

**Law No. 7895, dated 27 January 1995**  
**CRIMINAL CODE OF THE REPUBLIC OF ALBANIA**

(...)

**Article 7**

**The applicable law on criminal acts committed by foreign citizens**

The foreign citizen who commits a criminal act within the territory of the Republic of Albania is held responsible on the basis of the criminal law of the Republic of Albania. The criminal law of the Republic of Albania is also applicable to a foreign citizen who, outside of the Republic of Albania, commits one of the following crimes against the interests of the Albanian State or an Albanian citizen:

d) organizing the prostitution, illegal trafficking of human beings, children and women, manufacturing and illegally trafficking arms, drugs, other narcotic and psychotropic substances, nuclear substances, pornographic materials, and illegal traffic of art works, and objects that have historical, cultural, and archaeological values;

(...)

**Article 52/a Exemption from serving the sentence or reduction of the sentence for collaborators of justice and victims**

The person who promises or gives rewards or other benefits, according to articles 164/a, 244, 244/a, 245, 312, 319, 319/a, 319/b, 319/c and 328 of this Code, may obtain an exemption from serving the sentence or a reduction of the sentence, in the event the person reports and gives assistance during the criminal proceedings of these offences. When issuing the decision, the court shall also consider the time when the report is filed, and the occurrence, or not, of the consequences of the offence.

The victim of criminal offences related to trafficking in human beings, may obtain exemption from the sentence for committing criminal offences during the trafficking period and to the extent the person had been obliged to commit the illegal actions or failure to act". The person sentenced for one of the criminal offences related to trafficking of narcotics, arms or munitions, trafficking in human beings or criminal offences committed by criminal organisations, who collaborates and assists the criminal prosecuting authorities in fighting against them, or, where appropriate, in uncovering other persons who commit such crimes, cannot be sentenced for a period of more than half of the sentence foreseen for the offence committed by him/her. In particular cases, the person may be excluded from such sentence when mitigating circumstances are in his favour.

(...)

**Article 110/a Trafficking of adult persons**

The recruitment, transport, transfer, hiding or reception of persons through threat or the use of force or other forms of compulsion, kidnapping, fraud, abuse of office or taking advantage of social, physical or psychological condition or the giving or receipt of payments or benefits in order to get the consent of a person who controls another person, with the purpose of exploitation of prostitution of others or other forms of sexual exploitation, forced services or work, slavery or forms similar to slavery, putting to use or transplanting organs, as well as other forms of exploitation, within and beyond the territory of the Republic of Albania, shall be punishable by imprisonment from eight to fifteen years.

If such offence is committed against an adult female, it shall be punishable by ten to fifteen years of imprisonment.

The organization, management and financing of the trafficking of persons is punished with imprisonment of from seven to fifteen years and with a fine of from four million to six million Lek.

When such offence is committed in collaboration, more than once, accompanied by maltreatment and making the victim to commit various actions through the use of physical or psychological violence, causing serious consequences to health or threatening his life, is punishable by imprisonment of no less than fifteen years.

When the crime has brought about the death of the victim as a consequence, it is punished with imprisonment of no less than twenty years or with life imprisonment, as well as with a fine of from seven million to ten million Lek.

When the criminal crime is committed through the utilization of a state function or public service, the punishment of imprisonment and the fines are increased by one fourth of the punishment given.

#### **Article 110/b**

##### **Benefiting from or using services provided by trafficked persons**

Benefiting from or using services provided by trafficked persons, or services which are the object of exploitation of trafficking, being aware that the person is trafficked, shall be punishable by two to five years of imprisonment. When this offence is committed against a minor, it shall be punishable by three to seven years of imprisonment.

#### **Article 110/c**

##### **Actions facilitating trafficking**

Forgery, possession, or provision of identity cards, passports, visas or other travel documents, or their retaining, removal, hiding, damaging or destruction in order to enable trafficking of persons over 18 years of age shall constitute criminal offence and shall be punishable by two to five years of imprisonment.

The same offence, when committed in collaboration, more than once, or is committed by the person who has the task to issue the ID card, passport, visa, or the travel document, or has enabled trafficking of children, shall be punishable by four to eight years of imprisonment.

The same offence, if it results in serious consequences, shall be punishable by not less than five years of imprisonment.

(...)

#### **Article 128/b**

## **Trafficking of Minors**

The recruitment, sale, transport, transfer, hiding or reception of minors with the purpose of exploitation for prostitution or other forms of sexual exploitation, forced services or work, slavery or forms similar to slavery, putting to use or transplanting organs, as well as other forms of exploitation, shall be punishable by ten to twenty years of imprisonment.

The organization, management and financing of the trafficking of minors is punished with imprisonment of from ten to twenty years.

When this crime is committed in collaboration or more than once, or is accompanied by maltreatment and making (coercing) the victim to commit various actions through physical or psychological force, or brings serious consequences to health, it is punished with imprisonment of no less than fifteen years and with a fine of from six to eight million Lek.

When the crime has brought about the death of the victim as a consequence it is punished with imprisonment of no less than twenty years or with life imprisonment, as well as with a fine of from eight to ten million Lek. When the criminal crime is committed through the utilization of a state function or public service, the punishment of imprisonment and the fines are increased by one fourth of the punishment given.