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EUROPEAN SOCIAL CHARTER (revised)

3rd National Report on the implementation of
the European Social Charter (revised)

submitted by

THE GOVERNMENT OF ALBANIA

for the period 2005-2006

on articles 1.1, 1.4

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Article 1, paragraph 1

To accept as one of the main objectives and responsibilities the achievement and the maintenance of the highest possible and sustainable level of employment, aiming to reach the full employment;

In **article 59, paragraph a) of the Constitution of the Republic of Albania**, it is foreseen “the full employment in appropriate conditions of all the individuals able to work”.

Also, **Law No. 7995, dated September 20th, 1995, “On the fostering of employment”**, as changed, in its article 4 on the State Policies on Employment, provides for the following:

1. By duly evaluating the economic development, employment and other objectives of the State policies, the State active employment policies aim to support the full, productive and freely chosen employment, through ensuring that:
 - a. There are jobs for all those who are seeking jobs;
 - b. Such job to be the most productive possible;
 - c. To have freedom in the choice of job as well as the most complete opportunities available for every person employed to receive training and to use the own abilities and talents in a job where he / she has appropriately adapted.
2. To achieve these objectives, the State policies on employment should be applied through the development of:
 - a. Active programmes and projects of the labour market;
 - b. Professional training;
 - c. Professional rehabilitation and other forms of support for the employment of the persons with limited abilities; and
 - d. A system of income support for those who are unemployed.

Elaboration of **article 1, paragraph 4 of the Chart**: “to give and foster adequate professional orientation, training and rehabilitation.”

Article 49, point 1 of the Constitution of the Republic of Albania foresees that: “Everyone is entitled to earn his means of living through lawful work, freely chosen or accepted by him. He is free to chose the profession, the working place, as well as the system of his professional qualification.” while **Article 59, paragraph ç)** foresees “the education and training of children, youth and persons who are unemployed as per their abilities”.

Article 6/1 on Employment Services, Law No. 7995, dated September 20th, 1995, “On the fostering of employment”, as changed, stipulate that:

1. The employment services include activities of:
 - a) Information of vacancies;
 - b) Intermediation for employment;
 - c) Counselling and orientation for work and profession.

In the same line, article 7/1 on the counseling and the orientation for work and profession (law on fostering ...) provides that:

1. The counselling and orientation for profession and employment aims to assist job seekers in their choices and training towards a profession which is adaptable both to the individual characteristics and to what is required by the job labour market.
2. The National Employment Service carries out free of charge counselling and orientation for profession and employment choice for job seekers in all the territory of the country through 36 employment offices which provide their services; 12 of them are at regional level and 24 are local.

Article 15 of the Law No. 8872, dated March 29th, 2002 “On the professional education and training in the Republic of Albania”, gives the respective description of the professional education and training:

Counselling and orientation in the professional education and training aim to assist all citizens in choosing their most adequate education, profession, professional training, professional re-training and professional rehabilitation to their interests as well as to their physical and mental capabilities. The Instruction of the Minister of Labour no. 2222, dated October 31st, 2002 “On counselling and orientation in the professional training” was issued for the implementation of this article.

The National Employment Service implements this instruction through employment offices, where specialists have been appointed to carry out professional counselling and orientation for all those who request it.

Particular attention is given during counselling and orientation to special groups which, as specified in the law “**On the fostering of employment**”, are:

Job seekers such as: mother of many children, persons over the age of 50, youth under 18 years old, individuals who are employed since long time, persons who are part of families who live under the level of poverty, victims of trafficking, persons benefiting from programmes of income support, persons who end up as unemployed due the reforms’ process in their enterprise or institution, or due to restructuring or privatisation, unmarried young mothers, divorced women with social problems, persons returning from emigration and suffering economic problems, those who have recently graduated and have no orientation in the labour market, persons who have suffered punishments in prison, persons with limited abilities, the Roma, orphans who hold such status.

The Regional Directorates of the Professional Public Training have trained during year 2007 almost 1500 unemployed job seekers, oriented by the employment offices, in different professional courses.