

Course Name : Ekzekutimi i Vendimeve Penale							
Course Code	Course Type	Regular Semester	Lecture (hours/week)	Seminar (hours/week)	Lab. (hours/week)	Credits	ECTS
LAW 415	N/A	Fall	3.00	0.00	0.00	3.00	4.00
Lecturer		Holta Seferi, PhD					
Assistant							
Course language		Albanian					
Course level		Program i Integruar					
Description		The execution of the criminal decision is the final stage of the criminal proceedings, but not of importance. It is a logical continuation of the previous stages and aims to implement the provisions of court decisions, which can be materialized both in final decisions, but also in cases of decisions, which are not final, but are criminal court decisions with immediate execution. Execution is undoubtedly a basic element of jurisprudence, given that, as long as there is a criminal court decision, there is also a stage of execution of this criminal decision given by the court. Execution of a criminal decision means the implementation of orders contained in a final criminal decision and decisions that, according to the Code of Criminal Procedure, have immediate execution, with the aim of re-educating convicts, restoring the rights of persons who have been unjustly prosecuted and the rights of legal entities affected by the criminal offense, influencing their prevention.					
Objectives		The execution of criminal decisions aims to explain, theoretically and practically, the procedures for implementing criminal court decisions according to their types. Students will be explained the ways of executing the criminal decision, the execution order as the main instrument for execution. The method of execution of alternative punishments, the reasons for the suspension of the execution of the punishment, the procedure for the execution of fine punishments will also be addressed. Requests related to the execution phase of the criminal decision, cases of postponing the execution of the decision will be handled. The method of calculating the time of punishment, the execution of decisions with a combination of punishments, the theories and systems of punishment will also be addressed. A special importance will be given to international legislation that regulates the execution of decisions, such as the case of the supervision of convicted or paroled persons regulated by the European Convention for the supervision of convicted or paroled persons.					
Core Concepts		1. Execution of criminal decisions 2. Convention 3. Human rights 4. Execution order 5. Alternative punishments 6. Execution procedure					
Course Outline							
Week	Topic						
1	The meaning and object of the execution of the criminal decision. The main principles during the execution phase of the criminal decision.						
2	Final decisions. The understanding and interpretation of the judicial practice for the final decision and the enforceable decision.						
3	The manner of execution of criminal decisions. Executive bodies of the criminal decision. Execution order as the main instrument for implementing the court decision.						
4	Calculation of the time of punishment. Execution of decisions with a combination of punishments. Interpretation of cases from judicial practice.						
5	Execution of criminal decisions for juveniles in conflict with the law.						
6	Execution of alternative punishments.						

7	Execution of security measures. Cases from judicial practice.
8	Midterm Supervision of the execution of decisions and the serving of prison sentences. Special regime in high security prisons.
9	Recognition and execution of foreign criminal decisions.
10	Execution of alternative sentences in cases of foreign criminal decisions. Supervision of convicted or paroled persons.
11	Detention suffered in the context of judicial cooperation with foreign authorities.
12	The transfer of convicts, according to the Convention of the Council of Europe "On the transfer of convicted persons".
13	Cases of postponement of the execution of criminal decisions. Legitimate entities to request the postponement of the execution of criminal decisions and review of the request by the court.
14	Reasons for extinguishing the execution of the criminal offense or punishment during the execution phase. Prescription of the execution of the sentence.
15	Execution of the criminal decision according to the European Convention on the international validity of criminal judgments.
16	Final Exam

Prerequisites	The student must attend the course at a minimum rate of 75%.
Literature	• Ligji Nr. 79, datë 25.06.2020 "Për Ekzekutimin e Vendimeve Penale". • Ligji nr. 7905, datë 21.03.1995 "Kodi i Procedurës Penale i Republikës së Shqipërisë", i ndryshuar. • Ligji nr. 81/2020 "Për të drejtat dhe trajtimin e të dënuarve me burgim dhe të paraburgosurve". • Kodi i Drejtësisë Penale për të Mitur, miratuar me Ligjin nr. 37/2017. • Ligji nr. 78/2020 "Për organizimin dhe funksionimin e Shërbimit të Provës" • Konventa Evropiane "Për vlefshmërinë e gjykrimeve ndërkombëtare penale", ratifikuar me ligjin nr. 9068, datë 15.05.2003. • Konventa Evropiane për mbikëqyrjen e personave të dënuar ose të liruar me kusht, ratifikuar me Ligjin nr. 8724, datë 26.12.2000.
References	• Islami H., Hoxha A., Panda I., "PROCEDURA PENALE", Tiranë 2013, Shtëpia Botuese "MORAVA". • Prof.As.Dr. Skënderaj, K. Prof.Dr. Hoxha, A. "Ekzekutimi i vendimeve penale", Seria e Botimeve "Itinerare studimesh juridike, ekonomiko-politike dhe sociale", Tiranë. • Manual për aplikimin e alternativave të dënimit me burgim, botim i OSCE, Shtëpia botuese & shtypshkronja Pegi, 2010. • Lara, Dh. "Koment mbi Kodin e Procedurës Penale", Pjesa e parë, Tiranë 2010 (ribotim), Shtëpia Botuese dhe Shtypshkronja "Morava". • Trenova, G. "Komentar për masat e sigurimit", Botimet "Dita 2000", Tiranë 2010. • Manuali për punonjësin e Shërbimit të Provës, OSCE 2009. • Urdhri i Prokurorit të Përgjithshëm nr. 171, datë 29.05.2008 "Për ekzekutimin e vendimeve penale dhe kontrollin e zbatimit të tyre". • Urdhri i Prokurorit të Përgjithshëm nr. 191, datë 01.07.2016 "Për disa shtesa dhe ndryshime në urdhrin nr. 171, datë 29.05.2008 "Për ekzekutimin e vendimeve penale dhe kontrollin e zbatimit të tyre"". • Rregullore e Përgjithshme e Burgjeve, miratuar me VKM nr. 209, datë 06.04.2022. • Konventa Evropiane "Për të drejtat e njeriut" ratifikuar nga Republika e Shqipërisë me ligjin nr. 8737, datë 31.07.1996 "Për Ratifikimin e Konventës Evropiane për Mbrojtjen e të Drejtave të Njeriut dhe Lirive Themelore".
Course Outcome	
1	The student must understand the execution phase of the criminal decision.
2	The student must understand the competent bodies participating in the execution of criminal decisions.
3	The student must understand the demands of the convicted person during the execution phase of the criminal decision.
4	The student must understand the ways of implementing different types of punishment, international legislation on the execution and validity of foreign criminal decisions.

Course Evaluation			
In-term Studies	Quantity	Percentage	
Midterms	1	30	
Quizzes	0	0	
Projects	0	0	
Term Projects	0	0	
Laboratory	0	0	
Class Participation	1	20	
Total in-term evaluation percent			50
Final exam percent			50
Total			100
ECTS Workload (Based on Student Workload)			
Activities	Quantity	Duration (hours)	Total (hours)
Course duration (Including the exam week: 16x Total hours of the course)	16	3	48
Study hours outside the classroom (Preparation, Practice, etc.)	14	3	42
Duties	0	0	0
Midterms	1	2	2
Final Exam	1	2	2
Other	1	6	6
Total Work Load			100
Total Work Load / 25 (hours)			4.00
ECTS			4.00