

Albania – national procedures for mutual legal assistance in criminal matters Updated 20.05.2019

The information contained in this table should be updated on a yearly basis.

The Central Authority (name of the institution, address, telephone, fax and e-mail where available) responsible for mutual legal assistance:	Ministry of Justice Department of Foreign Jurisdictional Relations Address: Blv. "Zog I", Postal Code: 256, Tirana, Albania Tel: +355 4 2230247 Fax: +3554234560 Contact person : Odeti.Thengjilli@drejtesia.gov.al <u>For urgent requests according to article 15, to be sent directly to the General Prosecution Office : Contact email: foreigndepart@pp.gov.al</u>
If different from the Central Authority, the authority to which the request should be sent (name of the institution, address, telephone, fax and e-mail where available):	
Channels of communication for the request for mutual legal assistance (directly, through diplomatic channels or other):	Directly to Ministry of Justice as a general rule. In accordance with Article 15, paragraph 6, Albania has made declaration that a copy of all requests for assistance which are communicated directly between judicial authorities (article 15/2) as well as of accompanying acts, shall be transmitted at the same time to its Ministry of Justice.
Means of communication (eg. by post, fax, e-mail ¹):	The requests on MLA should be transmitted by post. In urgent cases the acts can be transmitted in advance by fax or email to the Ministry of Justice. Encryption or electronic signature is not required
Language requirements:	According to Albania's declaration in accordance with Article 16, paragraph 2 the requests and annexed documents shall be

¹ Please indicate if encryption or electronic signature is required.

	<p>accompanied by an official translation into one of the official languages of the Council of Europe, unless agreements concluded on the basis of reciprocity provide otherwise.</p>
<p>Double criminality requirement, if applicable:</p>	<p>Double criminality is required generally, but it is especially a necessary condition for the execution of the request for legal assistance, in case of search or seizure of property.</p> <p>Albania has made reservation that the letter of rotatory for search or seizure of property shall be dependent on the conditions stipulated in Article 5, paragraph 1, letters "a" and "c".</p>
<p>Limitation of use of evidence obtained:</p>	<p>According to internal legislation the competent local judicial authority may ask the foreign judicial authorities that have received the information that is related to criminal offences collected during a criminal proceeding, about the measures taken in connection with the information forwarded.</p> <p>In addition, the competent local judicial authority may establish other conditions related to the use of this information in the state to which the information has been forwarded.</p>
<p>Other particularly relevant information (e.g. documentation required for special types of assistance):</p>	
<p>Links to national legislation, national guides on procedure:</p>	<p>See national legislation (in English) attached to this template: (Criminal Code of Procedure and the Law 10193/2009)</p> <p>http://www.drejtesia.gov.al/al/dokumente/legjislacioni/legjislacioni-i-brendshem</p>
<p>Parties to the Second Additional Protocol: Link to database with contact details</p>	<p>Ministry of Justice web site: www.drejtesia.gov.al</p> <p>General Prosecution Office web site: www.pp.gov.al</p>

of competent authorities for
the purpose of direct
transmission of MLA
requests