRECTORATE OF ENVIRONMENTAL IMPACT ASSESSMENT AND PERMITS | JUNE 2008 |
| Draft-instruction "On the Communication Documentation format for the Trans-boundary impact actors". | ESPOO-s Convention | FULL | DIRECTORATE OF ENVIRONMENTAL IMPACT ASSESSMENT AND PERMITS, LINE MINISTRIES AND LOCAL STRUCTURES | JUNE 2008 |
| Draft-instruction "On Intra-border expense lists and their Methodological Calculation Criteria". | ESPOO-s Convention | FULL | DIRECTORATE OF ENVIRONMENTAL IMPACT ASSESSMENT AND PERMITS, MINISTRY OF FINANCE | JUNE 2008 |
| Draft-instruction "on Action-Plans and Programmes in the Event of Distant Trans-boundary Industrial Accidents". | ESPOO-s Convention, Helsinki Convention | FULL | DIRECTORATE OF ENVIRONMENTAL IMPACT ASSESSMENT AND PERMITS, LINE MINISTRIES AND LOCAL STRUCTURES | NOVEMBER 2009 |
| Draft law "On Strategic Environmental Assessment" | Directive 2001/42/EC of the European Parliament and of the Council on the Assessment of the Effects of Certain Plans and Programmes on the Environment/ Protocol "On Strategic Environmental Assessment" of Convention "On Environmental Assessment". | FULL | DIRECTORATE OF ENVIRONMENTAL IMPACT ASSESSMENT AND PERMITS, LINE MINISTRIES AND LOCAL STRUCTURES | SEPTEMBER 2010 |
| Drafting of agreements between two ore more parties In the frame of Conventions and Protocols, etc. | ESPOO-s Convention, Aarhus, ratification protocols. | P/A | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2010 |
| **3.21.2 AIR QUALITY** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Law on adherence to "Protocol on heavy metals (Aarhus 1998)" | Protocol on heavy metals (Aarhus 1998) | FULL | METE, MINISTRY OF PUBLIC WORKS TRANSPORT AND TELECOMMUNICATIONS, MINISTRY OF HEALTH, PUBLIC HEALTH INSTITUTE | APRIL 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Amendment to law no. 8897, dated 16.05.2002 “On the Protection of air from pollution”. | Directive 96/62/EC Directive 99/30/EC NOx, SO2, Pb and PM10, amended by Commission Decision 04/224/EC; Directive 70/220/EEC on emissions from motor vehicles (light vehicles), amended by Directives 74/290/EEC, 77/102/EEC, 78/665/EEC, 83/351/EEC, | PARTIAL | PUBLIC HEALTH INSTITUTE; METE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | APRIL 2009 |
| Law on adherence to "Protocol concerning the further reduction of SO2 emissions (Oslo 1994)" | Protocol concerning the further reduction of SO2 emissions (Oslo 1994) | FULL | METE, MoPWTT, MINISTRY OF HEALTH; PUBLIC HEALTH INSTITUTE | APRIL 2009 |
| Law on adherence to "Protocol concerning the control of emissions of Nitrogen Oxides or their trans-boundary fluxes (Sofia 1988)" | Protocol concerning the control of emissions of Nitrogen Oxides or their trans-boundary fluxes (Sofia 1988) | FULL | METE, MoPWTT, MINISTRY OF HEALTH; PUBLIC HEALTH INSTITUTE | DECEMBER 2009 |
| Law on adherence to "Protocol for the long-term financing of the co-operative programme for monitoring and evaluation of the long-range transmission of air pollutants in Europe (EMEP) (Geneva 1984) | Protocol for the long-term financing of the co-operative programme for monitoring and evaluation of the long-range transmission of air pollutants in Europe (EMEP) (Geneva 1984) | FULL | METE, MoPWTT, MINISTRY OF HEALTH; PUBLIC HEALTH INSTITUTE | DECEMBER 2009 |
| **3.21.3 WASTE MANAGMENT**<br>**MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft-act on approval of rules, procedures and time Limits for drafting of Local Administration Plans of Solid Waste”. | Directive 75/442/EEC, Directive 99/31/EEC: On waste land filling. | PARTIAL | SIDA PROJECT, KORCE | DECEMBER 2007 |
| Draft-act on the list of waste permitted for import with the purpose of processing and recycling. | Regulation 259/1993/EEC | PARTIAL | MINISTRY OF FINANCE CUSTOMS | DECEMBER 2007 |
| Draft-act on waste composting. | Directive 75/442/EEC on waste. | PARTIAL | SIDA PROJECT MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2008 |
| Draft-act on land filling and incineration of waste. | Directive 1999/31/EC, Directive 2000/76/EC, Council Decision 2003/33/EC and Decision of the Commission 2003/33/EC | PARTIAL | SIDA PROJECT MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2008 |
| Draft-law “On POPs" | Directive 75/439/EC, 96/59/EC, 91/157/EC, 93/86/EEC and 98/101/EC and Commission Decision 2001/68/EC. | PARTIAL | METE | DECEMBER 2009 |
| Draft-law on approval of the National Plan of the waste Administration. | Directive 75/442/EEC, Directive 99/31/EEC: On waste Land filling. | PARTIAL | MINISTRY OF INTERIOR; MoPWTT, SIDA PROJECT; METE, MINISTRY OF HEALTH; MINISTRY AGRICULTURE, FOOD AND CONSUMER PROTECTION | DECEMBER 2009 |
| Draft-law on amendment to law no. 9010 on Environmental Administration of the solid waste. | Directive 75/442/EEC | PARTIAL | MoPWTT, MINISTRY OF HEALTH; METE, MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION MINISTRY OF FINANCE | DECEMBER 2009 |
| Draft-act “Per packaging and packaging waste”. | Directive 94/62/EC, amended from Directive 2004/12/EC, EC Decisions 97/129/EC, 1999/177/EC, 2001/524/EC, 2001/171/EC | PARTIAL | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION ; METE | DECEMBER 2010 |
| Draft-act “On vehicles landfills in their ending” | Directive 2000/53/EC EC Decisions 2002/151/EC, 2001/753/EC, 2002/525/EC | PARTIAL | MoPPTT | DECEMBER 2010 |
| **3.21.3.1 URBAN WASTE** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **MINISTRY OF PUBLIC WORKS TRANSPORT AND TELECOMMUNICATIONS** | | | | |
| Instruction "On defining of rules for the management of waste in maritime area " | Directive of EC 2000 / 59 "On waste management in maritime area" | PARTIAL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | NOVEMBER 2007 |
| Regulation "On management of vehicles out of order". | Directive e EC 2000 / 53 amended with 2002 / 525 CE "On out of order vehicles" | PARTIAL | MINISTRY OF ENVIRONMENT FORESTRY AND WATER ADMINISTRATION | NOVEMBER 2008 |
| Regulation "On management of used batteries " | Directive e EC 91 / 157 "On management of used Batteries". | PARTIAL | MINISTRY OF ENVIRONMENT FORESTRY AND WATER ADMINISTRATION | OCTOBER 2009 |
| Regulation "On management of used oils" | Directive 75 / 439 EC " On management of used oils". | PARTIAL | MINISTRY OF ENVIRONMENT FORESTRY AND WATER ADMINISTRATION | OCTOBER 2010 |
| **3.21.4.1 WATER RESOURCE MANAGEMENT** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Revising of law on water reserves. | Directive Base 2000/60/EEC | PARTIAL | | NOVEMBER 2007 |
| Approval of the National Water Council Decisions | | P/A | | DECEMBER 2007 |
| Approval of the National Water Council Decisions | | FULL | | JUNE 2008 |
| Approval of the National Water Council Decisions | | MISSING | | DECEMBER 2008 |
| Approval of the National Water Council Decisions | | MISSING | | JUNE 2009 |
| Draft Decision of the National Water Council on drafting of permissions register for the usage of waters & inert. | Directive base for waters 2000/60 CEE, Dated 23.10.2000 | PARTIAL | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION; METE; MoPWTT, MINISTRY OF HEALTH | NOVEMBER 2009 |
| Draft-law "On the establishment of a Water Policy Activity Network " | Directive base for water 2000/60 CEE, dated 23.10.2000 | PARTIAL | MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION; METE; MoPWTT, MINISTRY OF HEALTH | NOVEMBER 2009 |
| Approval of the National Water Council Decisions | | MISSING | | DECEMBER 2009 |
| Draft-law on usage of curative waters. | 2000/60/EEC | PARTIAL | | NOVEMBER 2010 |
| **3.21.4.2 DRINKING WATER QUALITY** | | | | |
| **MINISTRY OF HEALTH** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Order of the Minister of Heath on amendment to Regulation no. 4, dated 10.05.1989 "On the Hygiene and sanitary requirements for Swimming-Pools" | Directive EC 76/768 (swimming pool) | PARTIAL | MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION | DECEMBER 2007 |
| Amendment to DCM No. 145, dated 26.02.1998 "On the Approval of the Health and Hygiene Regulation on the Drinking Water Quality Control and Drinking Water Supply System Projection, Construction and Supervision" | Directives EC 80/778, AUGUST 1993 Directive EC 98/83, 1998 | PARTIAL | LINE MINISTRIES | DECEMBER 2007 |
| Review of the Hygiene and Sanitary Regulation of Beaches and river and lake swimming areas. | Directive 75/440 EEC on superficial water, Directive 76/160 on washing waters. | FULL | | JUNE 2009 |
| Amendment to DCM No. 609, dated 17.11.2000 "On Industrialisation and trade of the mineral natural waters". | Directive CEE 80/777 on usage and trade of natural mineral waters. | PARTIAL | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION | JUNE 2010 |
| **3.21.4.3 WATER POLLUTION PREVENTION**<br>**MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Amendments to current law regarding the water resource Management and water pollution prevention. | Directive base on water 2000/60/EC amended from Commission decision 2455/2001/EC, | PARTIAL | METE, MoPWTT | DECEMBER 2008 |
| Draft-act on discharges into water. | Directive 91/271/EEC amended with 98/15/EC and decision 93/481/EEC, 91/676, 82/176/EEC amended from 91/692/EEC, 84/156/EEC amended from 91/692/EEC, 84/491/EEC amended from 91/692/EEC, 86/280/EEC amended from 88/347/EEC 90/415/EEC and 91/692/EEC, 76/16 | PARTIAL | METE, MoPWTT | DECEMBER 2010 |
| **3.21.5 THE PROTECTION OF NATURE**<br>**MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft DCM, "On proclamation of protected areas: Extending the National Park of Divjaka" | NATURA 2000 | P/A | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | SEPTEMBER 2007 |
| Draft law "On the protection of endangered species of wild Flora and Fauna from international trade" | Council regulations of EC 338/97, 09.12.1996 | PARTIAL | GENERAL DIRECTORATE OF CUSTOMS, DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | OCTOBER 2007 |
| Draft Law "On some addenda and amendments to law No.8906 dated 6.6.2002 "On protected areas" | Directive 92/43/EEC and its amendments. | PARTIAL | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | DECEMBER 2007 |
| Draft DCM " On proclamation of Rajce –Shebenik NP" | NATURA 2000 | P/A | | JUNE 2008 |
| Draft Law "On the protection and managing of the Wild fauna" | Directive 79/409/EEC and its amendments. | PARTIAL | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | JUNE 2008 |
| Draft DCM " On proclamation o protected areas: Extension of the Llogora National Park " | Natura 2000 | P/A | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | DECEMBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft DCM "On proclamation o protected areas: Extension of RNM "Shengjin-Ishem" | NATURA 2000 | P/A | | JUNE 2009 |
| Draft DCM "On the extension of the Tomorr National Park " | Natura 2000 | P/A | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | DECEMBER 2009 |
| Draft DCM "On proclamation of protected areas Extension of Bredhi I Hotoves NP" | NATURA 2000 | P/A | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | JUNE 2010 |
| Draft DCM "On the extension of the Lura National Park". | Natura 2000 | P/A | DIRECTORATE OF ENVIRONMENTAL PROTECTION POLICIES | DECEMBER 2010 |
| **3.21.6 POLLUTION AND INDUSTRIAL RISKS** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft law on the Integrated Waste Prevention and Control. | Directive 96/61/EC with amendments of Directive 2003/35/EC and 2003/87/EC, Council Decision 2000/479/EC, 1999/391/EC amending decision 1999/391/EC regarding the questionnaire Directive 96/61/EC per IPPC | PARTIAL | METE | DECEMBER 2009 |
| Draft law on the prevention of air pollution from industrial Plants and Big burning plants. | Directive 2001/80/EC, 84/360/EEC | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY | DECEMBER 2010 |
| **3.21.7 CHEMICALS** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| List of hazardous substances for limited or prohibited entry in the territory of Republic of Albania. | Regulation 304/2003/EC "On the import and export of hazardous chemicals". | PARTIAL | MINISTRY OF ECONOMY TRADE AND ENERGY | JUNE 2009 |
| Draft-act "Limited or prohibited use and entry into market of hazardous substances". | Directives 76/769/EEC, 79/663/EEC, 82/806/EEC, 82/828/EEC, 83/264/EEC, 85/467/EEC, 85/610/EEC, 89/678/EEC, 89/677/EEC, 91/173/EEC, 91/338/EEC, 91/339/EEC. | PARTIAL | METE | DECEMBER 2009 |
| Draft DCM "On the classification and packaging of Hazardous Substances". | Directive 1999/45/EC "On the classification, packaging And labelling of hazardous Substances" and Directives 2001/60/EC, Directive 91/155/EEC, 93/112/EC. | PARTIAL | METE | DECEMBER 2010 |
| **3.21.8 GENETICALLY MODIFIED ORGANISMS** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| First legal package for GMO | Directive 2001/18/EC Directive 2001/18/EC of European Parliament and of council of 12 march 2001 on deliberate release into environment of genetically modified organisms and repealing council directive 90/220/EEC; Decision 2002/811/EC | P/A | MINISTRY OF AGRICULTURE, FOOD AND CONSUMER PROTECTION; MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION; MINISTRY OF HEALTH | DECEMBER 2010 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **3.21.9 NOISE** | | | | |
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft-act On the acceptable levels of urban noise caused By either vehicles, motorcycles or rail transport. | EC Directive 70/157/EEC, 73/350/EEC, 81/334/EEC, 89/491/EEC, Council Directive 77/212/EEC, 84/424/EEC, 87/354/EEC, Council Directive 96/48/EC, Commission Decision 2002/735/EC, Commission Decision 2002/732/EC, Directive 2001/16/EC, DIRECTIVE 20 | PARTIAL | MINISTRY OF HEALTH; MINISTRY OF PUBLIC WORKS; TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2007 |
| **3.21.10 NUCLEAR SAFETY AND RADIATION PROTECTION** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Drafting of Regulation for the radiation Protection of the professionally exposed persons. | European Council Directive 96/29 CE EURATOM dated 13 MAY 96, European Council Directive 97/43 EURATOM 30.06.1997 | FULL | | SEPTEMBER 2007 |
| Drafting regulation On exposure in Medicine | European Council Directive 96/29 CE EURATOM dated 13 MAY 96, European Council Directive 89/618 EURATOM 27.11.1989 | FULL | | SEPTEMBER 2007 |
| Amendment to DCM On the import and export of Radioactive Materials in the Republic of Albania. | Manual on the import and export of Radioactive Materials GC (48/RES/10.D) | FULL | ACADEMY OF SCIENCE | SEPTEMBER 2007 |
| Drafting regulation On Public Exposure from the Radioactive Radiations | European Council Directive 96/29 CE EURATOM dated 13 MAY 96 regarding the basic safety standards for the protection of health employers and wide public from the radiation damages. | FULL | | SEPTEMBER 2007 |
| Amendment to Radiological Emergency Plan | European Council Directive 89/618 EURATOM dated 27.11.1989 on public informing and the health preventive measures in emergent radiological cases. | PARTIAL | ACADEMY OF SCIENCE | NOVEMBER 2007 |
| Draft-law "On some amendments to law on Radiation Protection No. 8025 dated 9/11/1995" | European Council Directive 96/29 CE EURATOM dated 13 MAY 96 regarding the basic safety standards for the protection of health employers and wide public from the radiation damages. | FULL | | DECEMBER 2007 |
| Review of Regulation on safety use of the radioactive Materials | Basic Safety Standard, No 115 (Regulation of ANEA) | MISSING | ACADEMY OF SCIENCE | DECEMBER 2008 |
| Review of Regulation on Licensing and Inspection of Radioactive Materials. | Basic Safety Standard, No 115 (Regulation of ANEA) | MISSING | ACADEMY OF SCIENCE | DECEMBER 2008 |
| Review of all Regulations on per transport and radioactive Waste. | Safety and Security Transport (Regulation of ANEA) | FULL | ACADEMY OF SCIENCE | SEPTEMBER 2009 |
| **3.21.11 CLIMATE CHANGE** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **MINISTRY OF ENVIRONMENT, FORESTRY AND WATER ADMINISTRATION** | | | | |
| Draft Act “Procedures for the approval of the project on Clean Development Mechanisms (CDM) from the Albanian party" | UNFCC, Kyoto Protocol | PARTIAL | WORKING GROUP | DECEMBER 2010 |
| **3.21.12.1 CIVIL EMERGENCIES** | | | | |
| **MINISTRY OF INTERIOR** | | | | |
| Amendment to law no. 8756 dated 21.03.2001 "On Civil Emergencies". | Directive 98/10/EC, Council decision 98/22/EC Council Decision 1999/847/EC; Council Decision 2001/792/EC | PARTIAL | | SEPTEMBER 2007 |
| Review of Decision no. 206, dated 26. 03. 1998 of CM | | MISSING | MINISTRY OF AGRICULTURE; FOOD AND CONSUMER PROTECTION; MINISTRY OF DEFENCE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | SEPTEMBER 2007 |
| Drafting of Civil Emergencies Strategy. | None | MISSING | | SEPTEMBER 2007 |
| Implementing legal obligations for the inclusion of civil protection academic knowledge into school curricula. | 1999/847/EC | MISSING | MINISTRY OF EDUCATION AND SCIENCE | DECEMBER 2007 |
| Revising the National Civil Emergency Plan. | Directive 98/10/EC; Council decision 98/22/EC; Council decision 1999/.847/EC; Council decision 2001/792/EC | PARTIAL | | DECEMBER 2007 |
| DCM on Re-conception of the National Training Centre. | | MISSING | MINISTRY OF DEFENCE; MINISTRY OF LABOUR, SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | JANUARY 2008 |
| Study of Integrated Communication and Notification System. | | MISSING | MINISTRY OF DEFENCE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | MARCH 2008 |
| Law and sub-legal acts for the establishment of IMC. | Council decision 2001/792/EC | MISSING | MINISTRY OF AGRICULTURE; FOOD AND CONSUMER PROTECTION; MINISTRY OF DEFENCE; MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | APRIL 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Preparing and publishing Civil Emergency Manuals. | Council decision 1999/847/EC | PARTIAL | | MAY 2008 |
| **3.22.1 ALCOHOL PROTECTION** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-DCM on approval of the National Strategy for the Alcohol Control Policies | WHO Europe Convention Alcohol Control Policies. | FULL | MINISTRY OF FOREIGN AFFAIRS | MARCH 2008 |
| **3.22.2 SMOKING PROTECTION** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft- DCM "On approval of the National Strategy for the Smoking Control Policies " | European Strategy on Smoking Control | FULL | | OCTOBER 2008 |
| **3.22.3 BLOOD TRANSFUSION AND CONTROL** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-order of the Minister of Health for the verification documents of suitable donors, information exchanged with donors, blood donation manner and its components. | Directive 2002/98/EC | FULL | | AUGUST 2007 |
| Draft-DCM "On the establishment and functioning of National Centres for Blood Donation and the levels of Transfusion services in the medical centres, according to their category. | Directive 2002/98/EC | FULL | | SEPTEMBER 2007 |
| Draft-DCM "On the financial treatment of the Transfusion National Committee Members. | Directive 2002/98/EC | FULL | | SEPTEMBER 2007 |
| Draft-order of the Minister of Health "On establishment of of the base technical and organisational requirements, of the structure of this service" | Directive 2002/98/EC | FULL | | SEPTEMBER 2007 |
| Draft-order of the Minister of Health "On payments on the donation day" | Directive 2002/98/EC | FULL | | OCTOBER 2007 |
| Draft-order of the Minister of Health "On approval of the Regulation on the practical procedures and obligatory Documentation on the Blood Import and Export" | Directive 2002/98/EC | FULL | | DECEMBER 2007 |
| Draft-order of the Minister of Health "On approval of the National Program of National Centres for Blood Donation" | Directive 2002/98/EC | FULL | | DECEMBER 2007 |
| Draft-order of the Minister of Health "On drafting and Implementing of the haemo-vigilance scheme". | Directive 2002/98/EC | FULL | | JANUARY 2008 |
| Draft-order of the Minister of Health "On funds planning for the promoting and educational activities in the blood transfusion field. | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Draft-DCM "On the Ways and Conditions of Licensing, Establishment and functioning of the Plasma Fractioning Centres and Blood derivates Production". | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |
| Draft-order of the Minister of Health "On approval of the Regulation for the functioning of the system | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |
| Draft-order of the Minister of Health "On fund usage for Blood Donors motivation. | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |
| Draft-DCM "On establishment of structures that will conduct inspections in the Plasma Fractioning Centres and Blood derivates Production". | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |
| Draft-order of the Minister of Health "On establishment of rules for Quality assessment and safety of Blood and its products" | Directive 2002/98/EC | FULL | | FEBRUARY 2008 |
| Draft-order of the Minister of Health "On approval of the Regulation for the Inspection procedures in the Transfusion Service. | Directive 2002/98/EC | FULL | | MARCH 2008 |
| Draft-order of the Minister of Health "On accreditation Procedures and Criteria for the Transfusion Service Structures. | Directive 2002/98/EC | FULL | | APRIL 2008 |
| Draft- DCM "On opening and functioning conditions of blood banks of umbilical cordon, for transplant purposes. | Directive 2002/98/EC | FULL | | APRIL 2008 |
| Draft-DCM "On the national standards for the produced and offered products form this system structures". | Directive 2002/98/EC | FULL | | APRIL 2008 |
| Draft-order of the Minister of Health "On establishing Information system in the National Transfusion Service". | Directive 2002/98/EC | FULL | | APRIL 2008 |
| **3.22.4 INFECTIVE DISEASE** | | | | |
| **MINISTRY OF HEALTH** | | | | |
| Draft-order of the Minister of Health "On approval of the International Health Regulation" | Based on WHO Recommendations on infective diseases. | P/A | | DECEMBER 2007 |
| Amendment to law "On prevention of the spread of HIV/AIDS infection in the Republic of Albania" | European Strategy in the Public Health field | P/A | INSTITUTE OF PUBLIC HEALTH | DECEMBER 2008 |
| **3.23.1 INTERNATIONAL JUDICIAL COOPERATION** | | | | |
| **MINISTRY OF JUSTICE** | | | | |
| Draft law on ratification of the Hague Conference Convention "On Civil Procedure" of 01.03.1954 | Convention 91999 JHA 10146 | FULL | MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Approval of draft-law "On ratification of the Hague Convention “On Civil Procedure” of 01.03.1954 | Convention 91999 JHA 10146 | FULL | MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2007 |
| Draft law on ratification of the Hague Conference Convention “On Implementing Foreign Civil and Trade Decisions”, dated 01.02.1971 | Convention 91999 JHA 10150: Convention on jurisdiction and the enforcement of judgments in civil and commercial matters - Done at Lugarno on 16.09.1988 | FULL | MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2007 |
| Approval of draft-law "On the International Private Right" | Convention e European Economic Community No. 80/934/EEC “On the law implemented in the Contractual Obligations” and the Joint Action approved the EU Council of Ministers “On Measures against the External Implementations Effects of a Legislation approved by a third-country and the sub-sequent results”. | PARTIAL | MINISTRY OF ECONOMY, TRADE AND ENERGY, MINISTRY OF FOREIGN AFFAIRS | JUNE 2008 |
| Draft-law on some addenda and amendments to law no. 7905, dated 21.03.1995 “On the Penal Procedure Code in the republic of Albania” | 32002 FO 584 42000A0712 (O1) 42001A1121 (01) | PARTIAL | GENERAL PROSECUTION OFFICE | NOVEMBER 2008 |
| Approval of new draft-law "On judicial cooperation in the Penal Field" | Convention 41997A0827 (01) of European Community; Regulation of European Committee No. 1348; Commission Decision No. 781; Commission Decision No. 350 Amending Decision 2001/781/EC; Regulation of European Council No. 743/2002 “European Agreement”. | PARTIAL | | DECEMBER 2008 |
| Approval of draft-law "On some addenda and amendments to the Penal Code", amended. | 2000/383/ JHAOJ C171, 98/699/JHA, 2001/220/JHA Decision dated 6.12.2001 amending 2000/383/JHA 96/277/JHA 98/428/JHA 2002/187 JHA 2003/659/JHA | PARTIAL | MINISTRY OF INTERIOR; MINISTRY OF FOREIGN AFFAIRS GENERAL PROSECUTION OFFICE | JUNE 2009 |
| Approval of sub-legal acts for the implementation of law “On the International Judicial Cooperation”. | 42000A0712, | PARTIAL | MINISTRY OF INTERIOR; MINISTRY OF FOREIGN AFFAIRS; GENERAL PROSECUTION OFFICE | JUNE 2009 |
| Approval of draft-law "On some addenda and amendments to the Civil Procedure Code”, amended. | 1. Convention 41997A0827 (01) of European Community; 2. Regulation of European Committee No. 1348 3. Commission Decision No. 781; 4. Commission Decision no. 350 Amending Decision 2001/781/EC 5. Regulation of European Council No. 743/2002 | PARTIAL | MINISTRY OF FOREIGN AFFAIRS; GENERAL PROSECUTION OFFICE | JUNE 2009 |
| Approval of draft-law on ratification of the Hague Convention “On taking property abroad for civil and Trade matters" 08.03.1970. | 91999J, HA 10148 | FULL | MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2009 |
| Signing Agreement on Judicial Cooperation" with Euro-just | 31998F042898/428/JHA: Joint Action of 29 June 1998 adopted by the Council on the basis of Article K.3 of the Treaty on European Union, on the creation of a European Judicial Network | FULL | MINISTRY OF INTERIOR; MINISTRY OF FOREIGN AFFAIRS; GENERAL PROSECUTION OFFICE | NOVEMBER 2009 |
| Approval of draft-law "On ratification of the Hague Convention “On International Access to Justice” of 25.10.1980 | Convention 91999 JHA 10150 | FULL | MINISTRY OF FOREIGN AFFAIRS | NOVEMBER 2009 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Approval of draft-law "On ratification of the Additional Protocol to the Hague Conference Convention "On Recognising and Implementing Foreign Civil and Trade procedures" of 01.02.1971 | 41988A059288/592/EEC: Convention on jurisdiction and the enforcement of judgments in civil and commercial matters - Done at Lugano on 16 September 1988 | FULL | MINISTRY OF FOREIGN AFFAIRS, | NOVEMBER 2010 |
| **3.23.3 BOARDER MANAGEMENT** | | | | |
| **MINISTRY OF INTERIOR** | | | | |
| Release of order of the Minister of Interior and Instructions for the implementation of law "On Borders". | | P/A | | JULY 2007 |
| Approval of regulation "On the Functionality of Border and Migration Police Services". | | P/A | | SEPTEMBER 2007 |
| Signing of Inter-state Agreements with the Neighbouring Countries on Information Exchange. | | P/A | MINISTRY OF FOREIGN AFFAIRS | DECEMBER 2007 |
| Ratification of Inter-state Agreements with Macedonia on joint borders protection and patrol. | | P/A | MINISTRY OF FOREIGN AFFAIRS | DECEMBER 2007 |
| Signing of Re-admission Agreement Bosnia Herzegovina | Council Recommendation of 30 November 1994 concerning a specimen bilateral readmission agreement between a Member State and a third country | FULL | MINISTRY OF FOREIGN AFFAIRS | JUNE 2008 |
| Amendment to regulation on the work management in Airports and Ports based on amendments to law "On Borders" and "On Port security forces". | | P/A | MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMMUNICATIONS | DECEMBER 2008 |
| Signing Re-admission Agreements between EU Member States, Countries in the region and origin and transit Countries. | Council Recommendation of 24 July 1995 on the guiding principles to be followed in drawing up protocols on the implementation of readmission agreements. Council Recommendation of 30 November 1994 concerning a specimen bilateral readmission | FULL | MINISTRY OF FOREIGN AFFAIRS | DECEMBER 2009 |
| **3.23.5 ASYLUM** | | | | |
| **MINISTRY OF INTERIOR** | | | | |
| Approval of Regulation On the Functioning of the Babrru National Reception Centre. | Council Conclusions, dated 28.09.2000 On Asylum-Seeker Reception Conditions | PARTIAL | _ | JULY 2007 |
| Order On the procedures of seemingly 'abusive' or 'clearly unfounded' Application. | Council Resolution, dated 30.11.1992 On 'clearly Unfounded' Applications for Asylum. | PARTIAL | _ | SEPTEMBER 2007 |
| Instruction of the Minister of Interior on the Determining Criteria for the Amount of Assistance. | Council Decision no. 2000/596 date 28.09.2000 On creation of an European Fund for Refugees. | PARTIAL | MINISTRY OF LABOUR, SOCIAL ISSUES AND EQUAL OPPORTUNITIES | OCTOBER 2007 |
| Amendment to law no. 8432, dated 14.12.1998 On Asylum in the Republic of Albania | Geneva Convention 1951 and the 1967 New York Protocol. | FULL | MINISTRY OF JUSTICE | OCTOBER 2007 |
| Joint Instruction by the Interior and labour Ministers on Social Support. | Council Decision no. 2000/596 dated 28.09.2000 On creation of an European Fund for Refugees. | PARTIAL | MINISTRY OF LABOUR, SOCIAL ISSUES AND EQUAL OPPORTUNITIES | DECEMBER 2007 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Instruction of the Minister of Interior on Supplying Foreign Nationals with Travel Documents. | Geneva Convention 1951 and the 1967 New York Protocol. | FULL | _ | JUNE 2008 |
| Approval of DCM On obtaining information from the Countries of Origin. | Council Decision, dated 11.06.1992 On establishing The Centre for Information, Discussion and Exchange on Asylum Issues) | PARTIAL | _ | FEBRUARY 2009 |
| **3.23.7 ORGANISED CRIME AND ILLEGAL TRAFFICKING** | | | | |
| **MINISTRY OF INTERIOR** | | | | |
| Drafting the Minister of Interior Order On the Recruitment Procedures for Employees using Special Tools. | | P/A | _ | JULY 2007 |
| Drafting the Minister of Interior Order On the Financial Treatment of police Employees during the application of Special Methods. | | P/A | _ | SEPTEMBER 2007 |
| Signing of Regional Cooperation Agreements with Homologue Police Forces in Fighting Organised Crime. | Council Decision dated 17.10.2000 regarding the Coordination Cooperation between the financial investigative units and the Member States concerning information exchange. | FULL | _ | DECEMBER 2007 |
| **3.23.8 DRUGS** | | | | |
| **MINISTRY OF INTERIOR** | | | | |
| Approval of a sub-legal act On Safe-keeping, Administration and Elimination of the Confiscated Narcotic Substances. | | P/A | MINISTRY OF HEALTH | DECEMBER 2007 |
| **3.23.9 MONEY LAUNDERING PREVENTION** | | | | |
| **MINISTRY OF FINANCE** | | | | |
| Signing Cooperation Memorandum with Homologue Unit of Turkey | | P/A | _ | SEPTEMBER 2007 |
| Amendments to law no. 8610 date 17.05.2000 “On Prevention of Money Laundering”, amended. | Directive 2005/60/EC | PARTIAL | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | SEPTEMBER 2007 |
| Approval of Sub-legal acts for Implementation of Amendments to law no. 8610 “On Prevention of Money Laundering”, amended. | Directive 2005/60/EC | PARTIAL | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | MARCH 2008 |
| Revising the Minister of Finance Instruction “On the Identification and Reporting Procedures of Organs Licensing Natural Persons and Legal Entities for the Prevention of Money Laundering. | Directive 2005/60/EC | PARTIAL | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | MARCH 2008 |
| Signing a new Inter-institutional Cooperation Memorandum Money Laundering Prevention in approximation with the new legal amendments. | | P/A | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | SEPTEMBER 2008 |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| Drafting Joint regulation with the Ministry of Justice; General prosecution Office, Ministry of Interior on the Way of collecting, exchanging and use of data. | | P/A | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | MARCH 2009 |
| Drafting and approval of the Fight against Money Laundering Strategy. | | P/A | GENERAL PROSECUTION OFFICE BANK OF ALBANIA; MINISTRY OF JUSTICE; MINISTRY OF INTERIOR | JUNE 2009 |
| **3.23.10 TERRORISM** | | | | |
| **MINSITRY OF INTERIOR** | | | | |
| Drafting the Fight against Terrorism Strategy. | | P/A | _ | OCTOBER 2008 |
| **3.24.1 PUBLIC FINANCE AND INTERNAL AUDITING** | | | | |
| **MINISTRY OF FINANCE** | | | | |
| Drafting and approval of "National Strategy for staff qualification (PIFC)" | | PARTIAL | _ | OCTOBER 2007 |
| Drafting and approval of DCM "On some amendments (updating) Policy Letter and PFIC Action Plan. | European Standards on Financial Control (Chapter 32) | PARTIAL | _ | DECEMBER 2007 |
| Drafting and approval of DCM "New Manual on Internal Auditing Procedures". | European Standards on Financial Control (Chapter 32) | PARTIAL | _ | NOVEMBER 2008 |
| Preparing of DCM, Orders and Instruction for the Implementation of the New Internal Auditing Law. | European Standards on Financial Control (Chapter 32) | PARTIAL | | NOVEMBER 2009 |
| Drafting and approval of the Public Financial Internal Control Strategy" | European Standards on Financial Control (Chapter 32) | PARTIAL | _ | JUNE 2010 |
| **3.24.2 BUDGET PLANNING** | | | | |
| **MINISTRY OF FINANCE** | | | | |
| Approval of the Annual Budget 2008 | | P/A | PRIME MINISTER OFFICE | NOVEMBER 2007 |
| Approval of the Public Expenses Manual | | P/A | PRIME MINISTER OFFICE | DECEMBER 2007 |
| Approval of the Annual Budget 2009 | | P/A | PRIME MINISTER OFFICE | OCTOBER 2008 |
| Approval of the Annual Budget 2010 | | P/A | PRIME MINISTER OFFICE | OCTOBER 2009 |
| Approval of the Annual Budget 2011 | | P/A | PRIME MINISTER OFFICE | OCTOBER 2010 |
| **3.24.3 EXTERNAL AUDITING** | | | | |

| Initiative | Reference to Acquis | Approx | Coordinator | Delivery |
|---|---|---|---|---|
| **HIGH STATE CONTROL** | | | | |
| Amendment to law no. 8270 dated 23.12.1997 "On High State Control" | INTOSAI Auditing Standards | PARTIAL | ASSEMBLY OF ALBANIA | MARCH 2008 |

# ANNEX 2:
# COSTS FOR TRANSLATION AND PREPARATION OF LEGISLATION PER YEAR

# *Annex 2: Costs for Translation and Preparation of Legislation per Year*

| | 2007 | | 2008 | | 2009 | | 2010 | |
|---|---|---|---|---|---|---|---|---|
| | Total | Budget | Total | Budget | Total | Budget | Total | Budget |
| **MINISTRY OF INTERIOR** | | | | | | | | |
| DRAFT | 13,750 | 13,750 | 5,600 | 4,600 | 0 | 0 | 0 | 0 |
| TRANSLATION | 178 | 143 | 27 | 27 | 0 | 0 | 0 | 0 |
| **MINISTRY OF FINANCE** | | | | | | | | |
| DRAFT | 20,978 | 20,978 | 10,100 | 10,000 | 70,000 | 70,000 | 5,000 | 0 |
| TRANSLATION | 833 | 799 | 2,606 | 2,595 | 15 | 10 | 13 | 0 |
| **MINISTRY OF JUSTICE** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 571 | 0 | 5 | 0 | 0 | 0 | 0 | 0 |
| **MINISTRY OF ECONOMY TRADE AND ENERGY** | | | | | | | | |
| DRAFT | 514,330 | 501,030 | 695,250 | 55,800 | 31,260 | 100 | 22,040 | 20,100 |
| TRANSLATION | 5,706 | 223 | 9,172 | 898 | 7,825 | 0 | 861 | 650 |
| **MINISTRY OF DEFENCE** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 290 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION** | | | | | | | | |
| DRAFT | 3,490 | 0 | 11,720 | 0 | 7,828 | 0 | 5,483 | 0 |
| TRANSLATION | 1,040 | 0 | 962 | 0 | 1,216 | 260 | 2,482 | 0 |
| **MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION** | | | | | | | | |
| DRAFT | 12,040 | 4,620 | 19,320 | 8,580 | 12,840 | 7,260 | 12,260 | 8,260 |
| TRANSLATION | 12,113 | 4,423 | 1,854 | 624 | 1,258 | 332 | 630 | 159 |
| **MINISTRY OF PUBLIC AFFAIRS TRANSPORT AND TELECOMMUNICATION** | | | | | | | | |
| DRAFT | 13,300 | 1,000 | 3,525 | 3,525 | 4,240 | 3,240 | 4,240 | 1,240 |
| TRANSLATION | 3,664 | 200 | 800 | 180 | 1,340 | 700 | 160 | 100 |
| **MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | | | | | |
| DRAFT | 300 | 0 | 7,692 | 2,642 | 4,300 | 0 | 13,000 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 196 | 196 | 0 | 0 |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | | | | | |
| DRAFT | 13,550 | 7,200 | 6,600 | 1,900 | 1,900 | 2,700 | 2,400 | 1,500 |
| TRANSLATION | 173 | 173 | 2 | 2 | 8 | 8 | 0 | 0 |
| **MINISTRY OF TOURISM CULTURE AND SPORTS** | | | | | | | | |
| DRAFT | 1,800 | 0 | 22,500 | 22,000 | 500 | 0 | 0 | 0 |
| TRANSLATION | 150 | 0 | 40 | 0 | 500 | 500 | 0 | 0 |
| **MINISTRY OF HELTH** | | | | | | | | |
| DRAFT | 1,156 | 806 | 313 | 313 | 2,853 | 1,053 | 2,500 | 200 |
| TRANSLATION | 340 | 340 | 26 | 26 | 113 | 113 | 3 | 3 |
| **SUPREME STATE AUDIT** | | | | | | | | |
| DRAFT | 0 | 0 | 6,150 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 0 | 0 | 500 | 500 | 0 | 0 | 0 | 0 |

| | 2007 | | 2008 | | 2009 | | 2010 | |
|---|---|---|---|---|---|---|---|---|
| | Total | Budget | Total | Budget | Total | Budget | Total | Budget |
| **PUBLIC PROCUREMENT AGENCY** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 600 | 600 | 0 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **BANK OF ALBANIA** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 405 | 405 | 0 | 0 | 50 | 50 | 123 | 70 |
| **INSTITUTE OF STATISTICS** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **NATIONAL COUNCIL OF RADIO AND TELEVISION** | | | | | | | | |
| DRAFT | 2,800 | 0 | 2,000 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 800 | 50 | 150 | 0 | 0 | 0 | 0 | 0 |
| **COMPETITION AUTHORITY** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 250 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **TELECOMMUNICATION REGULATORY ENTITY** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **INSURANCE SUPERVISORY AUTHORITY** | | | | | | | | |
| DRAFT | 0 | 0 | 130,000 | 0 | 260,000 | 0 | 0 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 130 | 0 | 0 | 0 |
| **REAL ESTATE REGISTRATION OFFICE** | | | | | | | | |
| DRAFT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| TRANSLATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | **623,758** | **556,141** | **936,913** | **114,211** | **408,972** | **87,122** | **71,444** | **32,282** |

# ANNEX 3:
# NUMBER OF EMPLOYEES PER YEARS

# *Annex 3: Number of Employees per Years*

| Field | | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|---|
| **MINISTRY OF INTERIOR** | | | | | | |
| *1.1.4* | *CIVIL STATE* | 120 | 0 | 0 | 0 | 120 |
| *3.21.12.1* | *CIVIL EMERGENCY* | 10 | 3 | 0 | 0 | 13 |
| *3.23.3* | *BOARD ADMINISTRATION* | 0 | 97 | 0 | 0 | 97 |
| **Total for MINISTRY OF INTERIOR** | | **130** | **100** | **0** | **0** | **230** |
| **MINISTRY OF FINANCE** | | | | | | |
| *3.11* | *TAX* | 5 | 0 | 0 | 0 | 5 |
| *3.24.1* | *PUBLIC FINANCES AND INTERIOR AUDIT* | 15 | 0 | 0 | 0 | 15 |
| **Total for MINISTRY OF FINANCE** | | **20** | **0** | **0** | **0** | **20** |
| **MINISTRY OF JUSTICE** | | | | | | |
| *3.23.1* | *INTERNATIONAL JUDICIARY COOPERATION* | 0 | 13 | 20 | 0 | 33 |
| **Total for MINISTRY OF JUSTICE** | | **0** | **13** | **20** | **0** | **33** |
| **MINISTRY OF ECONOMY TRADE AND ENERGY** | | | | | | |
| *1.4.3* | *ANTIDUMPING* | 0 | 7 | 0 | 0 | 7 |
| *3.1.1.1* | *STANDARTIZATION AND CERTIFICATION* | 0 | 0 | 4 | 0 | 4 |
| *3.1.1.3* | *LEGAL METROLOGY* | 3 | 0 | 0 | 0 | 3 |
| *3.1.1.4* | *EVALUATION OF CONFORMITY* | 3 | 0 | 0 | 0 | 3 |
| *3.1.2.1.1* | *ELECTRICAL EQUIPMENT* | 0 | 1 | 0 | 0 | 1 |
| *3.1.2.1.3* | *TOYS* | 0 | 1 | 0 | 0 | 1 |
| *3.1.2.1.7* | *PERSONAL DEFENCE/PROTECTION EQUIPMENT* | 0 | 0 | 4 | 0 | 4 |
| *3.1.2.1.12* | *ELEVATORS* | 0 | 1 | 3 | 0 | 4 |
| *3.1.2.1.20* | *PACKING AND RESIDUES PACKING* | 0 | 0 | 1 | 0 | 1 |
| *3.1.2.1.21* | *CABLING INSTALLATION FOR HUMAN TRANSPORT* | 0 | 0 | 0 | 1 | 1 |
| *3.1.3* | *CONSUMER PROTECTION AND MARKET SUPERVISION* | 1 | 0 | 0 | 0 | 1 |
| *3.4* | *LAW ON COMMERCIAL COMPANIES* | 0 | 4 | 1 | 0 | 5 |

| Field | | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|---|
| *3.5.2* | *INDUSTRIAL PROPERTY* | 0 | 13 | 1 | 0 | 14 |
| *3.5.3* | *REGIONAL DEVELOPMENT* | 1 | 0 | 0 | 0 | 1 |
| *3.6.2* | *STATE AID* | 0 | 4 | 0 | 0 | 4 |
| *3.15* | *ENERGY* | 0 | 0 | 20 | 0 | 20 |
| *3.15.1* | *ENERGY SECTOR* | 0 | 4 | 0 | 0 | 4 |
| *3.16.1* | *INDUSTRIAL POLICIES* | 2 | 0 | 0 | 0 | 2 |
| *3.17* | *SMALL AND MEDIUM ENTERPRICES* | 30 | 13 | 9 | 2 | 54 |
| **Total for MINISTRY OF ECONOMY TRADE AND ENERGY** | | **40** | **48** | **43** | **3** | **134** |
| **MINISTRY OF DEFENCE** | | | | | | |
| *3.1.2.1.15* | *MATERIALS AND TECHNOLOGIES WITH DOUBLE USAGE* | 0 | 30 | 0 | 0 | 30 |
| **Total for MINISTRY OF DEFENCE** | | **0** | **30** | **0** | **0** | **30** |
| **MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION** | | | | | | |
| *3.9* | *FISHING* | 0 | 25 | 2 | 0 | 27 |
| *3.21.1* | *HORIZONTAL RIGHT* | 0 | 0 | 0 | 1 | 1 |
| *3.21.2* | *AIR QUALITY* | 0 | 1 | 0 | 0 | 1 |
| *3.21.3* | *RESIDUES MANAGEMENT* | 0 | 2 | 0 | 0 | 2 |
| *3.21.4.1* | *WATER RESORCES ADMINISTRATION* | 1 | 1 | 0 | 0 | 2 |
| *3.21.4.3* | *PREVENTION OF WATER POLLUTION* | 0 | 2 | 0 | 0 | 2 |
| *3.21.6* | *POLLUTION AND INDUSTRIAL RISKS* | 0 | 0 | 1 | 2 | 3 |
| *3.21.7* | *CHEMICAL* | 4 | 0 | 1 | 1 | 6 |
| *3.21.9* | *STATICS* | 0 | 1 | 1 | 4 | 6 |
| **Total for MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION** | | **5** | **32** | **5** | **8** | **50** |
| **MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION** | | | | | | |
| *1.3.2* | *REFORM ON AGRICULTURAL LANDS, MARKET, ENDURING ADMINISTRATION AND LAND PROTECTION* | 4 | 4 | 0 | 0 | 8 |
| *3.8.5* | *VEGETAL/GROWTH PRODUCTION* | 1 | 26 | 4 | 0 | 31 |
| *3.8.6* | *VEGETAL/GROWTH PROTECTION* | 0 | 0 | 2 | 5 | 7 |
| *3.8.7* | *RURAL DEVELOPMENT AND AGRICULTURAL STRUCTURES* | 4 | 0 | 0 | 0 | 4 |
| **Total for MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION** | | **9** | **30** | **6** | **5** | **50** |

| Field | | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|---|
| **MINISTRY OF PUBLIC AFFAIRS TRANSPORT AND TELECOMMUNICATION** | | | | | | |
| *3.2.4* | *POSTAL SERVICES* | 0 | 12 | 0 | 0 | 12 |
| *3.10.5* | *SEA TRANSPORT* | 41 | 19 | 0 | 0 | 60 |
| *3.10.6* | *AIR TRANSPORT* | 0 | 6 | 0 | 0 | 6 |
| *3.19* | *TELEKOMMUNICATION* | 2 | 12 | 0 | 0 | 14 |
| *3.21.3.1* | *URBAN RESIDUES* | 0 | 3 | 3 | 3 | 9 |
| *3.21.4.4* | *MANAGEMENT OF POTABLE WATER* | 0 | 3 | 0 | 0 | 3 |
| **Total for MINISTRY OF PUBLIC AFFAIRS TRANSPORT AND TELECOMMUNICATION** | | **43** | **55** | **3** | **3** | **104** |
| **MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | | | |
| *1.2.2* | *MINORITIES* | 2 | 0 | 0 | 0 | 2 |
| *3.14.4* | *HELTH AND JOB SAFETY* | 40 | 0 | 0 | 0 | 40 |
| **Total for MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | **42** | **0** | **0** | **0** | **42** |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | | | |
| *3.2.2* | *MUTUAL RECOGNITION OF DIPLOMAS* | 5 | 0 | 0 | 0 | 5 |
| *3.18.1.1* | *HIGHER EDUCATION* | 15 | 93 | 30 | 10 | 148 |
| *3.18.1.2* | *PRE-UNIVERSITY EDUCATION* | 0 | 3 | 0 | 0 | 3 |
| *3.18.1.3* | *PROFESSIONAL EDUCATION* | 17 | 0 | 0 | 0 | 17 |
| *3.18.2.1* | *SCIENTIFIC RESEARCH* | 0 | 2 | 2 | 2 | 6 |
| **Total for MINISTRY OF EDUCATION AND SCIENCE** | | **37** | **98** | **32** | **12** | **179** |
| **MINISTRY OF TOURISM CULTURE AND SPORTS** | | | | | | |
| *3.5.1* | *INTELECTUAL PROPERTY* | 2 | 0 | 0 | 0 | 2 |
| **Total for MINISTRY OF TOURISM CULTURE AND SPORTS** | | **2** | **0** | **0** | **0** | **2** |
| **MINISTRY OF HELTH** | | | | | | |
| *3.2.3.1* | *MUTUAL RECOGNITION OF QUALIFICATIONS ON FREE PROFESSIONS - DOCTOR* | 10 | 0 | 0 | 0 | 10 |
| *3.22.2* | *PROTECTION FROM SMOKING* | 0 | 1 | 0 | 0 | 1 |
| *3.22.3* | *TRANSFUSION AND BLOOD SAFETY* | 0 | 4 | 16 | 8 | 28 |
| **Total for MINISTRY OF HELTH** | | **10** | **5** | **16** | **8** | **39** |

| Field | | 2007 | 2008 | 2009 | 2010 | Total |
|---|---|---|---|---|---|---|
| **BANK OF ALBANIA** | | | | | | |
| *2.1.1* | *MONETARY POLICIES* | 5 | 0 | 0 | 0 | 5 |
| *3.3* | *FREEE MOVEMENT OF CAPITALS* | 0 | 3 | 0 | 0 | 3 |
| **Total for BANK OF ALBANIA** | | **5** | **3** | **0** | **0** | **8** |
| **INSTITUTE OF STATISTICS** | | | | | | |
| *3.13* | *STATISTICS* | 8 | 8 | 3 | 3 | 22 |
| **Total for INSTITUTE OF STATISTICS** | | **8** | **8** | **3** | **3** | **22** |
| **NATIONAL COUNCIL OF RADIO AND TELEVISION** | | | | | | |
| *3.20.2* | *AUDIO-VISUAL POLICIES* | 16 | 0 | 0 | 0 | 16 |
| **Total for NATIONAL COUNCIL OF RADIO AND TELEVISION** | | **16** | **0** | **0** | **0** | **16** |
| **COMPETITION AUTHORITY** | | | | | | |
| *3.6.1* | *COMPETITION* | 15 | 0 | 0 | 0 | 15 |
| **Total for COMPETITION AUTHORITY** | | **15** | **0** | **0** | **0** | **15** |
| **TELECOMMUNICATION REGULATORY ENTITY** | | | | | | |
| *3.19* | *TELECOMMUNICATION* | 5 | 10 | 8 | 5 | 28 |
| **Total for TELECOMMUNICATION REGULATORY ENTITY** | | **5** | **10** | **8** | **5** | **28** |
| **AGENCY OF RETURN AND COMPENSATION OF PROPERTIES** | | | | | | |
| *1.3.4* | *RETURN AND COMPENSATION OF PROPERTIES* | 7 | 0 | 0 | 0 | 7 |
| **Total for AGENCY OF RETURN AND COMPENSATION OF PROPERTIES** | | **7** | **0** | **0** | **0** | **7** |
| | | **394** | **432** | **136** | **47** | **1009** |

# ANNEX 4:
# EXECUTIVE ACTIVITIES ACCORDING TO THE BRANCH

# *Annex 4: Executive activities according to the branch*

| Activity | Start | Closure |
|---|---|---|
| ***1.1.1*** **THE FUNCTIONING OF PUBLIC ADMINISTRATION** | | |
| **MINISTRY OF INTERIOR** | | |
| Determination of methodology regarding to dependant institution functioning. | DECEMBER 2007 | DECEMBER 2007 |
| Extension of new payment structure sounded in results of pilot application. | JANUARY 2008 | MISSING |
| ***1.1.3*** ***DECENTRALIZATION REFORM*** | | |
| **MINISTRY OF INTERIOR** | | |
| Accomplishment of a fundamental study (mainly to identify responsibilities/functions which will be appropriate for regional self-government) And the preparation of an assessment report to consolidate Albanian regions. | DECEMBER 2007 | DECEMBER 2007 |
| Foundation of a national centre and some regional training centers for local jurisdictions. | JANUARY 2008 | DECEMBER 2008 |
| Draw of politics document to consolidate Albanian regions which defines the objectives and reforms planning identifying provisions which will. Accompany these reforms. | JUNE 2008 | JUNE 2008 |
| **1.1.4.1 CIVIL STATE** | | |
| **MINISTRY OF INTERIOR** | | |
| Production of signboards and their emplacement in Plazas, Roads, Buildings etc | DECEMBER 2007 | MISSING |
| **1.2.1.1 EXECUTIVE OUTBUILDINGS** | | |
| **MINISTRY OF JUSTICE** | | |
| Establishment of a network which will help 5 Executive Offices to communicate through computers and to provide all the necessary documents | DECEMBER 2007 | DECEMBER 2007 |
| **1.2.1.2 PRISONS SYSTEM** | | |
| **MINISTRY OF JUSTICE** | | |
| The construction of new Vlora remand houses | DECEMBER 2007 | DECEMBER 2007 |
| Conclusion of Korca Prison in 2007 | | |
| Construction of a building which will serve as academy for prisons personnel | DECEMBER 2007 | DECEMBER 2007 |
| Projection and construction of Tirana Prison and remand houses in Kukes, Shkodra and Gjirokastra | JANUARY 2008 | DECEMBER 2008 |
| Realization of a specific system for prisoner's employment | JANUARY 2008 | DECEMBER 2008 |
| Extending the 9 years schools system in all I.E.D.P | JANUARY 2008 | DECEMBER 2008 |
| A complete efficiency of remand house and psycho hospital in Durres | JANUARY 2008 | DECEMBER 2008 |
| Data computerization for training prisoners including programming, equipments and personnel training | JULY 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Diagnostician of remand house and prisoners | MARCH 2008 | DECEMBER 2008 |
| Construction of annexes in remand house of Jordan Misja and in Rrogozhina Prison | MARCH 2008 | DECEMBER 2008 |
| Construction of radio station in all prisons to be online with DPB | MARCH 2009 | DECEMBER 2009 |
| Reconstruction of Prisons Hospital Center and its medical equipments | MARCH 2009 | DECEMBER 2009 |
| Heating- system construction in all Prisons | MARCH 2010 | DECEMBER 2010 |
| A complete efficiency of remand house in Elbasan and Fier | MARCH 2010 | DECEMBER 2010 |
| A complete efficiency of remand house in Vlora and of Minor Institution in Kavaja | SEPTEMBER 2008 | DECEMBER 2008 |

### 1.2.2 MINORITIES

***MINISTRY OF LABOR, SOCIAL ISSUESS AND EQUAL POSSIBILITIES***

| | | |
|---|---|---|
| Improvement of life conditions according to Rom Community. | SEPTEMBER 2007 | SEPTEMBER 2008 |

***NATIONAL COMMUNITY FOR MINORITIES***

| | | |
|---|---|---|
| Organization of Folklore Meeting and Days of Minority Culture | JULY 2008 | JULY 2008 |
| International meeting with regional homologous institutions for minorities regarding to “Legislation of regional minority in Balkan” | MAY 2008 | MAY 2008 |
| International meeting with regional homologous institutions for minorities regarding to regional positive politics for minorities | MAY 2009 | MAY 2009 |
| | MARCH 2008 | MARCH 2008 |
| Organization of National Conference of Minority language education | MARCH 2010 | MARCH 2010 |
| Organization of National Conference to stimulate participants in electronic and written press | | |
| International Meeting with regional homologous institutions for minorities” Minorities and Euro-Atlantic integration” | JUNE 2010 | JUNE 2010 |
| Organization of National Conference for Culture Cultivation and Security | FEBRUARY 2009 | FEBRUARY 2009 |

### 1.3.2 AGRICULTURAL REFORM, TRADE, PERMANENT ADMINSTRATION AND LAND PROTECTION

**MINISTRY OF AGRICULTURE, FOOD AND CONSUMATORS DEFENCE**

| | | |
|---|---|---|
| Permanent administration of agricultural land in:1) information updating for land reserve conditions;2)following the changing of land recourses | DECEMBER 2007 | DECEMBER 2010 |
| Land reforms in:1) attending the process of land division;2) documents fulfillment and demesne consolidation;3) low dispense controlling | DECEMBER 2007 | DECEMBER 2010 |
| Permanent of agricultural land in:1) information updating for land reserve conditions | | |
| 2) Following the changing of land recourses | DECEMBER 2008 | DECEMBER 2010 |
| Land protection in:1)providing the functioning of ISHMT:2) providing the functioning of ISHMT in districts | DECEMBER 2008 | DECEMBER 2010 |
| Land reform in:1)attending the process of land division complete;2)documents fulfillment of dimense;3)controlling low execution and creation of land information | DECEMBER 2008 | DECEMBER 2010 |
| Permanent administration of agricultural land in:1) information updating for land reserve;2)attending transition and changing of recourses, procedures monitoring of land categories assessment and creation of LIS documents | DECEMBER 2009 | DECEMBER 2010 |
| Protecting land in:1) providing the functioning of ISHMT:2) providing the functioning of ISHMT in districts | DECEMBER 2009 | DECEMBER 2012 |
| Development of lands trade in:1)consolidating demesne documents;2)controlling low executions. | DECEMBER 2009 | DECEMBER 2010 |
| Protecting land in:1) providing the functioning of ISHMT:2) providing the functioning of ISHMT in districts | DECEMBER 2010 | DECEMBER 2012 |

| Activity | Start | Closure |
|---|---|---|
| Permanent of agricultural land in:1) information updating for land reserve conditions 2) Following the changing of land recource;3)continuance of LIS Documents creation;4)land assessment for show of shp | DECEMBER 2012 | JANUARY 2010 |
| ***1.3.3 PRIME REGISTRATION*** | | |
| **REAL ESTATE REGISTERY OFFICE** | | |
| Complete of initial registration for 500 000 real estates | DECEMBER 2010 | DECEMBER 2010 |
| Execution of IT strategy through registration system computerization for real estate and data base digitalization | JULY 2007 | DECEMBER 2010 |
| Public informing for the function of SRPP and real estate registration procedures | FEBRUARY 2008 | DECEMBER 2010 |
| Investments for reconstructing, expansion and equipment of working areas in Head Office and Real Estate Register Locative Office | SEPTEMBER 2007 | DECEMBER 2010 |
| Perfection of administrative capacities through SRPP staff trainings | SEPTEMBER 2007 | DECEMBER 2010 |
| ***1.4.3 ANTI DUMPING*** | | |
| **MINISTRIA E EKONOMISE TREGETISE DHE ENERGJITIKES** | | |
| Creation of Account Commission for Import Provisions | APRIL 2008 | APRIL 2008 |
| Arrangement of booklets for information and realization of all interested categories | APRIL 2008 | APRIL 2008 |
| National seminar organization for protective precautions, anti dumping and contra balance provisions for the business community realization | OCTOBER 2007 | OCTOBER 2007 |
| ***2.1.1 MONETARY POLITICS*** | | |
| **BANK OF ALBANIA** | | |
| -Specialized platform purchase to encourage further development for international bank trade. | JANUARY 2009 | DECEMBER 2009 |
| - Specialized platform purchase of statistical analysis to improve the statistic draws of payment balance | JANUARY 2009 | DECEMBER 2009 |
| Creation of Financial Stability Department in Bank of Albania | SEPTEMBER 2007 | JUNE 2008 |
| The scan of statistical redaction from BSH to make evident the inconsistency of monetary and financial statistics and those of payment balance according to SEBQ | OCTOBER 2008 | DECEMBER 2009 |
| ***3.1 FREE WARE MOVEMENTS*** | | |
| **MINISTRY OF ECONOMY, TRADE AND ENERGETICS** | | |
| 1) Import-export data analysis for MTL implementation monitoring with BE, concession fulfillment for agricultural products | JANUARY 2008 | JANUARY 200 |
| 2) Functioning of econometric model to measure the effects Albanian Economy from trade liberalization with BE. Recommendation assignment | JANUARY 2008 | JANUARY 2008 |
| 1) Import-export data analysis for MTL implementation monitoring with BE, concession fulfillment for agricultural products | JANUARY 2009 | JANUARY 2009 |
| 2) Functioning of econometric model to measure the effects Albanian Economy from trade liberalization with BE. Recommendation assignment | JANUARY 2009 | JANUARY 2009 |
| 1) Import-export data analysis for MTL implementation monitoring with BE, concession fulfillment for agricultural products | JANUARY 2010 | JANUARY 2010 |

| Activity | Start | Closure |
|---|---|---|
| 2) Functioning of econometric model to measure the effects Albanian Economy from trade liberalization with BE. Recommendation assignment | JANUARY 2010 | JANUARY |
| ***3.1.1.1*** **STANDARTIZATON AND CERTIFICATION** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Fulfillment of 9 terms to be a full civil laws member of CEN&CENELEC, Participation of KT in European standardization. | JANUARY 2008 | DECEMBER 2008 |
| Fulfillment of 9 terms to be a full civil laws member of CEN&CENELEC, Training of Kt Secretaries | JANUARY 2008 | DECEMBER 2008 |
| Full civil lows entry in CEN&CENELEC | JANUARY 2009 | DECEMBER 2009 |
| IT and Internet connection network for DPS | JANUARY 2009 | DECEMBER 2009 |
| Fulfillment of 9 terms to be a full civil laws member of CEN&CENELEC, Training of Kt Secretaries | JANUARY 2009 | DECEMBER 2009 |
| Fulfillment of 9 terms to be a full civil laws member of CEN&CENELEC, Participation of KT in European standardization. | JANUARY 2009 | DECEMBER 2009 |
| IT and Internet connection network for DPS | MARCH 2008 | DECEMBER 2008 |
| Workshops or seminars and promotion material gifts | MARCH 2008 | DECEMBER 2008 |
| Preparation of promotional materials | MARCH 2008 | DECEMBER 2008 |
| ***3.1.1.2*** ***ACCREDITATION*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Entrance in Accreditation European Organization (EA) | DECEMBER 2009 | MISSING |
| Common accreditation with EA member institutions | JANUARY 2008 | JUNE 2008 |
| Attendance of European and international meetings to give experience to other accreditation institutions | JANUARY 2008 | DECEMBER 2008 |
| Preparation of all the necessary documents to be a member of EA | JANUARY 2008 | MAY 2008 |
| The improvement of accreditation schemes according to European standards | JANUARY 2008 | DECEMBER 2008 |
| Participation in European accreditation and international activities | JANUARY 2008 | NOVEMBER 2008 |
| Training of DA staff, assessors and head-assessors | JANUARY 2008 | DECEMBER 2008 |
| Gaining information and experience in European and international meetings | JANUARY 2009 | DECEMBER 2009 |
| Attendance of European and international meetings to give experience to other accreditation institutions | JANUARY 2009 | DECEMBER 2009 |
| Training of DA staff, assessors and head-assessors | JANUARY 2009 | DECEMBER 2009 |
| Expansion of accreditation schemes for certification corps of environment management and work insurance. | JANUARY 2009 | DECEMBER 2009 |
| Application for MLA assignment | JANUARY 2010 | MARCH 2010 |
| Attending procedures for multilateral Assignment (MLA) | JANUARY 2010 | DECEMBER 2010 |
| Attendance of European and international meetings to give experience to other accreditation institutions | JANUARY 2010 | DECEMBER 2010 |
| Application for MLA assignment | MAY 2008 | SEPTEMBER 2008 |
| Statement of the area for MLA assignment | MAY 2009 | JULY 2009 |

| Activity | Start | Closure |
|---|---|---|
| Revision and improvement of accreditation procedures management | NOVEMBER 2008 | DECEMBER 2008 |
| Consultancy with EA experts for finding solution for non fundable commensurate | SEPTEMBER 2007 | DECEMBER 2007 |
| Promotion of DA and its services through seminar and workshop institutions and the design and publication for promotion distribution | SEPTEMBER 2007 | DECEMBER 2007 |
| Growing of human capacities (member of technical comities), trainings for board and comity members | SEPTEMBER 2007 | DECEMBER 2007 |
| Inspections and accreditation procedures review | SEPTEMBER 2008 | DECEMBER 2008 |
| Pre-assessment of DA from European experts | SEPTEMBER 2008 | DECEMBER 2008 |
| Promotion of DA and its services through seminar and workshop institutions and the design and publication for promotion distribution | SEPTEMBER 2008 | DECEMBER 2008 |
| Promotion of DA and its services through seminar and workshop institutions and the design and publication for promotion distribution | SEPTEMBER 2009 | DECEMBER 2009 |
| Correction of commensurate | OCTOBER 2009 | DECEMBER 2009 |
| Assessment from EA European experts | OCTOBER 2009 | NOVEMBER 2009 |

***3.1.1.3*** **LOWFUL METROLOGY**

**MINISTRY OF ECONOMY TRADE AND ENERGETICS**

| | | |
|---|---|---|
| Project design for the construction of National Center of Metrology and procurement of construction supervision | DECEMBER 2007 | DECEMBER 2010 |
| Procurement of metrology consultancy of technical specification for finding national measure standards which will be settled in new national center | DECEMBER 2008 | MARCH 2009 |
| Strengthening and improvement of infrastructure for the department of measurement instrument control: Study, technical control training Equipment purchasing | JANUARY 2008 | MARCH 2008 |
| Strengthening and improvement of infrastructure for the department of measurement instrument control: Study, technical control training Equipment purchasing | JANUARY 2009 | MARCH 2010 |
| Participation in technical activities of WELEMEC Groups of Work as observant and in technical Comities of EUROMET | JANUARY 2009 | DECEMBER 2009 |
| National standard measurement purchasing for national metrology center laboratories | JANUARY 2010 | DECEMBER 2011 |
| Preparations to be a member of EUROMET, declaration of CMC (measurement and calibration activities according to CIPM MRA) | JANUARY 2010 | DECEMBER 2011 |
| Participation in inter-comparative activities for national standards | JANUARY 2010 | DECEMBER 2011 |
| Training on the calibrating measurement instruments and insecurity cast branch | MAY 2010 | NOVEMBER 2010 |
| Training on the calibrating measurement instruments and insecurity cast branch | APRIL 2009 | NOVEMBER 2009 |
| Promoting activities for metrology in national level | JUNE 2008 | DECEMBER 2008 |
| Training on the calibrating measurement instruments in three areas | JUNE 2008 | DECEMBER 2008 |
| Documents preparation for the quality system in laboratories of national standard measurement instruments protection in order to protect them | JUNE 2010 | DECEMBER 2011 |
| Participation in technical activities of WELEMEC Groups of Work as observant and in technical Comities of EUROMET | SEPTEMBER 2010 | DECEMBER 2011 |
| Translation and publication of in Albanian Language of the National Dictionary of Metrology Terms | OCTOBER 2007 | OCTOBER 2007 |

***3.1.1.4*** ***COMMENSURATE ASSESSMENT***

**MINISTRY OF ECONOMY TRADE AND ENERGETICS**

| Activity | Start | Closure |
|---|---|---|
| SST Sector capacities strengthening | MARCH 2008 | DECEMBER 2008 |
| Realization campaign for the consumers and economic operators | MARCH 2008 | DECEMBER 2008 |
| The creation of an implementing structure | MARCH 2008 | DECEMBER 2008 |
| ***3.1.2.1.1 ELECRICAL EQUIPMENTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | DECEMBER 2007 | DECEMBER 2008 |
| Strengthening the implementing structure for decision execution, (Directory of Electricity under the Central Technical Inspectorate) | JULY 2008 | DECEMBER 2008 |
| Realization campaign for the consumers and economic operators | JULY 2008 | DECEMBER 2008 |
| ***3.1.2.1.2 PRESSURE COOKERS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening for transportable pressure equipments | JANUARY 2010 | JUNE 2010 |
| Realization campaign for the consumers, economic operators and simple pressure cookers | MARCH 2008 | DECEMBER 2008 |
| Strengthening the implementing structure for VKM for transportable pressure equipments under the Central Technical Inspectorate | APRIL 2008 | DECEMBER 2008 |
| Strengthening the implementing for simple pressure equipments under the Central Technical Inspectorate | APRIL 2008 | DECEMBER 2008 |
| Realization campaign for the consumers, economic operators and simple pressure cookers | APRIL 2008 | DECEMBER 2008 |
| Strengthening the implementing structure for transportable pressure equipments under the Central Technical Inspectorate | JUNE 2010 | MARCH 2011 |
| Realization campaign for the consumers, economic operators and for transportable pressure cookers | JUNE 2010 | MARCH 2011 |
| ***3.1.2.1.3 PLAYTHINGS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| 1. The creation of an implementing structure for decision execution the Central Technical Inspectorate for playthings | JANUARY 2008 | DECEMBER 2008 |
| 3. Realization campaign for the consumers and economic operators. | JANUARY 2008 | DECEMBER 2008 |
| 2. SST Sector capacities strengthening | SEPTEMBER 2007 | JUNE 2008 |
| ***3.1.2.1.4 CONSTRUCTION MATERIALS*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMUNICATION** | | |
| Creation of necessary structures to control the quality of construction materials | DECEMBER 2007 | DECEMBER 2008 |
| ***3.1.2.1.5 ELECTROMAGNETIC CONSISTANCY*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | JANUARY 2008 | DECEMBER 2008 |
| Strengthening the implementing structure for transportable pressure equipments under the Central Technical Inspectorate (IQT) | JULY 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Realization campaign for the consumers and economic operators.. | JULY 2008 | DECEMBER 2008 |
| ***3.1.2.1.6 MACHINERIES*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators for machineries | MARCH 2009 | DECEMBER 2009 |
| Creation of an implementing structure for machineries under the Central Technical Inspectorate (IQT) for machineries | MARCH 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening | SEPTEMBER 2008 | MARCH 2009 |
| ***3.1.2.1.7 SELF DEFENSE EQUIPMENTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators.. | MARCH 2009 | DECEMBER 2009 |
| Creation of an implementing structure for machineries under the Central Technical Inspectorate | MARCH 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening | SEPTEMBER 2008 | MARCH 2009 |
| ***3.1.2.1.8 GAS EQUIPMENTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Strengthening the implementing structure for gas equipments under the Central Technical Inspectorate (IQT | JANUARY 2010 | SEPTEMBER 2010 |
| Realization campaign for the consumers and economic operators | JANUARY 2010 | SEPTEMBER 2010 |
| SST Sector capacities strengthening | JUNE 2009 | DECEMBER 2009 |
| ***3.1.2.1.9 ON EFFICENCE REQUESTS FOR NEW BOILERS WHICH WORK WITH FUEL AND GAS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | JANUARY 2009 | JUNE 2009 |
| Strengthening the implementing structure under the Central Technical Inspectorate (IQT) | JUNE 2009 | DECEMBER 2009 |
| Realization campaign for the consumers and economic operators | JUNE 2009 | DECEMBER 2009 |
| ***3.1.2.1.11 PROTECTIVE SYSTEMSAND EQUIPMENTS USABLE IN POTENTIALLY EXPLOSIVE ATMOSPHERES*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure under the Central Technical Inspectorate | JANUARY 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening | JUNE 2008 | DECEMBER 2008 |
| ***3.1.2.1.12 LIFTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | MARCH 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Realization campaign for the consumers and economic operators | OCTOBER 2008 | JUNE 2009 |
| Creation of an implementing structure for lifts under the Central Technical Inspectorate | OCTOBER 2008 | JUNE 2009 |
| ***3.1.2.1.13 MEDICAL EQUIPMENTS*** | | |
| **MINISTRY OF HEALTH** | | |
| Redaction of an operating plan for activity and measurements foreseeing according to the law | JANUARY 2008 | DECEMBER 2008 |
| The creation of a Component Authority inside the structure of Ministry of Health for the medical equipments and the creation of the State Agency for Medical Equipments as a necessity for the execution of respective legislation requests | JANUARY 2008 | DECEMBER 2008 |
| Creation and strengthening of Clinic Engineering Unit in Hospitals | JANUARY 2008 | DECEMBER 2008 |
| Creation and strengthening of Clinic Engineering Unit in Hospitals | JANUARY 2008 | DECEMBER 2008 |
| Creation and development of Competent Authorities | JANUARY 2008 | DECEMBER 2008 |
| The creation of a continuous educational system for capacities of Competent Authorities and Clinic Engineering Unit in Hospitals to fulfill the law, Management and medical equipments standardization | JANUARY 2009 | DECEMBER 2009 |
| The creation of a continuous educational system for capacities of Competent Authorities and Clinic Engineering Unit in Hospitals to fulfill the law, Management and medical equipments standardization | JANUARY 2009 | DECEMBER 2009 |
| The creation of a Component Authority inside the structure of Ministry of Health for the medical equipments and the creation of the State Agency for Medical Equipments as a necessity for the execution of respective legislation requests. | JULY 2007 | DECEMBER 2008 |
| Redaction of an operating plan for activity and measurements foreseeing according to the law | SEPTEMBER 2007 | DECEMBER 2007 |
| ***3.1.2.1.14 MEDICAMENTS FOR HUMAN APPLICATION*** | | |
| **MINISTRY OF HEALTH** | | |
| Capacities strengthening for a good fabrication practice | JANUARY 2008 | DECEMBER 2008 |
| 1 Organization of medical ethics comities | JULY 2007 | OCTOBER 2007 |
| 2 Administrative Capacities strengthening in clinic practice area | SEPTEMBER 2007 | SEPTEMBER 2007 |
| ***3.1.2.1.15 MATERIALS AND TECNOLOGIES OF DOUBLE USE*** | | |
| **MINISTRY OF DEFENSE** | | |
| Creation and construction of the controlling Agency for the Import and export of military and technology materials which have a double use in Ministry of Defense | JANUARY 2008 | DECEMBER 2008 |
| ***3.1.2.1.19 HIGH SPEED RAILWAY SYSTEM*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMUNICATION** | | |
| Translation of Directive 2004/50/CE" For the intercommunion of high speed trans-European railway system and of conventional railway system | JANUARY 2008 | DECEMBER 2008 |
| Translation of Directive 96/48/CE" For the intercommunion of high speed trans-European railway system in communitarian territory and in Technical Intercommunion Standards (STI) | JANUARY 2008 | DECEMBER 2008 |
| Translation of Directive 2001/16/CE "For the intercommunion of conventional railway system" | SEPTEMBER 2007 | DECEMBER 2008 |
| ***3.1.2.1.20 PACKAGING AND REMNANT PACKAGING*** | | |

| Activity | Start | Closure |
|---|---|---|
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure under the Central Technical Inspectorate | JANUARY 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening | JUNE 2008 | DECEMBER 2008 |
| ***3.1.2.1.21 CABLE INSTALATIONS FOR INDIVIDUAL TRANSPORT*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | JANUARY 2010 | JUNE 2010 |
| Realization campaign for the consumers and economic operators | APRIL 2010 | DECEMBER 2010 |
| Creation of an implementing structure under the Central Technical Inspectorate | APRIL 2010 | DECEMBER 2010 |
| ***3.1.2.1.22 ENERGETIC EFFICENCY OF COOLER EQUIPMENTS, FLUORESCHENCE AND ELECTROHOUSE LABELING EQUIPMENTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators for decision abiding of electro house labeling equipments | JANUARY 2009 | DECEMBER 2009 |
| Realization campaign for the consumers and economic operators for cooler equipments | JANUARY 2009 | DECEMBER 2009 |
| Realization campaign for the consumers and economic operators for fluorescence | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure for decision abiding of electro house labeling equipments under the Central Technical Inspectorate | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure under the Central Technical Inspectorate for electro-house equipments | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure for decision abiding of fluorescence energetic efficiency under the Central Technical Inspectorate | JANUARY 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening for fluorescence | JUNE 2008 | DECEMBER 2008 |
| SST Sector capacities strengthening for cooler equipments | JUNE 2008 | DECEMBER 2008 |
| ***3.1.2.2.3 GLASS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators | JANUARY 2010 | SEPTEMBER 2010 |
| Creation of an implementing structure under the Central Technical Inspectorate | JANUARY 2010 | SEPTEMBER 2010 |
| SST Sector capacities strengthening | JUNE 2009 | DECEMBER 2009 |
| ***3.1.2.2.4 TEXTILES*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators | JANUARY 2010 | SEPTEMBER 2010 |
| Creation of an implementing structure for decision abiding under the Central Technical Inspectorate | JANUARY 2010 | SEPTEMBER 2010 |
| SST Sector capacities strengthening | JUNE 2009 | DECEMBER 2009 |

| Activity | Start | Closure |
|---|---|---|
| ***3.1.2.2.5 SHOES*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | MARCH 2009 | OCTOBER 2009 |
| Realization campaign for the consumers and economic operators | OCTOBER 2009 | JUNE 2010 |
| Creation of an implementing structure for decision abiding under the Central Technical Inspectorate | OCTOBER 2009 | JUNE 2010 |
| ***3.1.2.2.6 WOOD*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| SST Sector capacities strengthening | JANUARY 2009 | JUNE 2009 |
| Realization campaign for the consumers and economic operators | JULY 2009 | MARCH 2010 |
| Creation of an implementing structure for decision abiding under the Central Technical Inspectorate | JULY 2009 | MARCH 2010 |
| ***3.1.2.2.8 DETERGENTS*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Realization campaign for the consumers and economic operators for the detergents | JANUARY 2009 | DECEMBER 2009 |
| Creation of an implementing structure for detergents decision abiding under the Central Technical Inspectorate | JANUARY 2009 | DECEMBER 2009 |
| SST Sector capacities strengthening | JUNE 2008 | DECEMBER 2008 |
| ***3.1.2.2.9 CHEMICAL FERTILIZERS*** | | |
| **MINISTRY OF AGRICULTURE AND CONSUMATORS PROTECTION** | | |
| Capacities strengthening for the Control Service of chemical fertilizers | MARCH 2008 | DECEMBER 2011 |
| Creation of an implementing structure of project decisions for fertilizers | MARCH 2008 | DECEMBER 2011 |
| ***3.1.2.2.10 COSMETICS*** | | |
| **MINISTRY OF HEALTH** | | |
| 2. Specialists training | FEBRUARY 2010 | APRIL 2010 |
| 1. Creating Structures for cosmetics controlling | SEPTEMBER 2009 | JANUARY 2010 |
| ***3.1.3 CONSUMERS PROTECTION FROM MARKET STAKEOUT*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Strengthening Administrative Capacities of MK structures regarding to SMT materials collection and information treatment, and clamors treatment | DECEMBER 2007 | DECEMBER 2008 |
| Study regarding the institutional assessment and respective costs for market control structures, in accord with adoption | DECEMBER 2007 | DECEMBER 2008 |
| Study regarding the institutional assessment and respective costs for market control structures, in accord with adoption. | DECEMBER 2008 | DECEMBER 2009 |
| Study regarding the participation of Albania in RAPEX (Information changing system regarding to dangerous goods) | DECEMBER 2009 | DECEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| Activity Corporation regarding to goods and services security control | NOVEMBER 2007 | MARCH 2008 |
| ***3.1.4 FREE MOVEMENT OF CULTURAL GOODS*** | | |
| **MINISTRY OF TURISM, CULTURE, YOUTH AND SPORTS** | | |
| Areas determination and detailed specifications for cultural object movement according to the theatre law | JANUARY 2009 | MARCH 2009 |
| Areas determination and detailed specifications for cultural object movement according to the library law | JUNE 2008 | NOVEMBER 2008 |
| ***3.1.5 FREE MOVEMENT OF EMPLOYEES*** | | |
| **MINISTRY OF LABOR, SOCIAL ISSUES AND EQUAL OPPORTUNITIES** | | |
| Trainings for Regional Offices work staff which will give information about migration (migration wicket) | JULY 2007 | DECEMBER 2010 |
| ***3.2.2 RECIPROCAL DIPLOMAS CONSIDERATION*** | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| New procedure applying for diplomas consideration | DECEMBER 2007 | DECEMBER 2007 |
| New procedure applying for diplomas consideration- creation of diplomas consideration center | DECEMBER 2007 | DECEMBER 2007 |
| ***3.2.3.1 RECIPROCAL CONSIDERATION OF QUALIFICATIONS FOR FREE PROFESIONS-DOCTOR*** | | |
| **MINISTRY OF HEATH** | | |
| Compilation of Nurse Order | SEPTEMBER 2007 | DECEMBER 2007 |
| ***3.2.4 POSTAL SERVICES*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSPORT AND TELECOMUNICATION** | | |
| Strengthening of Postal Sector in Politics Directory | JANUARY 2008 | APRIL 2008 |
| Creation of Postal Guide Unit | JANUARY 2008 | MAY 2008 |
| ***3.2.5.1 FINANCIAL SERVICES-BANKS*** | | |
| **BANK OF ALBANIA** | | |
| Training and qualification of Observer Department staff regarding to the consolidating observance | JANUARY 2008 | DECEMBER 2008 |
| Training and qualification of Observer Department staff regarding to the evaluation of market danger, new bank products, Credit danger and the standards of Basel II and IFRS | JANUARY 2008 | DECEMBER 2008 |
| Training and qualification of Observer Department staff regarding the consolidating observance | JANUARY 2009 | DECEMBER 2009 |
| Training and qualification of Observer Department staff regarding to the evaluation of market danger, new bank products Credit danger and the standards of Basel II and IFRS | JANUARY 2009 | DECEMBER 2009 |
| Training and qualification of Observer Department staff regarding to the consolidating observance | OCTOBER 2008 | DECEMBER 2009 |
| Training and qualification of Observer Department staff regarding to the evaluation of market danger, new bank products Credit danger and the standards of Basel II and IFRS | OCTOBER 2008 | DECEMBER 2009 |
| ***3.2.5.2 FINANCIAL SERVICES-INSURANCES*** | | |

| ACTIVITY | Start | Closure |
|---|---|---|
| **INSURACE OBSERVER AUTHORITY** | | |
| AMF Cashier training | JULY 2007 | DECEMBER 2007 |
| ***3.3 FREE CAPITAL MOVEMENT*** | | |
| **BANK OF ALBANIA** | | |
| Creation of observance politics for payment system and creation of Politics and Payment System Observance System | JANUARY 2008 | DECEMBER 2008 |
| Creation of a working and international group for law or sub law review which arranges capital and payment movements and operating JANUARY Transfers in the Republic of Albania | JANUARY 2008 | DECEMBER 2008 |
| Strengthening of payment observer system via the training staff involved in this process | JANUARY 2009 | DECEMBER 2009 |
| Implementation of IBAN from commercial banks | JANUARY 2009 | DECEMBER 2009 |
| Strengthening of payment observer system via the training staff involved in this process | OCTOBER 2008 | DECEMBER 2009 |
| ***3.4 LEGISLATION FOR COMMERCIAL COMPANIES*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| strengthening administrative capacities in METE for reform monitoring and execution in commercial legislation area | JANUARY 2009 | DECEMBER 2010 |
| Preparations for new law dispense .for commercial companies | JUNE 2008 | DECEMBER 2009 |
| Creation of the sector of: “Reform in the commercial legislation area” | SEPTEMBER 2007 | APRIL 2008 |
| ***3.5.1 INTELECTUAL DEMESNE*** | | |
| **MINISTRY OF TURISM, CULTURE, YOUTH AND SPORTS** | | |
| A network connection of ZSHDA me with EU homolog institutions, to exchange information and to improve the collaborating level | DECEMBER 2007 | JANUARY 2008 |
| Collaboration strengthening with other institutions for executing the Pi National Strategy which will be compiled and operating concrete plans will be Prepared with specified proceedings in short shrifts | DECEMBER 2009 | NOVEMBER 2010 |
| Creation of collective administration agency of authors copyright | JANUARY 2008 | JANUARY 2009 |
| Creation of Z.SH.D.A web page for presenting its activity and transparence and to create some accesses for the public to simplify the procedures | JANUARY 2008 | DECEMBER 2015 |
| Making possible some seminars for training workers of other state institutions which have obligations toward law dispense of Copyright | JANUARY 2008 | MAY 2009 |
| Susceptibility press campaigns spot to realize the community and operators, for the obligations, responsibilities and the rights they have in law Dispense for Copyright | SEPTEMBER 2007 | DECEMBER 2008 |
| Realization of all economic operators in all country districts | SEPTEMBER 2007 | DECEMBER 2008 |
| Strengthening all juridical capacities related to intellectual demesne right | SEPTEMBER 2008 | DECEMBER 2009 |
| Different publications to susceptibility different community categories for the rights and obligations they have toward law dispense of Copyrights | OCTOBER 2007 | DECEMBER 2008 |
| Design and production of ZSHDA’ stamp | OCTOBER 2007 | DECEMBER 2010 |
| ***3.5.2 INDUSTRIAL DEMENSE*** | | |

| ACTIVITY | Start | Closure |
|---|---|---|
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Training of DPM staff and authorized representatives | JANUARY 2008 | DECEMBER 2009 |
| Creation of Information and Documentation Centre | JANUARY 2009 | DECEMBER 2009 |
| Providing suitable areas for the staff | SEPTEMBER 2007 | JANUARY 2008 |
| Extending the DPM staff with 3 specialists | SEPTEMBER 2007 | JANUARY 2008 |
| ***3.5.3 REGIONAL DEVELOPMENT*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Strengthening administrative capacities | NOVEMBER 2007 | JANUARY 2008 |
| ***3.6.1 COMPETITION*** | | |
| **COMPETITION AUTHORITY** | | |
| Strengthening institutional capacities through participation in workshops and trainings | JANUARY 2008 | DECEMBER 2010 |
| Participation in competitive regional trainings and ICN to strengthen the collaboration with other authorities | JANUARY 2008 | DECEMBER 2010 |
| Realization of competitive culture | JANUARY 2009 | DECEMBER 2010 |
| Organization of realization seminars for the rights of competition | MAY 2008 | DECEMBER 2008 |
| ***3.6.2 NATIONAL AID*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Public realization for the concept of National Aid (conferences, trainings, promotions, booklets etc) | JANUARY 2008 | DECEMBER 2008 |
| Institutional capacity growth of National Aid concept (conferences, trainings, promotions, booklets etc) | JANUARY 2008 | JUNE 2008 |
| Public realization of National Aid concept (conferences, trainings, promotions, booklets etc) | JANUARY 2009 | DECEMBER 2009 |
| Identification of zones and respective heaviness for the National Aid | JANUARY 2009 | DECEMBER 2009 |
| Extension of institutional capacities of National Aid structures with 2 new employees | JULY 2008 | NOVEMBER 2008 |
| ***3.8.1 FOODSTAFF SECURITY*** | | |
| ***MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY*** | | |
| Laboratory accreditation for AKU | JANUARY 2008 | NOVEMBER 2008 |
| Strengthening of food security control for AKU | JANUARY 2008 | DECEMBER 2008 |
| Equipment furniture | JANUARY 2008 | DECEMBER 2008 |
| Equipment with reagents | JANUARY 2008 | DECEMBER 2008 |
| Training and technical assistance for the staff of Food Security Directory (10 persons per group/1 week group) | JANUARY 2008 | DECEMBER 2008 |
| Inspectors training (10 persons per group/1 week group | JANUARY 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Training of laboratory staff (4 persons per group/1 week group) | JANUARY 2008 | DECEMBER 2008 |
| Laboratory accreditation | JANUARY 2009 | DECEMBER 2009 |
| Equipment with reagents | JANUARY 2009 | DECEMBER 2009 |
| Training and technical assistance for the staff of Food Security Directory | JANUARY 2009 | DECEMBER 2009 |
| Inspectors training | JANUARY 2009 | DECEMBER 2009 |
| Trainings for laboratory staff | JANUARY 2009 | DECEMBER 2009 |
| ***3.8.2 AGRO PROCESSING AND MARKETING*** | | |
| ***MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY*** | | |
| Evidence of milk index and its byproducts | DECEMBER 2007 | FEBRUARY 2008 |
| Drawing up of VKM Draft" Microbe requests allowed for consumable milk and it' byproducts: | DECEMBER 2007 | MARCH 2008 |
| Creation of regulator committee to identify wines origins | DECEMBER 2007 | MARCH 2008 |
| Creation of a Group of Work with experts of rule drafts "to label and safe agriculture and food products" | AUGUST 2007 | SEPTEMBER 2007 |
| Study on total identification and inclination of ACQUIS Communitarian in mix products | NOVEMBER 2007 | DECEMBER 2007 |
| Support on the creation of an independent organism for mix product certification | JUNE 2009 | SEPTEMBER 2009 |
| Creation of a working group for drawing up of VKM Draft "On composition and milk quality evidence and its byproducts" | JUNE 2009 | JUNE 2009 |
| Creation of a working group for the project design of milk and meat market | JUNE 2010 | SEPTEMBER 2010 |
| Drawing up of VKM Draft "On rules for the collection of non screamed milk" | SEPTEMBER 2007 | DECEMBER 2007 |
| Drawing up of VKM Draft" definition of microbe heaviness for collection of consumable milk it's by products | SEPTEMBER 2007 | MARCH 2008 |
| ***3.8.3 FARMING*** | | |
| ***MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY*** | | |
| Laboratory accreditation of farming food control | JANUARY 2008 | DECEMBER 2010 |
| Laboratory accreditation of racial material control | JANUAR 2008 | DECEMBER 2010 |
| Laboratory accreditation of racial material control | JANUARY 2008 | DECEMBER 2010 |
| Laboratory accreditation of food staff control | JANUARY 2008 | DECEMBER 2010 |
| Trainings on In-Situ programs execution of native races livestock | JANUARY 2008 | DECEMBER 2008 |
| Monitoring System strengthening and measurements execution regarding the quality control of animals' food | JANUARY 2009 | DECEMBER 2009 |
| Feasibility study regarding the VKM draft „ For livestock breeding programmer" | JANUARY 2009 | DECEMBER 2009 |
| Monitoring System strengthening and measurements execution regarding to me the minimum standards of livestock breeding | MAY 2008 | DECEMBER 2008 |
| Strengthening information system for the animals which fulfill the requests to register and have the genealogy book (pedigree) Zoo-technical documentation | NOVEMBER 2008 | DECEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| Strengthening information system for the animals which fulfill the requests to register and have the genealogy book (pedigree) | | |
| Zoo-technical documentation | NOVEMBER 2008 | DECEMBER 2010 |
| Support and incitement for the creation and strengthening of racial societies in farming area | JUNE 2008 | DECEMBER 2008 |
| Low introduction „For farming breeding" (amended) with groups of interest | OCTOBER 2007 | JUNE 2008 |
| ***3.8.4 VET SERVICES*** | | |
| ***MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY*** | | |
| Enlargement and settlement of livestock identification system all around the country | DECEMBER 2009 | MISSING |
| 3. Cattle identification in the size of 100% of country massive (470000) | JANUARY 2008 | DECEMBER 2008 |
| 4. Enlargement and settlement of livestock identification in 10 regions of the country. | JANUARY 2008 | DECEMBER 2008 |
| .Emergence on PIP disease, epizootic (20% of the necessaries total for epizootic situation control) | JANUARY 2008 | DECEMBER 2008 |
| Research on bracteole disease, 10 000 cattle, 600000 livestock | JANUARY 2008 | DECEMBER 2008 |
| Research on tuberculosis disease in 100.000 cattle | JANUARY 2008 | DECEMBER 2008 |
| Control on problematic zoo zones of the country | JANUARY 2008 | DECEMBER 2008 |
| Realization of national programs for water monitoring, mollusks and remnants in live animals and products | JANUARY 2008 | DECEMBER 2008 |
| Trainings of VET staff | JANUARY 2008 | DECEMBER 2008 |
| Vaccination against burst disease for 1.000.000 (animals livestock, cattle, pigs, perissodactyls) | JANUARY 2008 | DECEMBER 2008 |
| Vaccination against Classic Plague in Pigs | JANUARY 2008 | DECEMBER 2008 |
| Vaccination of 2000000 livestock in south part of the country | JANUARY 2008 | DECEMBER 2008 |
| 1Research against bracteole, 6000 livestock and 10000 cattle | JANUARY 2009 | DECEMBER 2009 |
| 3. Vaccination against Classic Plague in Pigs | JANUARY 2009 | DECEMBER 2009 |
| Emergences for classic pigs plague, zoo-technical disease, etc (20% of necessary totals for epizootic situation control) | JANUARY 2009 | DECEMBER 2009 |
| Research on tuberculosis disease in 100.000 cattle | JANUARY 2009 | DECEMBER 2009 |
| .Cattle identification in 10% of the country massive | JANUARY 2009 | DECEMBER 2009 |
| Realization of national programs for mollusks, water and remnants | JANUARY 2009 | DECEMBER 2009 |
| Trainings of VET staff | JANUARY 2009 | DECEMBER 2009 |
| Vaccination against burst disease for 1.000.000 (animals livestock, cattle, pigs, perissodactyls | JANUARY 2009 | DECEMBER 2009 |
| Vaccination against bracteole of 774.000livestock | JANUARY 2009 | DECEMBER 2009 |
| . Vaccination against Classic Plague in Pigs | JANUARY 2010 | DECEMBER 2010 |
| 2 Realization of national programs for water monitoring, mollusks and remnants in live animals and products | JANUARY 2010 | DECEMBER 2010 |
| 5. Emergence on PIP disease, epizootic. (20% of the necessaries total for epizootic situation control) | JANUARY 2010 | DECEMBER 2010 |
| Research on bracteole disease, 10000 cattle, and 10000 livestock | JANUARY 2010 | DECEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| Research on tuberculosis disease in 100.000 cattle | JANUARY 2010 | DECEMBER 2010 |
| Cattle identification in the size of 10% of country massive | JANUARY 2010 | DECEMBER 2010 |
| Livestock identification | JANUARY 2010 | DECEMBER 2010 |
| Control on problematic zoo zones of the country | JANUARY 2010 | DECEMBER 2010 |
| Vaccination against burst disease for 1.000.000 (animals livestock, cattle, pigs, perissodactyls) | JANUARY 2010 | DECEMBER 2010 |
| Vaccination against bracteole of 774.000 livestock | JANUARY 2010 | DECEMBER 2010 |
| ***3.8.5 VEGETABLE PRODUCTION*** | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY** | | |
| Functioning of Cadastre Offices for wines and viniculture | JANUARY 2008 | DECEMBER 2008 |
| Creation and functioning of a Group of Work to improve the bill of law no8880, date 15.04.2002 (for the rights of vegetables selector) | JANUARY 2008 | DECEMBER 2008 |
| Creation and functioning of the inspection and certification group for seeds | JANUARY 2008 | DECEMBER 2008 |
| Creation and functioning of the inspection and certification group for sowing material of Fruit trees | JANUARY 2008 | DECEMBER 2008 |
| Functioning of Cadastre Offices for wines and viniculture | JANUARY 2008 | MARCH 2008 |
| Creation and functioning of a Work Group for drawing up the VKM Draft „ For the structure, functioning, admission criterion and necessary | | |
| Documentation assessment and certifying national organisms' duties for BIO products | JANUARY 2008 | SEPTEMBER 2008 |
| Continuous functioning of Work Group to draw up the laws for sowing vegetable materials | JANUARY 2008 | DECEMBER 2008 |
| Continuous functioning of Work Group to draw up the new bill for wines and viniculture | JANUARY 2009 | DECEMBER 2009 |
| Creation of the structure for variety safety | JANUARY 2009 | MARCH 2009 |
| Construction design of Cadastre Offices for wines and viniculture | OCTOBER 2007 | DECEMBER 2010 |
| ***3.8.6 VEGETABLES SAFETY*** | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY** | | |
| Monitoring and fighting particular parasitic in agriculture | JANUARY 2008 | DECEMBER 2008 |
| Execution of particular provisions in defended zones. (In Divjaka- potatoes and vegetables for export). | JANUARY 2008 | DECEMBER 2008 |
| Monitoring and fighting particular parasitic in agriculture | JANUARY 2009 | DECEMBER 2009 |
| Execution of particular provisions in defended zones. (In Divjaka- potatoes and vegetables for export; Lushnje--in hothouses vegetables) | JANUARY 2009 | DECEMBER 2009 |
| Strengthening the monitoring system and provisions execution for particular parasites (Continuance of 2009 for the bacterial fire and California Turtle) | JANUARY 2010 | DECEMBER 2010 |
| Monitoring and fighting particular parasitic in agriculture | JANUARY 2010 | DECEMBER 2010 |
| Evaluation of PMB remains in Potatoes culture and those of tomatoes and cucumbers in hothouses. | JANUARY 2010 | DECEMBER 2010 |
| Execution of particular provisions in defended zones. (In Divjaka- potatoes and vegetables for export Lushnje-in hothouses vegetables) | JANUARY 2010 | DECEMBER 2010 |
| 1srengthening the monitoring system and provisions execution for particular parasites (bacterial fire) | APRIL 2009 | OCTOBER 200 |

| Activity | Start | Closure |
|---|---|---|
| 2. Construction and modernization of a qualified PMB laboratory and its remnants in vegetables or in vegetable products | FEBRUARY 2008 | JUNE 2008 |
| Evaluation of PMB remnants in potatoes culture | FEBRUARY 2009 | SEPTEMBER 2009 |
| 1. Creation of a data-base system for data entries related to vegetable importers registration (Connection through a unique communication System of PKK | SEPTEMBER 2008 | DECEMBER 2008 |
| Creation of a database system of vegetables safety inspectorate and Connection through a unique communication system | SEPTEMBER 2008 | DECEMBER 2008 |
| ***3.8.7 RURAL DEVELOPMENT AND AGRICULTURE STRUCTURES*** | | |
| **MINISTRY OF AGRICULTURE, FOOD AND CONSUMERS SAFETY** | | |
| Drawing terms of reference on the conception of constructing a Payment Agency | DECEMBER 2007 | MARCH 2008 |
| Supporting farmers through direct payments for particular projects | JANUARY 2009 | DECEMBER 2010 |
| Strengthening organization or individual capacities in drawing up projects for supporting farmers through direct payments | JANUARY 2010 | JANUARY 2011 |
| Support on rural development plans practices in local level in a closely collaboration with rural population and other actors which operate in this area. In order to execute the operation plan of Rural Development Strategy | OCTOBER 2008 | DECEMBER 2009 |
| ***3.8.8 FORESTS AND MIDOWS*** | | |
| **MINISTRY OF FORESTS, ENVIRONMENT AND WATERS** | | |
| Regional seminars „For forest treatment rules, vintages and forest marketing products | JANUARY 2008 | SEPTEMBER 2008 |
| Qualifying seminars and round tables for executing the National Program of forests and meads, Development programs in a regional level Approbation with VKM | JANUARY 2009 | JUNE 2009 |
| Seminars and meetings for functioning of agro-forest extension service in commune and regional level. | JANUARY 2010 | JUNE 2010 |
| Regional meetings for Organization and functioning of Forest services, separating management functions from controlling functions in a regional level | FEBRUARY 2008 | SEPTEMBER 2008 |
| Regional seminars for executing the new law and sub law acts “for meadows” | SEPTEMBER 2007 | OCTOBER 2007 |
| Regional meetings with directors and DSHP department chiefs for advices on VKM execution “On forest product tariffs and sale of timbering wood" | OCTOBER 2007 | DECEMBER 2007 |
| Inter-department round table for the functioning of the council of forest politics | OCTOBER 2007 | DECEMBER 2007 |
| ***3.9 FISHING*** | | |
| **MINISTRY OF FORESTS, ENVIRONMENT AND WATERS ADMINISTRATION** | | |
| Creation of the unit for fishing data collections | JANUARY 2008 | DECEMBER 2008 |
| Structural inspectorate improvements | JANUARY 2008 | MAY 2009 |
| Collaborating with coastguards for the Common Operating Centre | JANUARY 2009 | DECEMBER 2015 |
| Data collection for small pelagjiket | JANUARY 2009 | DECEMBER 2015 |
| Staff and inspectorate trainings for fishing standards in communitarian countries | JANUARY 2009 | APRIL 2012 |
| Participation in international negotiations related to fishing and aquaculture quotas and for recommendations execution of the red tuna Management | FEBRUARY 2008 | DECEMBER 2015 |
| ***3.10.1 ROAD INFRASTRUCTURE*** | | |

| ACTIVITY | Start | Closure |
|---|---|---|
| **GENERAL DIRECTORY OF ROADS** | | |
| Construction of Fier-Tepelena road, 71 km (part of NS corridor) | DECEMBER 2007 | DECEMBER 2010 |
| Construction of Fier (Levan) – Vlora road, 43 km (part of 8th corridor including By-Pass), | JULY 2007 | DECEMBER 2010 |
| Construction of Shkodra - Hani i Hotit road segment, 39 km (part of NS corridor) | MAY 2008 | DECEMBER 2009 |
| Construction of Kalimash-Kolsh (Rexhepaj) highway, 6 km (part of Durres-Kukes-Morine road) | SEPTEMBER 2007 | MARCH 2009 |
| ***3.10.2 ROAD SAFETY*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSORT AND TELECOMUNICATION** | | |
| Creation of a center about traffic information | MAY 2008 | DECEMBER 2009 |
| Investments realization for improving road safety components in road signals and the improvement of dangerous parts of road | MAY 2008 | DECEMBER 2008 |
| Study to introduce the new European legislation in road security area | SEPTEMBER 2009 | MARCH 2010 |
| ***3.10.3 ROAD TRASPORT*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSORT AND TELECOMUNICATION** | | |
| Study for introduction to the European legislation to approximate the national legislation on dangerous goods transport by road .(Direc.94/55;96/35;95/50 EC). | MARCH 2008 | OCTOBER 2008 |
| Training of Directory experts" On directives related to dangerous goods transport, on road transport consultants qualification; Uniform control for the procedures" (Direk.94/55;96/35;95/50). | MARCH 2008 | MARCH 2009 |
| Training of control departments in roads regarding the legislation execution in road transport area | MARCH 2008 | MARCH 2009 |
| Study for communitarian legislation introduction in road transport area | JUNE 2008 | JUNE 2009 |
| Cooperation with MPÇS&SHB "On harmonization of some social laws related to road transport" (Rule 561/2006) | OCTOBER 2008 | APRIL 2009 |
| ***3.10.4 RAILWAY TRANSPORT*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSORT AND TELECOMUNICATION** | | |
| Detachment of mechanical base in a individual anonymous society, dependent from HSH | JANUARY 2008 | APRIL 2008 |
| ***3.10.5 SEA TRANSPORT*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSORT AND TELECOMUNICATION** | | |
| Creation of the National Harbor Control | MARCH 2008 | SEPTEMBER 2008 |
| Creation of a Marine Administration | APRIL 2008 | APRIL 2009 |
| ***3.10.6 TRANSPORTI AJROR*** | | |
| **MINISTRY OF PUBLIC WORKS, TRANSORT AND TELECOMUNICATION** | | |
| In frame of the final Air Code draft preparations, organization of meetings with groups of interest | DECEMBER 2007 | JUNE 2008 |
| Cooperation and collaboration through experience achievement with member countries of EU which have consolidated this practice; Identification of referring material "For creating the authority of Civil Aviation" | DECEMBER 2008 | MAY 2009 |

| Activity | Start | Closure |
|---|---|---|
| Cooperation and collaboration through experience achievement with member countries of EU which have consolidated this practice Identification of referring material "For organization of air-space and air rules in RSH | DECEMBER 2008 | FEBRUARY 2009 |
| Introduction to the communitarian legislation for the execution of SAP and the execution of other community acts of air transport; ECAA agreement | AUGUST 2007 | DECEMBER 2008 |
| Practical execution of suggestions given from the study of internal air traffic progress through analysis of traffic progress ne aeroportin e Kukesit dhe te Zones Vlore Sarande. | JANUARY 2008 | JUNE 2008 |
| Cooperation and collaboration through experience achievement with member countries of EU; Identification of referring material Air construction in Albania" | JANUARY 2009 | FEBRUARY 2009 |
| Perfection of the data-processing and statistical aviation data publication (passengers, post and cargo) | MARCH 2008 | SEPTEMBER 2008 |
| Study on airport tariffs application and airport services | MARCH 2008 | NOVEMBER 2008 |
| Cooperation and collaboration through experience achievement with member countries of EU which have consolidated this institution Identification of referring material, "For the creation of Incidental and accidental National Organ" | NOVEMBER 2008 | DECEMBER 2008 |
| Cooperation and collaboration through experience achievement with member countries of EU Identification of referring material ."For requests and procedures of international air flights authorization | NOVEMBER 2009 | DECEMBER 2009 |
| Cooperation and collaboration through experience achievement with member countries of EU;" For requests and procedures of taking The National register of civil and experimental aerodromes | NOVEMBER 2009 | JANUARY 2010 |
| Cooperation and collaboration through experience achievement with member countries of EU Identification of referring material "For requests and Procedures of air traffic safety in accordance ICAO-and Euro control standards | NOVEMBER 2009 | DECEMBER 2009 |
| Cooperation and collaboration through experience achievement with member countries of EU Identification of referring material "For requests and procedures of Air Operator authorization and operation certificate authorization | FEBRUARY 2009 | MARCH 2009 |
| Performance of duties as a consequence of the entries of RSH in International Aviation Organisms ICAO, ECAC, JAA, EURO CONTROL EUROKONTROLL | SEPTEMBER 2007 | DECEMBER 2010 |
| In framework of first faze of ECAA agreement execution, exchanging experience in directives implementation . Included in this phase | OCTOBER 2008 | OCTOBER 2009 |
| ***3.11 TAXING*** | | |
| **MINISTRY OF FINANCE** | | |
| Completion of Human Sources Manual | JANUARY 2008 | JANUARY 2008 |
| Making of a computer program for the computerized administration of personal data | JANUARY 2009 | DECEMBER 2009 |
| Trainings for: Tax accountability; control; control investigation and internal investigation; administrative appeals assessment and excise Tax control and computerized accountability | JANUARY 2009 | DECEMBER 2009 |
| Computerized administration of small business tax payers | JANUARY 2010 | DECEMBER 2010 |
| Creation of National Communication Network | JANUARY 2010 | DECEMBER ETOR 2010 |
| Including the excise and national taxes in SIT | JANUARY 2010 | DECEMBER 2010 |
| Extension of National Communication Network | JANUARY 2010 | DECEMBER 2010 |
| Improvement of accommodation conditions in the areas of Tax Directory in Tirana | SEPTEMBER 2007 | MAY 2008 |
| ***3.12 CUSTOMS*** | | |
| **MINISTRY OF FINANCE** | | |
| Up draw of annual investments plan | DECEMBER 2007 | JANUARY 2008 |

| Activity | Start | Closure |
|---|---|---|
| Up draw of annual investment plan | DECEMBER 2008 | JANUARY 2009 |
| Up draw of annual investment plan | DECEMBER 2009 | JANUARY 2010 |
| Up draw of annual training plan for customs personnel, definition of sensitive thematic | JANUARY 2008 | MARCH 2008 |
| Implementation of annual investments plan | JANUARY 2008 | DECEMBER 2008 |
| Implementation of annual investments plan | JANUARY 2008 | DECEMBER 2008 |
| Revision of PKL and also the assessment and selection deepening of acquits in the framework of legislation approximation | JANUARY 2008 | OCTOBER 2008 |
| Up draw of annual training plan to make possible the professional improvement of customs staff | JANUARY 2009 | MARCH 2009 |
| Implementation of annual investments plan | JANUARY 2009 | DECEMBER 2009 |
| Implementation of annual investments plan | JANUARY 2009 | DECEMBER 2009 |
| Revision of PKL and also the assessment and selection deepening of acquits in the framework of legislation approximation. | JANUARY 2009 | DECEMBER 2009 |
| Up draw of annual training plan to make possible the professional improvement of customs staff | JANUARY 2010 | FEBRUARY 2010 |
| Implementation of annual investments plan | JANUARY 2010 | DECEMBER 2010 |
| Implementation of annual investments plan | JANUARY 2010 | DECEMBER 2010 |
| Revision of PKL and also the assessment and selection deepening of acquits in the framework of legislation approximation. | JANUARY 2010 | DECEMBER 2010 |

### *3.13 STATISTICS*

**INSTITUTE OF STATISTICS**

| | | |
|---|---|---|
| Execution of NACE Rev.2 underway the Council Rule No. 31990R3037 | DECEMBER 2008 | DECEMBER 2010 |
| Execution of audit CPA, underway the Council Rule No. 31993R3696 | DECEMBER 2009 | DECEMBER 2011 |
| HBS family budget questionnaire | AUGUST 2007 | JANUARY 2009 |
| Input and Output analysis in coherent prices constructing evaluative" supply and use" tables and afterwards a methodological execution | JANUARY 2008 | DECEMBER 2010 |
| Improvement and replenishment of Statistical Register | JANUARY 2008 | DECEMBER 2008 |
| Improvement of S.123 and S.124 sub sectors index (other financial intercessors) | JANUARY 2008 | DECEMBER 2008 |
| Calculation of PBB with the income method, going by payment valuation and other elements | JANUARY 2009 | DECEMBER 2009 |
| Improvement and replenishment of Statistical Register | JANUARY 2009 | NOVEMBER 2009 |
| Improvement and replenishment of Statistical Register | JANUARY 2010 | DECEMBER 2010 |
| Statistical observance of agricultural economic units | JANUARY 2010 | DECEMBER 2010 |
| Execution of Statistical Official Program for Environmental Statistics, production statistics and remnants management | JANUARY 2010 | DECEMBER 2015 |
| Structural Questionnaire near Enterprises (SQE) | MAY 2008 | DECEMBER 2008 |
| Structural Questionnaire near Enterprises (SQE) | MAY 2009 | DECEMBER 2009 |
| Structural Questionnaire near Enterprises (SQE) | MAY 2010 | DECEMBER 2010 |
| Work on Site, process of LFS data base | MARCH 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Questionnaire near New Enterprises (QNE) | APRIL 2008 | JANUARY 2009 |
| Questionnaire near New Enterprises (QNE | APRIL 2009 | JANUARY 2010 |
| Questionnaire near New Enterprises (QNE | APRIL 2010 | JANUARY 2011 |
| General Registration of Agriculture | JUNE 2008 | DECEMBER 2009 |
| Redaction of a methodology for border zones observation underway the Council Rule No. 31999D0035 | JUNE 2009 | DECEMBER 2010 |
| Introduction on site of new indicators (ATN) | JUNE 2009 | DECEMBER 2010 |
| Introduction on site of tourism observance | JUNE 2009 | DECEMBER 2010 |
| Making a statistical observation on agricultural economic units | JUNE 2009 | DECEMBER 2009 |
| Improvement of statistical collection underway the Council Rule No. 31995L0064 | JUNE 2009 | DECEMBER 2009 |
| Improvement of water transport statistics for goods and passengers, underway the Council Rule No. 31998D0385 | JUNE 2009 | DECEMBER 2009 |
| Improvement of trimester tourism statistics (ATN), underway the Council Rule No. 31995L0057 | JUNE 2009 | DECEMBER 2010 |
| Publication of statistical data on water transport, underway the Council Rule No. 32001D0423 | JUNE 2009 | DECEMBER 2009 |
| Starting of publication for Trimester PBB according to production method | JUNE 2010 | DECEMBER 2010 |
| Observance for grain productions and statistical information presentation | JUNE 2010 | JUNE 2012 |
| Observance on group structure and animals number | JUNE 2010 | DECEMBER 2010 |
| Redaction of LFS questionnaire, its training and test | SEPTEMBER 2007 | DECEMBER 2007 |
| Methodology reduction for industrial products observance | SEPTEMBER 2010 | DECEMBER 2010 |
| Making a new trimester observance on industrial production (C,D and E) underway the Council Rule No. 31991R3924 | SEPTEMBER 2010 | DECEMBER 2010 |
| Publication of LFS | OCTOBER 2008 | DECEMBER 2008 |
| ***3.14.1 SOCIAL DIALOG*** | | |
| **MINISTRY OF LABOR, SOCIAL AFFAIRS AND EQUAL POSSIBILITIES** | | |
| •Creation of consulting structures with participation of Local government, civil societies, Employers Organizations and syndicates in 12 Prefectures for consulting social-economic problematic | JANUARY 2008 | DECEMBER 2007 |
| Training seminars with social partners in 5 prefectures for the work legislation introduction | JULY 2007 | DECEMBER 2008 |
| Trainings on introduction to the European legislation in social dialog | JULY 2007 | DECEMBER 2008 |
| Improvement of the function of National Labor Council of Ireland Government for the qualification of Social Partners, Members of National Labor Council and its secretariat | JULY 2007 | DECEMBER 2008 |
| ***3.14.2 EMPLOYEMENT*** | | |
| **MINISTRY OF LABOR, SOCIAL AFFAIRS AND EQUAL POSSIBILITIES** | | |
| Institutionalization of AFP curricula's redaction methodology | JANUARY 2008 | DECEMBER 2008 |
| Completion of labor market process in all public service system of labor using donator's investments | JANUARY 2008 | DECEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| Reduction of assessment and certification criterion in AFP area | JANUARY 2009 | DECEMBER 2010 |
| Cooperation institutionalization between AFP and local business | JANUARY 2009 | DECEMBER 2010 |
| Creation of the service for professional orientation and carrier consultancy in cooperation with social partners | JANUARY 2009 | DECEMBER 2010 |
| Support of AFP curricula's with integral texts | JANUARY 2009 | DECEMBER 2010 |
| ***3.14.3*** **DEFENCE AND SOCIAL INSURANCE** | | |
| **MINISTRY OF FINANCE** | | |
| Legislation executing for social insurance and incomes increase" | SEPTEMBER 2007 | SEPTEMBER 2007 |
| Execution of VKM "For incomes increase" | SEPTEMBER 2007 | SEPTEMBER 2008 |
| Legislation executing for social insurance and incomes increase | SEPTEMBER 2008 | SEPTEMBER 2008 |
| Execution of VKM "Per law dispense no.7703 "For Social insurance in Albania Republic " and "VKM for incomes increase" | SEPTEMBER 2009 | SEPTEMBER 2009 |
| Execution of VKM "Per law dispense no.7703 "For Social insurance in Albania Republic " and "VKM for incomes increase" | SEPTEMBER 2010 | SEPTEMBER 2010 |
| **MINISTRY OF LABOR, SOCIAL AFFAIRS AND EQUAL POSSIBILITIES** | | |
| •Creation of new social services of a communitarian base in framework of B.B project, which after project completion will be a responsibility of local government | JANUARY 2008 | DECEMBER 2008. |
| •Gradual transfer of residential public centers for children depending from local government | JANUARY 2008 | MISSING |
| Continuing of bilateral agreement procedures for social insurances | JANUARY 2008 | MISSING |
| •Trainings of local administrators who work with social partners | JULY 2007 | DECEMBER 2008 |
| •Transfer of objects, service funds depending from local government, responsibility increase of local structures and OJF to offer communitarian Services | JULY 2007 | MISSING |
| •Setting a regular and legal dialog between MPÇS and dependant institutions which accumulate information and data from Local government units | JULY 2007 | MISSING |
| Attendance of VKM execution "For profits and VKM increase" underway the law no.7703, date 11.5.1993 "For social Insurance" | JULY 2007 | OCTOBER 2007 |
| Attendance of VKM execution "For profits and VKM increase | JULY 2008 | OCTOBER 2008 |
| Attendance of VKM execution "For profits and VKM increase | JULY 2009 | OCTOBER 2009 |
| Attendance of VKM execution "For profits and VKM increase" underway the law no.7703, date 11.5.1993 "For social Insurance"" | JULY 2010 | OCTOBER 2010 |
| Study on Albanian legislation for social insurance underway the rule 1408/71 KEE of social insurance | NOVEMBER 2008 | MISSING |
| Procedures for the ratification of European code of social insurances | SEPTEMBER 2007 | MISSING |
| Start and continuation of discussing procedures, information exchange in framework of the agreement with Italy and Greece | OCTOBER 2008 | MISSING |
| ***3.14.5*** ***GENDER EQUALITY*** | | |
| **MINISTRY OF LABOR, SOCIAL AFFAIRS AND EQUAL POSSIBILITIES** | | |
| Translation and publication of National strategy for Gender equality and against Family violence | DECEMBER 2007 | APRIL 2008 |
| Monitoring of Strategy execution for Gender Equality | MARCH 2008 | MAY 2008 |

| Activity | Start | Closure |
|---|---|---|
| Susceptibility campaign for introduction to the law " | JUNE 2008 | DECEMBER 2008 |
| Translation and publication of Gender Equality in the Society | JUNE 2008 | DECEMBER 2008 |
| Trainings on introduction to the Law for Gender Equality in the Society | JUNE 2008 | MARCH 2009 |
| Susceptibility campaign for introduction and execution of National Strategy for Gender Equality and against Family Violence | FEBRUARY 2008 | DECEMBER 2008 |
| Identification of sensitive gender indicators and construction of gender data bases | FEBRUARY 2009 | DECEMBER 2009 |
| ***3.15 ENERGETIC*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Creation of Regional Energetic Offices | JANUARY 2009 | DECEMBER 2009 |
| ***3.15.1 ENERGETIC SECTOR*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Continuation of fare reform for the revision of electrical energy selling price | NOVEMBER 2007 | APRIL 2008 |
| ***3.15.2 SECTOR OF HYDROCARBON*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Conclude of legal practices for the denationalization of ALBPETROL A.S | DECEMBER 2007 | DECEMBER 2009 |
| Attendance of denationalization procedures for ALBPETROL A.S | DECEMBER 2008 | DECEMBER 2009 |
| Connection possibilities of Albania with the International gas system, vestige definition and the possibility of its underground oddment<br>Technical adjustment code of natural gas market, Optimization and enlargement of hydrocarbon market | JULY 2007 | DECEMBER 2010 |
| Assessment of gasoline tanker in executing new technologies, redefinition of oil and gas resources according to EU standards<br>Information treatment for Hydrocarbon sciences | JULY 2007 | DECEMBER 2010 |
| ***3.16.2 DIGGING SECTOR*** | | |
| **MINISTRY OF ECONOMY TRADE AND ENERGETICS** | | |
| Information for the society, scientific opinion and human sources document | JANUARY 2008 | DECEMBER 2008 |
| Technological researches and Environment | JANUARY 2008 | DECEMBER 2008 |
| Observation of effective use of mineral richness | JANUARY 2008 | DECEMBER 2008 |
| Phenomena monitoring for Post-Utilization | JANUARY 2008 | DECEMBER 2008 |
| Projects for the closure of Mineral Objects | JANUARY 2008 | DECEMBER 2008 |
| Promotion of new materials for use | JANUARY 2008 | DECEMBER 2008 |
| Promotion of new materials for use | JANUARY 2008 | DECEMBER 2008 |
| Studies and projections for emergent needs according to local and central government | JANUARY 2008 | DECEMBER 2008 |
| Complex studies in geo-environment area and it's monitoring | JANUARY 2008 | DECEMBER 2008 |
| Complex studies on duty of territory good administration and natural sources locally and nationwide: geology, territory and environment | JANUARY 2008 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| EU Directives Study | JANUARY 2008 | DECEMBER 2008 |
| Geologic dangers assessment and geol.-engineer studies specialized for the assessment of stability and infrastructural extension | JANUARY 2008 | DECEMBER 2008 |
| Assessment, management and underground water monitoring in main basins pre-emptively touristy and urban zones, etc | JANUARY 2008 | DECEMBER 2008 |
| Information for the society, scientific opinion and human sources document | JANUARY 2009 | DECEMBER 2009 |
| Technological researches and Environment | JANUARY 2009 | DECEMBER 2009 |
| Observation of effective use of mineral richness | JANUARY 2009 | DECEMBER 2009 |
| Phenomena monitoring for Post-Utilization | JANUARY 2009 | DECEMBER 2009 |
| Projects for the closure of Mineral Objects | JANUARY 2009 | DECEMBER 2009 |
| Promotion of new materials for use | JANUARY 2009 | DECEMBER 2009 |
| Promotion of new materials for use | JANUARY 2009 | DECEMBER 2009 |
| Studies and projections for emergent needs according to local and central government | JANUARY 2009 | DECEMBER 2009 |
| Complex studies in geo-environment area and it's monitoring | JANUARY 2009 | DECEMBER 2009 |
| Complex studies on duty of territory's good administration and natural sources locally and nationwide: geology, territory and environment. | JANUARY 2009 | DECEMBER 2009 |
| EU Directives Study | JANUARY 2009 | DECEMBER 2009 |
| Geologic dangers assessment and geol.-engineer studies specialized for the assessment of stability and infrastructural extension | JANUARY 2009 | DECEMBER 2009 |
| Assessment, management and underground water monitoring in main basins pre-emptively touristy and urban zones, etc | JANUARY 2009 | DECEMBER 2009 |
| Information for the society, scientific opinion and human sources document | JANUARY 2010 | DECEMBER 2010 |
| Technological researches and Environment | JANUARY 2010 | DECEMBER 2010 |
| Observation of effective use of mineral richness | JANUARY 2010 | DECEMBER 2010 |
| Phenomena monitoring for Post-Utilization | JANUARY 2010 | DECEMBER 2010 |
| Projects for the closure of Mineral Objects | JANUARY 2010 | DECEMBER 2010 |
| Promotion of new materials for use | JANUARY 2010 | DECEMBER 2010 |
| Promotion of new materials for use | JANUARY 2010 | DECEMBER 2010 |
| Studies and projections for emergent needs according to local and central government | JANUARY 2010 | DECEMBER 2010 |
| Complex studies in geo-environment area and it's monitoring | JANUARY 2010 | DECEMBER 2010 |
| Complex studies on duty of territory's good administration and natural sources locally and nationwide: geology, territory and environment. | JANUARY 2010 | DECEMBER 2010 |
| EU Directives Study | JANUARY 2010 | DECEMBER 2010 |
| Geologic dangers assessment and geol.-engineer studies specialized for the assessment of stability and infrastructural extension | JANUARY 2010 | DECEMBER 2010 |
| Assessment, management and underground water monitoring in main basins pre-emptively touristy and urban zones, etc | JANUARY 2010 | DECEMBER 2010 |

### *3.17 SMALL AND MEDIUM ENTERPRISES*

**MINISTRY OF ECONOMY TRADE AND ENERGETICS**

| Activity | Start | Closure |
|---|---|---|
| Creation of innovation fund incitement and technology transfer | DECEMBER 2009 | DECEMBER 2010 |
| Implementation of fund manual of use to guarantee the credits of SME exporters | JANUARY 2008 | DECEMBER 2010 |
| Feasibilities studies for innovation centers | JANUARY 2008 | DECEMBER 2008 |
| Feasibilities studies for the industrial park in Durres | JANUARY 2008 | DECEMBER 2008 |
| Project execution ,"for SME Support" managing the 3 years program for SME support | JANUARY 2008 | MAY 2011 |
| Execution of RIA strategy | JANUARY 2008 | DECEMBER 2010 |
| Studies on the creation of technological business incubator | JANUARY 2009 | DECEMBER 2009 |
| Draw up of an Operation Plan Social Comprehension Politics (CSR) | JANUARY 2010 | DECEMBER 2010 |
| Creation of Industrial Park in Durres | JANUARY 2010 | DECEMBER 2010 |
| Project for Creative enterprise incitement | JANUARY 2010 | DECEMBER 2010 |
| Management Improvement Project of SME (Technical Assistance Management) | MAY 2008 | MAY 2011 |
| Development Plan of Electronic Market | MAY 2009 | DECEMBER 2010 |
| Study on creative enterprise in Albania | MARCH 2009 | DECEMBER 2009 |
| Creation of Innovation Center (BIRC) | APRIL 2009 | DECEMBER 2011 |
| Project: "Increase of Competitiveness of SME by means of innovation and technology transfer" | JUNE 2008 | MAY 2011 |
| Project for the establishment of Industrial Park | JUNE 2008 | DECEMBER 2010 |
| Draw up of the governmental strategy for the application of RIA | SEPTEMBER 2007 | DECEMBER 2007 |
| Establishment of National Center for Business Registration | SEPTEMBER 2007 | DECEMBER 2008 |
| Creation of Technological Incubators | OCTOBER 2009 | DECEMBER 2011 |
| ***3.18.1.1 HIGH EDUCATION*** | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| Master Plan Execution in universities on bases of operation Plans | JANUARY 2008 | DECEMBER 2008 |
| Inclusion of quality in European system of High Education, International Symposium | MARCH 2010 | APRIL 2010 |
| Doctorates improvement and specializations courses | JUNE 2008 | DECEMBER 2008 |
| Creation and execution of European standards in university and postgraduate study ranges | JUNE 2009 | DECEMBER 2009 |
| Seminars for the improvement of doctorates and specialization courses | SEPTEMBER 2007 | DECEMBER 2007 |
| Reformation of Master and Doctorate Curricula on bases of European standards | SEPTEMBER 2008 | DECEMBER 2008 |
| Meetings and Studies for improving the academic structures and capacity increase of High schools | SEPTEMBER 2008 | DECEMBER 2008 |
| Meetings and Seminars for consolidation of academic structures and capacity increase of High Schools | SEPTEMBER 2009 | DECEMBER 2009 |
| ***3.18.1.2 PRE-UNIVERSITY DEGREE*** | | |

| Activity | Start | Closure |
|---|---|---|
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| 4. Assessment improvement for state middle schools | AUGUST 2007 | JUNE 2008 |
| 2. Activities for instruction appliance of new curricula execution in the beginning of year 2008-2009 | AUGUST 2008 | JUNE 2009 |
| Taking measures to execute orders for creating matter commissions for the review of new curricula | JANUARY 2009 | SEPTEMBER 2009 |
| 3. Composition of training and qualification modules for preschool education teachers and execution by means of piloting | JULY 2007 | AUGUST 2008 |
| 5. Studies on state middle school implementation results | MARCH 2008 | AUGUST 2008 |
| 1. Taking measurements to execute the instructions for inputting the children of 5-6 years in compulsive education scheme | FEBRUARY 2008 | MARCH 2008 |
| 1. Extension and placement of compulsive education in children of 5 & 6 years in the scheme of educational system | FEBRUARY 2010 | MARCH 2010 |
| 3. Execution of optional curricula in compulsive education for TIK | SEPTEMBER 2008 | MISSING |
| 4. Placement of 5 & 6 years old children in the scheme of compulsive education based on piloting | SEPTEMBER 2008 | SEPTEMBER 2009 |
| ***3.18.1.3 PROFESSIONAL EDUCATION*** | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| Improvement of orientation system and professional counsel | MARCH 2008 | DECEMBER 2008 |
| Studies on problems that are as a result of a non full-execution of Law 8872, data 29.03.2002 for" Education and professional formation in The Republic | FEBRUARY 2008 | JULY 2008 |
| Studies on APF levels | FEBRUARY 2009 | JULY 2009 |
| Establishment of National agency of APF | SEPTEMBER 2007 | SEPTEMBER 2008 |
| Function of beginner qualification system of teachers and instructors | SEPTEMBER 2009 | DECEMBER 2009 |
| ***3.18.1.4 NON-DISCRIMINATION*** | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| 1Making studies to minimize the danger of inborn limited abilities | SEPTEMBER 2007 | JANUARY 2008 |
| 2. Organization of Courses for Rom community pupils of ages 5-6 to improve the Albanian language and to be prepared for the first year of school | SEPTEMBER 2007 | MISSING |
| 4. Enlargement of psychological service in schools | SEPTEMBER 2007 | DECEMBER 2007 |
| ***3.18.2.1 SCIENTIFIC RESEARCHES*** | | |
| **MINISTRY OF EDUCATION AND SCIENCE** | | |
| Seminars and trainings to introduce the European legislation regarding the ways of competition with proposal-projects in prior areas of Scientific researches in the European research space | JANUARY 2008 | DECEMBER 2008 |
| Application and compilation of national and international scientific projects | JANUARY 2008 | DECEMBER 2008 |
| Organization of conferences, seminars etc underway the Law no.7893, date 22.12.1994, "For Science and Technological Development | JANUARY 2008 | DECEMBER 2008 |
| Evaluation of scientific and explorative activity | JANUARY 2008 | DECEMBER 2008 |
| Application and compilation of national and international scientific projects | JANUARY 2009 | DECEMBER 2009 |

| Activity | Start | Closure |
|---|---|---|
| Organization of conferences, seminars etc underway the Law no.7893, date 22.12.1994, “For Science and Technological Development " | JANUARY 2009 | DECEMBER 2009 |
| Evaluation of scientific and explorative activity | JANUARY 2009 | DECEMBER 2009 |
| Application and compilation of national and international scientific projects | JANUARY 2010 | DECEMBER 2010 |
| Organization of conferences, seminars etc underway the Law no.7893, date 22.12.1994, “For Science and Technology Development” | JANUARY 2010 | DECEMBER 2010 |
| Evaluation of scientific and explorative activity | JANUARY 2010 | DECEMBER 2010 |
| ***3.19 TELECOMMUNICATION*** | | |
| **MINISTRY OF PUBLIC ORDER, TRANSPORT AND TELECOMMUNICATION** | | |
| Strengthening of Postal Sector in the Directory of Politics | JANUARY 2008 | APRIL 2008 |
| Establishment of Regulator Postal Unit | JANUARY 2008 | MAY 2008 |
| **REGULATOR ENT OF TELECOMMUNICATION** | | |
| Compilation of costs methodology of fixed system operator | DECEMBER 2007 | DECEMBER 2009 |
| Study on project implementation and transfer for the administration of Internet addresses in Albania Code | DECEMBER 2007 | DECEMBER 2008 |
| Full automation of Internet address administration Project with Albania Code (cc.TLD.al) | JANUARY 2008 | DECEMBER 2010 |
| Studies and equipment purchase of GSM transmissions | JANUARY 2008 | DECEMBER 2009 |
| Qualification of ERT staff for 2008 | JANUARY 2008 | DECEMBER 2008 |
| Review of National Numerator Plan and inclusion of E-NUM | JANUARY 2008 | DECEMBER 2010 |
| Studim dhe ngritja e Qendres Kombetare te Monitorimit te Spektrit te Frekuencave. | JANUARY 2008 | DECEMBER 2010 |
| Qualification of ERT staff for 2009 | JANUARY 2009 | DECEMBER 2009 |
| Qualification of ERT staff for 2010 | JANUARY 2010 | DECEMBER 2010 |
| Study and implementation of Portability Number | JULY 2007 | DECEMBER 2009 |
| Study and implementation of Selection/ Carrier pre Selection | JULY 2007 | DECEMBER 2009 |
| Recruitment of 10 new employees for 2008 from ERT and for ERT needs | MARCH 2008 | DECEMBER 2008 |
| Recruitment of 8 new employees for 2009 | MARCH 2009 | DECEMBER 2009 |
| Recruitment of 5 new employees for 2010 | MARCH 2010 | DECEMBER 2010 |
| ***3.20.2 AUDIO-VISUAL POLITICS*** | | |
| **NATIONAL COUNCIL OF RADIO AND TELEVISION** | | |
| Organization of Round Tables with interested parties for defending copyrights and transmission rights | JANUARY 2008 | JUNE 2008 |
| Organization of Round Tables to figure out the ideas of interested parties for “Development Strategy for Radio and Television Transmission in RSH” | SEPTEMBER 2007 | APRIL 2008 |
| Draw up the plan of Albanian numerical (caktime numerike) and starting procedures for caktime registration in National Master Register of Frequencies(MIFR) | SEPTEMBER 2007 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| ***3.21.1 HORIZONTAL RIGHT*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Trainings of ARM directory staff under way the Law no.9700 date 26.03.2007 “For environmental protection from international influences Under way the obligations of Espoos Convent | DECEMBER 2007 | DECEMBER 2009 |
| VSM Dispense, capacities strengthening and cooperation with planner organisms | DECEMBER 2010 | DECEMBER 2011 |
| Instructions execution “For drawing up plans and operation program for far-reaching industrial accidents By means of program definitions and operation plans, despite respective structures | NOVEMBER 2009 | SEPTEMBER 2010 |
| Rules and procedures execution for projects and activities of international-reaching where Albania is the beginner party And in these cases the execution of costs accounting list | JUNE 2008 | DECEMBER 2009 |
| Actor’s realization, creation and respective structures strengthening in local and central levels, creation of groups according to The specific and cooperation | SEPTEMBER 2007 | SEPTEMBER 2008 |
| ***3.21.2 AIR QUALITY*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Air Capacities strengthening in DPPN | JANUARY 2008 | DECEMBER 2015 |
| Staring the execution of the new project “strengthening of environmental monitoring system in Albania (BLAZON2) | JANUARY 2009 | DECEMBER 2010 |
| Consults with foreigner experts to draw up the act | JANUARY 2009 | DECEMBER 2009 |
| Consults with foreigner experts to draw up the act | JANUARY 2010 | DECEMBER 2010 |
| Air Quality monitoring from home-brew institutions | JANUARY 2010 | DECEMBER 2010 |
| Continuation of the new project "Strengthening of environmental monitoring system in Albania (BLAZON2) | JANUARY 2010 | DECEMBER 2010 |
| Air Quality monitoring from home-brew institutions | APRIL 2008 | DECEMBER 2008 |
| Air Quality monitoring from home-brew institutions e | APRIL 2009 | DECEMBER 2009 |
| ***3.21.3 RESIDUE MANAGEMENT*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Realization and trainings/conferences for residues | DECEMBER 2007 | DECEMBER 2008 |
| Trainings of local and regional specialists to draw up the local plans | DECEMBER 2007 | DECEMBER 2008 |
| Trainings of local specialists to complete the residues register | DECEMBER 2007 | DECEMBER 2008 |
| Trainings of customs specialists for the import of recycling residues | DECEMBER 2007 | DECEMBER 2008 |
| Starting CARDS 2006 project execution "Transport of dangerous residues from environmental hot spots in dangerous residues landfill" | DECEMBER 2008 | DECEMBER 2009 |
| Starting the project execution to draw up the management plan of urban and dangerous residues, | DECEMBER 2008 | DECEMBER 2009 |
| Strengthening the capacities of DPPN directory for residues | JANUARY 2008 | DECEMBER 2015 |
| ***3.21.3.1 URBAN RESIDUES*** | | |
| **MINISTRY OF PUBLIC ORDER, TRANSPORT AND TELECOMMUNICATION** | | |

| Activity | Start | Closure |
|---|---|---|
| Improvement of rigid residue administration to curtail dangers that intimidate the human body and the environment by fulfilling the EU requests | SEPTEMBER 2007 | NOVEMBER 2008 |
| Improvement of rigid residue administration to curtail dangers that intimidate the human body and the environment by fulfilling the EU requests | SEPTEMBER 2007 | FEBRUARY 2008 |
| Improvement of rigid residue administration to curtail dangers that intimidate the human body and the environment by fulfilling the EU requests | SEPTEMBER 2007 | MAY 2008 |
| Improvement of rigid residue administration to curtail dangers that intimidate the human body and the environment by fulfilling the EU requests | SEPTEMBER 2007 | JUNE 2008 |
| Improvement of rigid residue administration | OCTOBER 2007 | DECEMBER 2008 |
| ***3.21.4.1 ADMINISARTION OF WATER IMPURITY*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Strengthening the capacities in AUB | JANUARY 2008 | JUNE 2008 |
| Execution of amended law for water reserves, public realization by means of seminars | JANUARY 2008 | MARCH 2008 |
| Public realization for law dispense to create an operating system in water politics | MARCH 2010 | SEPTEMBER 2010 |
| ***3.21.4.2 QUALITY OF DRINKING WATER*** | | |
| **MINISTRY FO HEALTH** | | |
| Trainings on operating areas of sanitary inspectorate of state | DECEMBER 2008 | DECEMBER 2009 |
| Complete by work methodic of sanitary inspectorate of state according to EC Directives adaptation | MARCH 2009 | DECEMBER 2009 |
| ***3.21.4.3 PREVENTION OF WATER IMPURITY*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Consults with experts/acts draft | DECEMBER 2007 | DECEMBER 2008 |
| Water monitoring from state institutions | DECEMBER 2007 | DECEMBER 2008 |
| Activities in framework of SIDA/SEPA binjakezimit for water monitoring | DECEMBER 2008 | DECEMBER 2009 |
| Investments for the equipment of water monitoring | DECEMBER 2008 | DECEMBER 2008 |
| DPPN Staff enlargement for water | DECEMBER 2008 | DECEMBER 2008 |
| Water monitoring from state institutions | DECEMBER 2008 | DECEMBER 2008 |
| Water monitoring from state institutions | DECEMBER 2010 | DECEMBER 2010 |
| Directives study to prevent water impurity | DECEMBER 2010 | DECEMBER 2010 |
| ***3.21.4.4 MANAGEMENT OF DRINKING WATER*** | | |
| **MINISTRY OF PUBLIC ORDER, TRANSPORT AND TELECOMMUNICATION** | | |
| End of Decentralization process for water supply and Canalization Enterprise in Local Organisms and solution of problems Caused by assets transfer process | DECEMBER 2007 | DECEMBER 2008 |
| Shengjni Water-Supply | DECEMBER 2007 | DECEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| Technical assistance ALB/003 | JANUARY 2008 | DECEMBER 2008 |
| Preparation of right investments politic in rural zones sustained in a national database | JANUARY 2008 | DECEMBER 2008 |
| Water supply of Kavaja and Golem | JANUARY 2008 | DECEMBER 2010 |
| Water supply of Vlora (Orikum, Dukat,Tragjas, Radhima) | JANUARY 2008 | DECEMBER 2010 |
| Identification of Water supply state in rural zones and preparation of a data base | JANUARY 2008 | DECEMBER 2008 |
| Feasibility Study in KFW Shkodra | JANUARY 2008 | DECEMBER 2008 |
| Preparation of a national master plan for existing rehabilitation systems and service extension in poor and uncovered zones | JANUARY 2008 | MARCH 2008 |
| Preparation of a plan for public realization and for communication regarding drinking water and sanity in Albania | JANUARY 2008 | DECEMBER 2008 |
| Canalization project for Big Tirana | JANUARY 2008 | DECEMBER 2010 |
| Full rehabilitation of Canalization and water system service extension toward poor zones | JANUARY 2008 | DECEMBER 2008 |
| Financial efficiency growth in UK | JANUARY 2008 | DECEMBER 2010 |
| Master plan of big investments in water supply and canalization sector | JANUARY 2009 | DECEMBER 2010 |
| Further intervention in hydra system of Tirana | JANUARY 2009 | DECEMBER 2010 |
| Construction of a secondary sewage water plant in Vlora | JANUARY 2009 | DECEMBER 2010 |
| Establishment of KUZ system and sewage water plant in Velipoja | JANUARY 2009 | DECEMBER 2010 |
| Establishment of new KUZ system in touristy zone of Golem, Durres | JANUARY 2009 | DECEMBER 2010 |
| Rehabilitation of water supply and canalization system in Shkodra | JANUARY 2009 | DECEMBER 2010 |
| Establishment of new KUZ system in Shengjin | JANUARY 2009 | DECEMBER 2010 |
| Canalization and water system stocktaking in rural zones and the data base preparation | NOVEMBER 2007 | DECEMBER 2008 |
| **GENERAL DIRECTORY OF WATER SUPPLY AND CANALIZATION** | | |
| Sewage water plant in Vlora | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Berat | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Divjake | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Gjirokaster | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Kavaja | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Ksamil | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Lezha | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Narta | JANUARY 2009 | DECEMBER 2010 |
| Sewage water plant in Narta | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Berat | JANUARY 2009 | DECEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| Refinement of canalization system in Kavaja | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Durrës | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Gjirokastër | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Ksamil | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Lezhë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Sarandë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Shkodër | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Vlorë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Ksamil | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Divjakë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Durrës | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Nartë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Sarandeë | JANUARY 2009 | DECEMBER 2010 |
| Refinement of canalization system in Shkodër | JANUARY 2009 | DECEMBER 2010 |
| ***3.21.5 NATURE DEFENSE*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Execution of management plan in PK Dajt and PK Divjake | DECEMBER 2007 | DECEMBER 2012 |
| Creation and functioning of management Comities pf national park in Llogara and RNM in Kune-Vain | JANUARY 2008 | DECEMBER 2008 |
| Increasing custom service capacities to protect the species liable from market | MARCH 2009 | DECEMBER 2011 |
| Study realization for costs execution Law “for Species market” | JUNE 2009 | DECEMBER 2012 |
| ***3.21.6 IMPURITY AND INDUSTRIAL DANGER*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Continuation of project for the elimination of arsenic stock in Fier | JANUARY 2008 | DECEMBER 2009 |
| Continuation of Ballshi Refinery project | JANUARY 2008 | DECEMBER 2009 |
| Foreign assistance for drafting the Law “Prevention and integrated impurity control and the creation of a Group of Work. Directives translation | JANUARY 2009 | DECEMBER 2009 |
| Capacity strengthening in DPPN/MMPAU, Specialists for industrial activities | JANUARY 2009 | DECEMBER 2009 |
| Evaluation of training necessity and full program draw of IPPC and also training related to the detailed content of BREF document | JANUARY 2009 | DECEMBER 2009 |
| Capacity strengthening in DPPN/DVNM and of licenses, Environmental Inspectorate, establishment of IPPC/ MMPAU Unit structure | JANUARY 2010 | DECEMBER 2010 |
| ***3.21.7 CHIMICALS*** | | |

| Activity | Start | Closure |
|---|---|---|
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Functioning of the office for chemicals registration | JANUARY 2008 | DECEMBER 2008 |
| Trainings of customs authorities | JANUARY 2008 | DECEMBER 2008 |
| Trainings of Environment and forests Agency | JANUARY 2009 | DECEMBER 2009 |
| Trainings of ARM and work inspectors | JANUARY 2009 | DECEMBER 2009 |
| Capacity strengthening in DPPN/MMPAU | JANUARY 2010 | DECEMBER 2010 |
| Capacity strengthening in DPPN/MMPAU | JANUARY 2010 | DECEMBER 2010 |
| ***3.21.9 NOISES*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Capacity strengthening in DPPN/MMPAU for noises | DECEMBER 2008 | DECEMBER 2008 |
| Define competent authorities for vehicle noise | DECEMBER 2008 | DECEMBER 2008 |
| Trainings of staff and other actors for the national registry | DECEMBER 2008 | DECEMBER 2008 |
| Inspections for vehicle noises | DECEMBER 2009 | DECEMBER 2009 |
| Creation of a national registry for noises | DECEMBER 2009 | DECEMBER 2009 |
| Noises monitoring from state institutions | DECEMBER 2009 | DECEMBER 2009 |
| Noises monitoring from state institutions | DECEMBER 2010 | DECEMBER 2010 |
| Noises monitoring from state institutions | DECEMBER 2010 | DECEMBER 2010 |
| Creation of a monitoring system to verify the conformity including state controls | DECEMBER 2009 | DECEMBER 2011 |
| Following and defining penalization procedures in cases of non respecting the rules | DECEMBER 2009 | DECEMBER 2011 |
| ***3.21.10 NUCLEAR SECRITY AND DEFENSE FROM RADIATION*** | | |
| **MINISTRY OF HEALTH** | | |
| Defining the structure for execution of radiological Emergency Plan | DECEMBER 2007 | DECEMBER 2007 |
| Reorganization of controlling structure for defense from radiation | DECEMBER 2007 | DECEMBER 2007 |
| Application of new procedures for radioactive materials | AUGUST 2007 | AUGUST 2007 |
| Reorganization of defense from radiation commission | JULY 2008 | JULY 2008 |
| Introduction to communitarian legislation in defense from radiation areas | SEPTEMBER 2007 | DECEMBER 2007 |
| ***3.21.11 CHLIMATIC CHANGES*** | | |
| **MINISTRY OF ENVIRONMENT, FOREST AND WATER ADMINISTRATION** | | |
| Execution of full project (UNDP/GEF Creation of a market for water heating solar) | DECEMBER 2007 | DECEMBER 2012 |
| Execution of full project (UNDP/GEF Creation of a market for water heating solar) | DECEMBER 2007 | DECEMBER 2012 |

| Activity | Start | Closure |
|---|---|---|
| Full project execution (UNDP/GEF-Creation of a market for water heating solar) | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF-Creation of a market for water heating solar) | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF-Creation of a market for water heating solar) | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF Construction of adaptive capacities for climate change in zones between deltas of Drini and Mati River | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF Construction of adaptive capacities for climate change in zones between deltas of Drini and Mati River | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF Construction of adaptive capacities for climate change in zones between deltas of Drini and Mati River | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF Construction of adaptive capacities for climate change in zones between deltas of Drini and Mati River | DECEMBER 2007 | DECEMBER 2012 |
| Full project execution (UNDP/GEF Construction of adaptive capacities for climate change in zones between deltas of Drini and Mati River | DECEMBER 2007 | DECEMBER 2012 |
| Project execution (GEF/UNDP Preparation of Third National Community for the Convent of Climate Changes in United Nations) | JANUARY 2009 | DECEMBER 2012 |
| Project execution (GEF/UNDP Preparation of Third National Community for the Convent of Climate Changes in United Nations) | JANUARY 2009 | DECEMBER 2012 |
| Project execution (GEF/UNDP Preparation of Third National Community for the Convent of Climate Changes in United Nations) | JANUARY 2009 | DECEMBER 2012 |
| Project execution (GEF/UNDP Preparation of Third National Community for the Convent of Climate Changes in United Nations) | JANUARY 2009 | DECEMBER 2012 |
| ***3.21.12.1 CIVIL EMERGENCIES*** | | |
| **MINISTRY OF INTERIOR** | | |
| Study of the integrated communicative and calling system with Euro cod 112, reputing QKOEC in full unction | FEBRUARY 2008 | DECEMBER 2008 |
| Meetings, consults, translations etc to refresh the National plan of Civil Emergencies | SEPTEMBER 2007 | DECEMBER 2007 |
| Preparing conditions to pass BMC in DPEC dependence (study compilation, draw of projects and acts for execution) | OCTOBER 2007 | MAY 2008 |
| ***3.22.2 DEFENCE FROM SMOKING*** | | |
| **MINISTRY OF HEALTH** | | |
| Teacher trainings to prevent smoking in 9 years schools system (pear educator) | JANUARY 2008 | DECEMBER 2010 |
| Trainings of students of Medic University and of prime service doctors to help smokers stop smoking | JANUARY 2008 | DECEMBER 2010 |
| Teacher trainings to prevent smoking in 9 years schools system (pear educator) | JANUARY 2009 | DECEMBER 2010 |
| Trainings of students of Medic University and of prime service doctors to help smokers stop smoking | JANUARY 2009 | DECEMBER 2010 |
| Teacher trainings to prevent smoking in 9 years schools system (pear educator) | JANUARY 2010 | DECEMBER 2010 |
| Trainings of students of Medic University and of prime service doctors to help smokers stop smoking | JANUARY 2010 | DECEMBER 2010 |
| Establishment of local structure for smoking control | MARCH 2008 | DECEMBER 2008 |
| Establishment of laboratory for controlling smoking products | OCTOBER 2008 | OCTOBER 2008 |
| ***3.22.3 TRANSFUSION AND BLOOD SICURITY*** | | |

| Activity | Start | Closure |
|---|---|---|
| **MINISTRY OF HEALTH** | | |
| Construction of a modern bleed system, for treating and testing the blood, in Shkodra | JANUARY 2009 | JUNE 2009 |
| Construction of a modern bleed system, for treating and testing the blood, in Korca | JANUARY 2010 | JUNE 2010 |
| Construction of a modern bleed system, for treating and testing the blood, in Vlora | JULY 2009 | DECEMBER 2009 |
| Creation of homo vigilance Unit (not existing so far) in Tirana | MAY 2008 | DECEMBER 2008 |
| Establishment of external quality controlling Center (not existing so far) | MAY 2008 | DECEMBER 2008 |
| ***3.22.4 INFECTIONS*** | | |
| **MINISTRY OF HEALTH** | | |
| Refinement of ALERT system keeping | DECEMBER 2008 | DECEMBER 2008 |
| ***3.23.1 INTERNATIONAL JUDICIARY SYSTEM*** | | |
| **MINISTRY OF JUSTICE** | | |
| Establishment of a specific office of contact in the European juridical system and EUROJUST | AUGUST 2007 | AUGUST 2008 |
| Creation of a specific office for courier magistrates | JANUARY 2008 | DECEMBER 2010 |
| Participation of well-known professors in the civil area and civil, trade and family procedures, and also lawyers and well-known improvers In these experts group which is valuable and will result as effective | JANUARY 2008 | DECEMBER 2008 |
| Translation should be observed by experts group established in the Ministry of Justice for approximation process | JULY 2007 | DECEMBER 2008 |
| ***3.23.3 MANAGEMENT OF BORDERS*** | | |
| **MINISTRIA E BRENDSHME** | | |
| Support to the borders police and customs infrastructure | DECEMBER 2007 | DECEMBER 2007 |
| Establishment of PKM training center | DECEMBER 2007 | DECEMBER 2007 |
| Management refinement for borders checkpoint | DECEMBER 2007 | DECEMBER 2007 |
| Providing needs by transport vehicles for border services | DECEMBER 2007 | DECEMBER 2009 |
| Continuing the implementation of TIMS advising project | DECEMBER 2007 | DECEMBER 2007 |
| Providing needs for sailing service instruments | DECEMBER 2008 | DECEMBER 2010 |
| Realization of feasibility study "for defining territories, spaces and areas to install the selected technology for exchanging Inter boundary information" | JANUARY 2008 | JANUARY 2008 |
| Establishment and functioning of a Welcome Center for foreign citizens | JUNE 2008 | JUNE 2008 |
| ***3.23.5 HOSTEL*** | | |
| **MINISTRY OF INTERIOR** | | |
| Establishment of a Center to get information from origin | SEPTEMBER 2008 | SEPTEMBER 2008 |

| Activity | Start | Closure |
|---|---|---|
| ***3.23.7 ORGANIZED CRIME AND ILLEGAL TRAFICS*** | | |
| **MINISTRY OF INTERIOR** | | |
| Creation of infrastructures and special investigation instruments for scientific examinations to fight the organized crime like telephonic peek | DECEMBER 2007 | DECEMBER 2008 |
| Establishment of a Group of Work for drawing and negotiating the regional co-operation agreement | SEPTEMBER 2007 | DECEMBER 2007 |
| Krijimi i infrastruktures dhe mjeteve speciale te hetimit dhe te ekzaminimeve shkencore per te luftuar forma te ndryshem te krimit te organizuar. | SEPTEMBER 2008 | DECEMBER 2008 |
| ***3.23.9 PREVENTION OF MONEY CLEARANCE*** | | |
| **MINISTRY OF FINANCE** | | |
| creation and functioning of a Group of Work to draw the Strategy of War against Money clearance | DECEMBER 2008 | JUNE 2009 |
| Organization of a regional conference for regional co-operation in preventing money clearance and War against Terrorism | MARCH 2008 | MARCH 2008 |
| Training insurance companies or reinsurances on money clearance preventing legislation and war against financing terrorism | MARCH 2008 | MARCH 2008 |
| Training second level banks on money clearance preventing legislation and war against financing terrorism | JUNE 2008 | JUNE 2008 |
| Binjakezimi with the homologous German agency | SEPTEMBER 2009 | SEPTEMBER 2009 |
| ***3.23.11 POLICE*** | | |
| **MINISTRY OF INTERIOR** | | |
| Improvement of police system in the Community by means of rehabilitating areas of public communication | DECEMBER 2007 | DECEMBER 2007 |
| Continuation of TIM project regarding the creation of a system for advising the state police and the preparation of police staff | DECEMBER 2007 | DECEMBER 2007 |
| ***3.24.1 PUBLIC FINANCE AND INTERNAL AUDITATION*** | | |
| **MINISTRY OF FINANCE** | | |
| Trainings of KBFP staff | JANUARY 2010 | DECEMBER 2010 |
| Trainings of KBFP staff | JULY 2007 | DECEMBER 2008 |
| Trainings of KBFP staff | NOVEMBER 2008 | DECEMBER 2008 |
| Creation of a Group of Work to draw the Manual of external audition procedures | SEPTEMBER 2007 | DECEMBER 2010 |
| Creation of a Group of Work to draw the National strategy for KBFP | SEPTEMBER 2009 | NOVEMBER 2010 |
| Trainings of KBFP staff | OCTOBER 2009 | OCTOBER 2009 |
| ***3.24.2 BUDGETARY PLANIFICATION*** | | |
| **MINISTRY OF FINANCE** | | |
| Preparation of PBA staff and annual budget | JUNE 2008 | NOVEMBER 2008 |
| Preparation of PBA staff and annual budget | JUNE 2009 | NOVEMBER 2009 |
| Preparation of PBA staff and annual budget | JUNE 2010 | NOVEMBER 2010 |

| Activity | Start | Closure |
|---|---|---|
| ***3.24.4 PUBLIC CONTABILITY*** | | |
| **MINISTRY OF FINANCE** | | |
| Preparation of IFRS International standards | MARCH 2008 | DECEMBER 2008 |

# ANNEX 5: INFRASTRUCTURE, IT AND CONSULTATION COSTS PER YEARS

# Annex 5: Infrastructure, IT and Consultation Costs per Years

| | 2007 | | 2008 | | 2009 | | 2010 | |
|---|---|---|---|---|---|---|---|---|
| | Total | Budget | Total | Budget | Total | Budget | Total | Budget |
| **MINISTRY OF INTERIOR** | | | | | | | | |
| INFRASTRUCTURE | 549,765 | 304,425 | 1,950,000 | 0 | 0 | 0 | 0 | 0 |
| IT | 137,010 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 25,000 | 0 | 2,000 | 0 | 0 | 0 | 0 | 0 |
| **MINISTRY OF FINANCE** | | | | | | | | |
| INFRASTRUCTURE | 190,000 | 20,000 | 200,000 | 0 | 200,000 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 6,460 | 0 | 7,000 | 0 | 0 | 0 | 3,050 | 0 |
| **MINISTRY OF JUSTICE** | | | | | | | | |
| INFRASTRUCTURE | 3,702 | 10,100 | 8,235 | 5,000 | 0 | 0 | 2,000 | 0 |
| IT | 800 | 0 | 1,100 | 0 | 1,200 | 0 | 400 | 0 |
| CONSULTATION | 1,000 | 0 | 500 | 0 | 0 | 0 | 0 | 0 |
| **MINISTRY OF ECONOMY TRADE AND ENERGY** | | | | | | | | |
| INFRASTRUCTURE | 100,129 | 36,650 | 4,037,680 | 21,657 | 916,908 | 13,507 | 4,013,527 | 1,375 |
| IT | 46,807 | 14,400 | 13,406 | 3,529 | 11,244 | 2,229 | 2,881 | 1,104 |
| CONSULTATION | 235,967 | 0 | 101,937 | 1,826 | 416,721 | 2,476 | 228,483 | 1,131 |
| **MINISTRY OF DEFENCE** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 400 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 500 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION** | | | | | | | | |
| INFRASTRUCTURE | 7,444 | 0 | 21,800 | 0 | 8,160 | 0 | 10,860 | 0 |
| IT | 5,000 | 0 | 9,960 | 0 | 1,220 | 0 | 13,020 | 0 |
| CONSULTATION | 130,269 | 0 | 54,150 | 0 | 38,500 | 6,000 | 34,660 | 6,000 |
| **MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION** | | | | | | | | |
| INFRASTRUCTURE | 240,820 | 182,320 | 519,180 | 492,580 | 415,850 | 398,350 | 262,470 | 256,470 |
| IT | 832 | 0 | 37,750 | 18,000 | 18,400 | 0 | 12,000 | 0 |
| CONSULTATION | 28,910 | 14,950 | 15,700 | 6,000 | 15,100 | 1,940 | 3,260 | 260 |
| **MINISTRY OF PUBLIC AFFAIRS TRANSPORT AND TELECOMMUNICATION** | | | | | | | | |
| INFRASTRUCTURE | 860,515 | 856,825 | 3,927,031 | 3,924,862 | 1,590,800 | 975,800 | 26,437,955 | 26,426,955 |
| IT | 738 | 0 | 43,530 | 41,685 | 1,030 | 1,030 | 760 | 760 |
| CONSULTATION | 0 | 0 | 95,610 | 80,150 | 1,000 | 1,000 | 3,006,500 | 0 |
| **MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES** | | | | | | | | |
| INFRASTRUCTURE | 292,500 | 91,000 | 2,390 | 1,285 | 7,060 | 0 | 0 | 0 |
| IT | 41,620 | 0 | 0 | 0 | 530 | 0 | 0 | 0 |
| CONSULTATION | 350 | 0 | 458 | 0 | 1,550 | 0 | 0 | 0 |
| **MINISTRY OF EDUCATION AND SCIENCE** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 2,080,060 | 0 | 700,060 | 0 | 690,060 | 0 |
| IT | 22,500 | 16,000 | 823,240 | 0 | 60,240 | 0 | 100,240 | 0 |
| CONSULTATION | 15,000 | 15,000 | 107,800 | 2,000 | 40,800 | 500 | 50,900 | 0 |

| | 2007 | | 2008 | | 2009 | | 2010 | |
|---|---|---|---|---|---|---|---|---|
| | Total | Budget | Total | Budget | Total | Budget | Total | Budget |
| **MINISTRY OF TOURISM CULTURE AND SPORTS** | | | | | | | | |
| INFRASTRUCTURE | 24,500 | 13,000 | 650 | 0 | 0 | 0 | 0 | 0 |
| IT | 600 | 0 | 600 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 1,800 | 550 | 2,475 | 100 | 1,100 | 100 | 0 | 0 |
| **MINISTRY OF HELTH** | | | | | | | | |
| INFRASTRUCTURE | 70,200 | 3,825 | 800 | 0 | 60,800 | 60,800 | 38,000 | 30,000 |
| IT | 1,340 | 615 | 10,300 | 0 | 308 | 308 | 0 | 0 |
| CONSULTATION | 3,126 | 76 | 10,000 | 10,000 | 86 | 0 | 62 | 0 |
| **SUPREME STATE AUDIT** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 4,000 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **PUBLIC PROCUREMENT AGENCY** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **BANK OF ALBANIA** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 18,000 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 33,750 | 0 | 33,750 | 0 | 0 | 0 |
| **INSTITUTE OF STATISTICS** | | | | | | | | |
| INFRASTRUCTURE | 1,700 | 1,700 | 1,080 | 1,080 | 720 | 0 | 580 | 0 |
| IT | 700 | 700 | 840 | 840 | 0 | 0 | 140 | 0 |
| CONSULTATION | 18,533 | 18,533 | 19,267 | 19,267 | 4,153 | 0 | 4,134 | 0 |
| **NATIONAL COUNCIL OF RADIO AND TELEVISION** | | | | | | | | |
| INFRASTRUCTURE | 22,500 | 18,000 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 800 | 800 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 30,550 | 0 | 1,500 | 0 | 0 | 0 | 0 | 0 |
| **COMPETITION AUTHORITY** | | | | | | | | |
| INFRASTRUCTURE | 2,250 | 2,000 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 140 | 35 | 200 | 0 | 0 | 0 | 0 | 0 |
| **TELECOMMUNICATION REGULATORY ENTITY** | | | | | | | | |
| INFRASTRUCTURE | 20,000 | 0 | 21,500 | 0 | 500 | 0 | 200,500 | 0 |
| IT | 0 | 0 | 11,500 | 0 | 1,200 | 0 | 800 | 0 |
| CONSULTATION | 10,000 | 0 | 13,000 | 0 | 5,000 | 0 | 10,000 | 0 |
| **INSURANCE SUPERVISORY AUTHORITY** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **AGENCY OF RETURN AND COMPENSATION OF PROPERTIES** | | | | | | | | |
| INFRASTRUCTURE | 100 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

| | 2007 | | 2008 | | 2009 | | 2010 | |
|---|---|---|---|---|---|---|---|---|
| | Total | Budget | Total | Budget | Total | Budget | Total | Budget |
| **REAL ESTATE REGISTRATION OFFICE** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **GENERAL DIRECTORY OF ROADS** | | | | | | | | |
| INFRASTRUCTURE | 600,000 | 600,000 | 10,200,000 | 10,200,000 | 38,700,000 | 38,700,000 | 4,800,000 | 4,800,000 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| **GENERAL DIRECTORY OF WATER UTILISATION** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 4,480,000 | 250,000 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 436,000 | 12,000 |
| **NATIONAL COMMISSION FOR MINORITIES** | | | | | | | | |
| INFRASTRUCTURE | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| IT | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CONSULTATION | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | **3,755,976** | **2,221,504** | **24,388,879** | **14,829,861** | **43,271,990** | **40,164,040** | **44,843,242** | **31,786,055** |

# AUTHORIZED PERSONS ON NPSAAI DRAFTING

| *AUTHORIZED PERSON* | | *INSTITUTION* |
|---|---|---|
| **1 POLITICAL CRITERIA** | | POSITION |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |
| **1.1.5 JUDICIARY REFORM** | | |
| ENKELEDI HAJRO | MINISTRY OF JUSTICE | DIRECTOR |
| **1.2.1.1 BAILIFF SERVICES** | | |
| ENKELEJDA TURKESHI | MINISTRY OF JUSTICE | HEAD OF PERSONNEL-ORGANISATION SECTOR |
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |
| MARSELA MEZINI | MINISTRY OF JUSTICE | SPECIALIST |
| **1.2.1.2 PRISON SYSTEM** | | |
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |
| MIRGEN LATA | MINISTRY OF JUSTICE | DIRECTOR OF LEGAL ISSUES |
| **1.3.3 INITIAL REGISTRATION** | | |
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |
| JONELA PREZA | REAL ESTATE REGISTRATION OFFICE | JURIST |
| **1.3.4 RETURN AND COMPENSATION OF PROPERTIES** | | |
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |
| ILVA MITRO | AGENCY OF RETURN AND COMPENSATION OF PROPERTIES | DIRECTOR |
| **1.4 REGIONAL AND INTERNATIONAL COOPERATION** | | |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ILIR KODRA | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| **1.4.1 FREE TRADE AGREEMENTS** | | |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ILIR KODRA | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| **1.4.2 IMPLEMENTATION OF COMMITMENT UNDERTAKEN IN WTO** | | |
| ALKETA VEJSELI | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ILIR KODRA | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| **1.4.3 ANTIDUMPING** | | |
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMONELA XHAFA | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| MANJOLA KRUJA | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| **2 ECONOMIC CRITERIA** | | |
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA HOXHA | MINISTRY OF FINANCE | SPECIALIST |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| INA KRAJA | BANK OF ALBANIA | DIRECTOR |

| | | |
|---|---|---|
| LUIZA JANO | MINISTRY OF FINANCE | DIRECTOR |
| NIUTON MULLETI | BANK OF ALBANIA | HEAD OF SECTOR |

**2.1.1 MONETARY POLITICS**

| | | |
|---|---|---|
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ELVIS CIBUKU | BANK OF ALBANIA | SPECIALIST |
| INA KRAJA | BANK OF ALBANIA | DIRECTOR |
| NIUTON MULLETI | BANK OF ALBANIA | HEAD OF SECTOR |

**3.1 FREE MOVEMENT OF GOODS**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| PRANVERA KASTRATI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |

**3.1.1.1 STANDARDIZATION AND CERTIFICATION**

| | | |
|---|---|---|
| ARBEN NATI | GENERAL DIRECTORY OF STANDARDIZATION AND CERTIFICATION | GENERAL DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| KONSTANCA DEDJA | GENERAL DIRECTORY OF STANDARDIZATION AND CERTIFICATION | DIRECTOR |

**3.1.1.2 ACCREDITATION**

| | | |
|---|---|---|
| AGIM ANXHAKU | ACCREDITATION DIRECTORY | DIRECTOR |
| ARDITA FUGA | ACCREDITATION DIRECTORY | SPECIALIST |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |

**3.1.1.3 LEGAL METROLOGY**

| | | |
|---|---|---|
| ERGYS PETRITI | GENERAL DIRECTORY OF METROLOGY AND CALIBRATION | SPECIALIST |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| MYRVETE PAZAJ | GENERAL DIRECTORY OF MERTOLOGY AND CALIBRATION | GENERAL DIRECTOR |

**3.1.1.4 CONFORMITY ASSESMENT/EVALUATION**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2 TECHNICAL HARMONIZATION DIRECTIVES**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1 TECHNICAL HARMONIZATION DIRECTIVES (NEW APPROACH)**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |

| | | |
|---|---|---|
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.1 ELECTRICAL EQUIPMENT**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.2 PRESURE EQUIPMENT**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.3 TOYS**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.5 ELECTROMAGNETIC COMMENSURABLE/COMPATIBILITY**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.6 VEHICLES**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.7 PERSONAL DEFENCE EQUIPMENT**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.8 GAS EQUIPMENT**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.9 ON EFFICENCY REQUIREMENTS FOR NEW BOILERS OPERATING WITH GAS OR FUEL**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.10 EXPLOSIVES FOR CIVIL USE**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.11 EQUIPMENT AND PROTECTIVE SYSTEMS USED IN POTENTIALLY EXPLOSIVE ATMOSPHERES**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.12 ELEVATORS**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.13 MEDICAL EQUIPMENT**

| | | |
|---|---|---|
| ANTONETA NJEHRENA | MINISTRY OF HEALTH | SPECIALIST |
| EHAD MERSINI | MINISTRY OF HEALTH | HEAD OF SECTOR |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| SOKOL DEDJA | MINISTRY OF HEALTH | SECRETARY GENERAL |
| VIOLA COPANI | MINISTRY OF HEALTH | SPECIALIST |

**3.1.2.1.14 MEDICAL PRODUCTS FOR HUMAN USE**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| IRA ARMIRI | MINISTRY OF HEALTH | SPECIALIST |
| SOKOL DEDJA | MINISTRY OF HEALTH | SECRETARY GENERAL |
| VIOLA COPANI | MINISTRY OF HEALTH | SPECIALIST |

**3.1.2.1.15 DUAL USE MATERIALS AND TECHNOLOGIES**

| | | |
|---|---|---|
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| NDUE MARKU | MINISTRY OF DEFENCE | DIRECTOR |
| REZART TERSHANA | MINISTRY OF DEFENCE | SPECIALIST |

**3.1.2.1.20 PACKAGING AND RESIDUES PACKAGING**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |

| | | |
|---|---|---|
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.21 CABLEWAY INSTALLATION FOR HUMAN TRANSPORT**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.1.22 ENERGY EFFICIENCY OF REFRIGERATORS EQUIPMENTS, FLUORESCENT LIGHTING AND ELECTRODOMESTIC EQUIPMENT LABELING**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2 OLD APPROACH DIRECTIVES**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.3 GLASS**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.4 TEXTILES**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.5 FOOT WEAR**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.6 WOOD**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.7 CHEMICALS**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.8 DETERGENTS**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| JETA ABAZAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.2.2.9 FERTILISERS**

| | | |
|---|---|---|
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSEN HASANI | INSTITUTE OF LANDS STUDY | SPECIALIST |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ZAIM MEMA | INSTITUTE OF LANDS STUDY | SPECIALIST |

**3.1.2.2.10 COSMETICS PRODUCTS**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| IRA ARMIRI | MINISTRY OF HELTH | SPECIALIST |
| SOKOL DEDJA | MINISTRY OF HELTH | SECRETARY GENERAL |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.1.3 CONSUMER PROTECTION AND MARKET SUPERVISION**

| | | |
|---|---|---|
| ANILA JANI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| ELFRIDA BINO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| MAMICA DHAMO | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.1.4 FREE MOVEMENT OF CULTURAL GOODS**

| | | |
|---|---|---|
| ARLINDA KONDI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |
| BLERINA BERBERI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| STEFAN KOCI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |

**3.1.5 FREE MOVEMENT OF EMPLOYEES**

| | | |
|---|---|---|
| ALBANA SHTYLLA | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | DIRECTOR |
| DURIM HATIBI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| MIRELA SELITA | INSTITUTE OF SOCIAL INSURANCE | |

**3.2 FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES**

| | | |
|---|---|---|
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| PRANVERA KASTRATI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |

**3.2.1 FREEDOM OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES (REGISTRATION AND LICENSING PROCEDURES)**

| | | |
|---|---|---|
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| PRANVERA KASTRATI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |

**3.2.2 MUTUAL RECOGNITION OF DIPLOMAS**

| | | |
|---|---|---|
| EDMOND CANE | MINISTRY OF EDUCATION AND SCIENCE | |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |

**3.2.3 MUTUAL RECOGNITION OF FREE PROFFESIONALS QUALIFICATIONS**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HEALTH | SPECIALIST |

**3.2.3.1 MUTUAL RECOGNITION OF QUALIFICATIONS FOR FREELANCE PROFFESIONALS - DOCTOR**

| | | |
|---|---|---|
| AURON CARA | MINISTRY OF HELTH | |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.2.4 POSTAL SERVICES**

| | | |
|---|---|---|
| DHURATA KURTI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |

**3.2.5 FINANCIAL SERVICES**

| | | |
|---|---|---|
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| LEDIO MILKANI | INSURANCE SUPERVISION AUTHORITY | SPECIALIST |

**3.2.5.1 FINANCIAL SERVICES - BANKS**

| | | |
|---|---|---|
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ELVIS CIBUKU | BANK OF ALBANIA | SPECIALIST |
| INA KRAJA | BANK OF ALBANIA | DIRECTOR |
| NIUTON MULLETI | BANK OF ALBANIA | HEAD OF SECTOR |

**3.2.5.2 FINANCIAL SERVICES - INSURANCES**

| | | |
|---|---|---|
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| LEDIO MILKANI | INSURANCE SUPERVISION AUTHORITY | SPECIALIST |

**3.3 FREE MOVEMENT OF CAPITALS**

| | | |
|---|---|---|
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ELVIS CIBUKU | BANK OF ALBANIA | SPECIALIST |
| INA KRAJA | BANK OF ALBANIA | DIRECTOR |
| NIUTON MULLETI | BANK OF ALBANIA | HEAD OF SECTOR |

**3.4 COMMERCIAL LAW**

| | | |
|---|---|---|
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| TEFTA DEMETI | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.5.1 INTELECTUAL PROPERTY**

| | | |
|---|---|---|
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |
| JORIDA SHYTAJ | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| MIRLINDA ÇOLLAKU | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | HEAD OF SECTOR |
| NIKOLETA GJORDENI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | DIRECTOR OF ZSHDA |

**3.5.2 INDUSTRIAL PROPERTY**

| | | |
|---|---|---|
| ARJAN RUKAJ | DIRECTORATE OF PATENTS AND BRANDS | DIRECTOR OF DPM |
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |
| JORIDA SHYTAJ | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| SONILA ELEZI | DIRECTORATE OF PATENTS AND BRANDS | SPECIALIST |

**3.5.3 REGIONAL DEVELOPMENT**

| | | |
|---|---|---|
| ARTUR PILKATI | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |

**3.6.1 COMPETITION**

| | | |
|---|---|---|
| ARMAND AFEZOLLI | COMPETITION AUTHORITY | DIRECTOR |
| DIANA KELLICI | COMPETITION AUTHORITY | SPECIALIST |
| FADIL KADRIA | COMPETITION AUTHORITY | DIRECTOR |
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |
| PAJTIM MELANI | COMPETITION AUTHORITY | DIRECTOR |

**3.6.2 STATE AID**

| | | |
|---|---|---|
| ALTIN ZEQO | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| EDLIRA BARAJ | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR OF DNSH |
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |

**3.7 PUBLIC PROCUREMENT**

| | | |
|---|---|---|
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |
| REIDA SHAHOLLARI | PUBLIC PROCUREMENT AGENCY | HEAD OF SECTOR |

**3.8.6PLANT PROTECTION**

| | | |
|---|---|---|
| ERMIRA POCARI | MINISTRY OF AGRICULTURE FOOD AND CONSUMER PROTECTION | SPECIALIST |

**3.8.8 FORESTS AND PASTURES**

| | | |
|---|---|---|
| KOSTANDIN DANO | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NEHAT COLLAKU | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.9 FISHERY**

| | | |
|---|---|---|
| MIMOZA COBANI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| ROLAND KRISTO | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.10.4 RAILWAY TRANSPORT**

| | | |
|---|---|---|
| NIKOLIN BËRXHIKU | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.10.6 AIR TRANSPORT**

| | | |
|---|---|---|
| ERION FEJZULLA | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.11 TAX**

| | | |
|---|---|---|
| BLODI BRATI | GENERAL DIRECTORY OF TAX | DIRECTOR |
| EMANUELA ÇOÇOLI | GENERAL DIRECTORY OF TAX | SPECIALIST |
| GERTA PICARI | GENERAL DIRECTORY OF TAX | GENERAL DIRECTOR |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |

**3.12 CUSTOMS**

| | | |
|---|---|---|
| ERMIR GJATA | MINISTRY OF INTEGRATION | SPECIALIST |
| ERVINA DOMI | GENERAL DIRECTORY OF CUSTOMS | DIRECTOR |
| GLADIOLA HYSI | GENERAL DIRECTORY OF CUSTOMS | SPECIALIST |
| HILDA MEZINI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| HYSNI AHMETAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| PERPARIM DERVISHI | GENERAL DIRECTORY OF CUSTOMS | DIRECTOR |

**3.13 STATISTICS**

| | | |
|---|---|---|
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| EVIS BRARRI | INSTITUTE OF STATISTIC | HEAD OF SECTOR |
| GODIVA REMBECI | INSTITUTE OF STATISTIC | DIRECTOR |
| INIS JORGO | INSTITUTE OF STATISTIC | COORDINATOR |

**3.14 EMPLOYMENT AND SOCIAL COHESION**

| | | |
|---|---|---|
| ALBANA SHTYLLA | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | DIRECTOR |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.14.1 SOCIAL DIALOGUE**

| | | |
|---|---|---|
| DITURI RRUKAJ | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | |
| SPECIALIST | | |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| LUMTURI CICI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| XHILDA PINCI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.14.2 EMPLOYMENT**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| STAVRI LAKO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.14.3 PROTECTION AND SOCIAL INSURANCE**

| | | |
|---|---|---|
| DIANA BEQIRI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| MIMOZA BAJRAMI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| MIRELA SELITA | SOCIAL INSURANCE INSTITUTE | |

**3.14.4 HEALTH AND JOB SAFETY**

| | | |
|---|---|---|
| ALBANA SHTYLLA | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | DIRECTOR |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| LUMTURI CICI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| XHILDA PINCI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.14.5 GENITIVE PARITY**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| LINDITA THIMJO | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |
| VALBONA JAUPLLARI | MINISTRY OF WORK SOCIAL AFFAIRS AND EQUAL OPPORTUNITIES | SPECIALIST |

**3.15.1 ENERGY SECTOR**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| AGIM BREGASI | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECILAIST |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |
| FATJON TUGU | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |

**3.15.2 HYDRO-CARBONS SECTOR**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |
| ILIA GJERMANI | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| STAVRI DHIMA | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.16.1 INDUSTRIAL POLITICS/POLICIES**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| ALMAREN PACI | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.16.2 MINE SECTOR**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |
| STAVRI DHIMA | MINISTRY OF ECONOMY TRADE AND ENERGY | |
| ZEF LLESH | MINISTRY OF ECONOMY TRADE AND ENERGY | SPECIALIST |

**3.17 SMALL AND MEDIUM ENTERPRISES**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| ARDIAN STAMO | MINISTRY OF INTEGRATION | SPECIALIST |
| BASHKIM SYKJA | MINISTRY OF ECONOMY TRADE AND ENERGY | DIRECTOR |
| TEFTA DEMETI | MINISTRY OF ECONOMY TRADE AND ENERGY | HEAD OF SECTOR |

**3.18 EDUCATION AND SCIENCE**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |

**3.18.1.1 HIGH EDUCATION**

| | | |
|---|---|---|
| ANILA THEODHORI | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |
| EDMOND CANE | MINISTRY OF EDUCATION AND SCIENCE | |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |
| VALIER PESHKEPIA | MINISTRY OF EDUCATION AND SCIENCE | DIRECTOR |

**3.18.1.2 PRE UNIVERSITY EDUCATION**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |
| SUZANA TABAKU | MINISTRY OF EDUCATION AND SCIENCE | |

**3.18.1.3 PROFESSIONAL EDUCATION**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |
| SOTIR RRAPO | MINISTRY OF EDUCATION AND SCIENCE | |

**3.18.1.4 NON DISCRIMINATION**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| FATMIR BEZATI | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |

| | | |
|---|---|---|
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |

**3.18.2.1 SCIENTIC RESEARCH**

| | | |
|---|---|---|
| EDMOND AGOLLI | MINISTRY OF EDUCATION AND SCIENCE | |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| NURI XHEPA | MINISTRY OF EDUCATION AND SCIENCE | SPECIALIST |

**3.20.1 CULTURE AND TOURISM**

| | | |
|---|---|---|
| BLERINA BERBERI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| ELTON NOTI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |
| FRANKA PALOKA | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | DIRECTOR |
| STEFAN KOCI | MINISTRY OF TOURISM CULTURE YOUTH AND SPORTS | SPECIALIST |

**3.20.2 AUDIO-VISUAL POLITICS**

| | | |
|---|---|---|
| ELONA KANA | NATIONAL COUNCIL OF RADIO AND TELEVISION | DIRECTOR |
| FATBARDH ZENELAJ | NATIONAL COUNCIL OF RADIO AND TELEVISION | DIRECTOR OF CABINET |
| FLORIAN LAMA | MINISTRY OF INTEGRATION | SPECIALIST |
| JORIDA SHYTAJ | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| PIRRO KOCI | NATIONAL COUNCIL OF RADIO AND TELEVISION | DIRECTOR |

**3.21.1 E DREJTA HORIZONTALE**

| | | |
|---|---|---|
| KLODIAN ALI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.2 AIR QUALITY**

| | | |
|---|---|---|
| ADRIANA XHUVELI | MINISTRY OF INTEGRATION | HEAD OF SECTOR |
| BAJRAM MEJDIAJ | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | JURIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| VOJO TASHI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |

**3.21.3 RESIDUES MANAGEMENT**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.3.1 URBAN RESIDUES**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.4 WATER**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |

**3.21.4.1 WATER RESOURCES ADMINISTRATION**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA KODRA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.4.2 POTABLE WATER QUALITY**

| | | |
|---|---|---|
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HEALTH | SPECIALIST |

**3.21.4.3 WATER POLLUTION PREVENT**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.5 ENVIRONMENTAL PROTECTION**

| | | |
|---|---|---|
| ARJANA KOCA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| ZAMIR DEDEJ | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |

**3.21.6 POLLUTION AND INDUSTRIAL RISKS**

| | | |
|---|---|---|
| LAURETA DIBRA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.7 CHEMICALS**

| | | |
|---|---|---|
| ARTA KODRA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.8 GENETICALLY MODIFY BODIES**

| | | |
|---|---|---|
| ARJANA KOCA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| ZAMIR DEDEJ | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |

**3.21.9 NOISES**

| | | |
|---|---|---|
| ARBINA HAXHIREXHA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| NARIN PANARITI | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTORE |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| SHKELQIM MEMA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |

**3.21.10 NUCLEAR SAFETY AND RADIANCE PROTECTION**

| | | |
|---|---|---|
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HEALTH | SPECIALIST |

**3.21.11 CLIMATIC CHANGES**

| | | |
|---|---|---|
| ERMIRA FIDA | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | DIRECTOR |
| ODETA ZHEGU | MINISTRY OF ENVIRONMENT FORESTS AND WATER ADMINISTRATION | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |

**3.21.12.1 CIVIL EMERGENCY**

| | | |
|---|---|---|
| ALFRED OLLI | MINISTRY OF INTERIOR | SPECIALIST |
| RUDINA CELO | MINISTRY OF INTEGRATION | SPECIALIST |
| SALI KELMENTI | MINISTRY OF INTERIOR | DIRECTOR |

**3.22 PUBLIC HEALTH**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| SOKOL DEDJA | MINISTRY OF HELTH | SECRETARY GENERAL |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.22.1 ALCHOOL PROTECTION**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| ROLAND SHUPERKA | MINISTRY OF HELTH | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.22.2 SMOKE PROTECTION**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| ROLAND SHUPERKA | MINISTRY OF HELTH | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.22.3 BLOD TRANSFUSION AND SAFETY**

| | | |
|---|---|---|
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |
| VJOLLCA DURRO | MINISTRY OF HELTH | SPECIALIST |

**3.22.4 CONTAGION**

| | | |
|---|---|---|
| AGIM SHEHI | MINISTRY OF HELTH | DIRECTOR |
| ELDA SOTIRI | MINISTRY OF INTEGRATION | SPECIALIST |
| VIOLA COPANI | MINISTRY OF HELTH | SPECIALIST |

**3.23.1 INTERNATIONAL JUDICIARY COOPERATION**

| | | |
|---|---|---|
| ERTON KARAGJOZI | MINISTRY OF JUSTICE | SPECIALIST |
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |

**3.23.2 DATA PROTECTION**

| | | |
|---|---|---|
| GLEDIS GJIPALI | MINISTRY OF INTEGRATION | SPECIALIST |
| VIKTOR GUMI | MINISTRY OF JUSTICE | DIRECTOR |

**3.23.9 MONEY LAUNDERING PREVENTION**

| | | |
|---|---|---|
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA HOXHA | MINISTRY OF FINANCE | SPECIALIST |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| XHENSILA PINA | MINISTRY OF FINANCE | SPECIALIST |

**3.24.1 PUBLIC FINANCE AND INTERNAL AUDIT**

| | | |
|---|---|---|
| ALBANA GJINOPULLI | MINISTRY OF FINANCE | HEAD OF SECTOR |
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA HOXHA | MINISTRY OF FINANCE | SPECIALIST |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |

**3.24.2 BUDGETARY PLANING**

| | | |
|---|---|---|
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA HOXHA | MINISTRY OF FINANCE | SPECIALIST |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| KESJANA HALILI | MINISTRY OF FINANCE | SPECIALIST |

**3.24.3 FOREIGN AUDIT**

| | | |
|---|---|---|
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |
| ELVANA TIVARI | SUPREME STATE AUDIT | DIRECTOR |
| ILIR KADIU | SUPREME STATE AUDIT | SPECIALIST |

**3.24.4 PUBLIC ACCOUNTABILITY**

| | | |
|---|---|---|
| ARBEN ZACE | MINISTRY OF FINANCE | SPECIALIST |
| ARJANA DYRMISHI | MINISTRY OF FINANCE | DIRECTOR |
| ARTA HOXHA | MINISTRY OF FINANCE | SPECIALIST |
| EGLANTINA GOLLAJ | MINISTRY OF INTEGRATION | SPECIALIST |