

Albania – national procedures for transfer of sentenced persons
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 the transfer of sentenced persons:	<p>Ministry of Justice</p> <p>Department of Foreign Jurisdictional Relations</p> <p>Address: Blv. “Zog I”, Postal Code: 256, Tirana, Albania</p> <p>Tel: +355 4 2230247</p> <p>Fax: +3554234560</p> <p>Email :foreigndepart@drejtesia.gov.al</p>
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):	
If different from the Central Authority, the Authority/ies in charge of coordinating and/or implementing the physical transfer of the person concerned (name of the institutions, address, telephone, fax and e-mail where available):	
Channels of communication for the request for the transfer of sentenced persons (directly, through diplomatic channels or other):	<p>The requests should be sent to the Central Authority, Ministry of Justice.</p> <p>Additional acts can be transmitted in advance by fax or email or through diplomatic channels.</p>

Means of communication (e.g. by post, fax, e-mail ¹):	Requests for transfer shall be made in writing and addressed by post to the Ministry of Justice of the Republic of Albania. They can be transmitted in advance by email or post
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Language requirements:	In accordance with Article 17, paragraph 3, the Republic of Albania has declared that requests for the transfer of sentenced persons and supporting documents should be accompanied by a translation into the Albanian language or into one of the official languages of the Council of Europe.
Documentation required:	According to Albanian Code of Criminal Procedure the request should be accompanied by these documents : 1. Request of the Sentencing State 2. Personal Request of the Sentenced Person 3. Final Court Decision 4. Execution Order for the Final Court Decision 5. Legal provisions (articles) applied 6. Report of the valuation of serving the sentence from the Foreign Institution 7. Medical record of the sentenced person 8. Any Supporting documents foreseen in Article 6 of the Convention not listed above.
Continued enforcement or conversion of the sentence ² :	In accordance with Article 3, paragraph 3, the Republic of Albania has declared that it intends to exclude the application of the procedures provided for in Article 9, paragraph 1, letter "a" of the Convention. The competent court shall recognize a foreign decision by means of transformation (conversion) of the sentence unless there is any bilateral agreement providing the

¹ Please indicate if encryption or electronic signature is required.

² In case the sentence is converted, please specify whether this is done before or after the transfer has taken place.

	<p>continued enforcement of the sentence.</p> <p>The court may not impose a more severe sentence than the sentence foreseen by Albanian Criminal Code for the criminal offence, the subject has been convicted according to albanian legislation.</p>
<p>General rules on early release:</p>	<p>The sentenced person to imprisonment can be released early on parole, from the serving of the sentence only for specific reasons, provided his behavior and work show that by means of sentence serving, the purpose of his education is accomplished, and after having served:</p> <ul style="list-style-type: none"> - Not less than half of the sentence issued for criminal offenses; - Not less than two thirds of the sentence issued for crimes with sentence measures up to five years imprisonment; - Not less than three quarters of the sentence issued for crimes with sentence measures from five up to twenty five years imprisonment; - The sentence serving measure does not count the timing benefited through amnesty or pardon; - The release early on parole is disallowed for the recidivist sentenced person for crimes committed intentionally; - The release early on parole is revoked by the court by the implementation of provisions <p>for the merge of sentences, when the sentenced person for a crime committed intentionally, while on parole, perpetrates another criminal offense intentionally, equally serious or more serious than the previous one.</p>
<p>Scope of application with regard to</p>	<p>No specific provisions, but the medical service is</p>

transfer of mentally disordered persons:	offered for this category of detained persons.
Scope of application with regard to nationals and/or residents:	In accordance with Article 3, paragraph 4, the term “national”, for the purposes of this Convention, shall mean Albanian nationals as well as stateless persons permanently residing in Albania and persons with double nationality, in case either of them is Albanian.
Other particularly relevant information (such as practice regarding time limits or revocation of consent):	

Links to national legislation, national guides on procedure:	See national legislation attached to this template. Ministry of Justice web site: www.justice.gov.al General Prosecution Office web site: www.pp.gov.al
Link to information about the Convention (according to Article 4) in the official language(s) of the State Party (see also Rec. R (84) 11 of the Committee of Ministers concerning information about ETS°112 and PC-OC INF 12):	See national legislation attached to this template. Ministry of Justice web site: www.justice.gov.al General Prosecution Office web site: www.pp.gov.al http://www.drejtesia.gov.al/al/dokumente/legjislacioni/legjislacioni-i-brendshem

For Parties to the Additional Protocol	
Information on the implementation of Article 2 (e.g. interpretation of “by fleeing to”):	
Information on the implementation of Article 3 (e.g. interpretation of the requirement of a consequential link between the decision on expulsion and the sentence):	
Documentation required:	
Other relevant information:	