

Course Name : Procedurë Penale I							
Course Code	Course Type	Regular Semester	Lecture (hours/week)	Seminar (hours/week)	Lab. (hours/week)	Credits	ECTS
LAW 411	N/A	Fall	3.00	1.00	0.00	3.50	6.00
Lecturer		Ermira Tafani, PhD					
Assistant							
Course language		Albanian					
Course level		Program i Integruar					
Description		Criminal procedural law studies the criminal procedural rules of a criminal process in all its phases, the controversial problems in the practice of the criminal procedure, as well as the decisions to solve these problems with the decisions of the Constitutional Court or the Supreme Court.					
Objectives		The program of the subject "Criminal Procedural Law" aims to acquaint the student with: • The understanding of criminal procedural law, with the history of its development in the Republic of Albania and its compatibility with international acts and the applicable legal framework in relation to it. • Subjects of criminal proceedings, jurisdiction, powers, their role, their rights and obligations, as well as the way of functioning during this process. • Criminal procedural acts, notifications and their deadlines. • Evidence in a criminal process, the way of obtaining and gathering them for proving the guilt of the perpetrators of criminal offenses, their invalidity and unusability. • Personal security measures for perpetrators of criminal offenses, types and criteria for their placement. • The procedures that are followed in a criminal process in the investigation and trial phase until the final judicial decisions are made, as well as with their execution. • Jurisdictional relations with foreign authorities in the criminal process and the International Criminal Court. • Controversial problems in the practice of criminal procedure, as well as the decisions to solve these problems with the decisions of the Constitutional Court or the Supreme Court.					
Core Concepts		The course program "Criminal Procedural Law" aims to: 1. To exercise continuous control of the theoretical preparation of students in the knowledge of doctrine and legislation in the field of criminal procedure; 2. Through the seminars, the practical application of the theoretical knowledge gained from this discipline should also be checked; 3. Through various legal cases and practical cases presented for discussion, to acquire practical skills in the correct application of criminal procedural law, as well as for the recognition and interpretation of criminal procedural provisions; 4. At the end of this course, the student must be able to know the basic principles of the Criminal Procedure and the procedures that are followed in a criminal process in the Republic of Albania.					
Course Outline							
Week	Topic						
1	The meaning and history of the development of criminal procedural law 1. Meaning and content of criminal procedural law 2. The development of criminal procedural legislation in the Albanian state Textbook Teacher's lectures In this topic, preliminary knowledge on the meaning of the subject, the object of its study, its general principles, the connection with other branches of law, as well as its sources, will be dealt with. Also, an overview of the historical development of criminal procedural law in Albania will be presented.						
2	Compliance of Albanian legislation with international standards of criminal procedure The main principles of criminal procedure Textbook Teacher's lectures In this topic, a comparative analysis of Albanian procedural legislation with international acts will be made, with the aim of studying the implementation of international principles of law in Albanian procedural criminal law.						

3	Subjects of criminal proceedings 1. Court 2. Prosecutor 3. Judicial police Textbook Teacher's lectures
4	Subjects of criminal proceedings 1. The defendant 2. Defendant's lawyer Textbook Teacher's lectures
5	Subjects of criminal proceedings 1. Victim of a criminal offense 2. Accusing victim and civil responsibility Textbook Lectures of the lecturer
6	Jurisdiction and competence 1. Jurisdiction 2. Competence: 2.1. Subject competence 2.2. Territorial jurisdiction 2.3. Jurisdiction due to joint of related proceedings 2.4. Incompetence 2.5. Disputes about competences 2.6. Joint and division of cases 2.7. Transfer of the case Textbook Teacher's lectures
7	Acts, notification and deadlines 1. Acts: 1.1. The method of compilation of acts 1.2. Substitution of acts 1.3. Acts of the court 1.4. Acts for procedural actions 1.5. Translation of acts 1.6. Invalidity of acts 2. Notices 2. Deadlines Textbook Teacher's lectures
8	Evidence 1. The meaning of the evidence 2. Object of proving 3. The process of proving and its stages Textbook Teacher's lectures
9	Types of evidence 1. Testimony 2. Question of the defendant and private parties 3. Confrontations 4. Recognitions Textbook Teacher's lectures
10	Types of evidence 1. The experiment 2. Expertise 3. Material evidence 4. Documents Textbook Teacher's lectures
11	Means of evidence search 1. Examinations 2. Controls 3. Seizures 4. Interceptions Textbook Teacher's lectures
12	Other ways of searching the evidence 1. Indirect evidence 2. Provision of evidence Textbook Teacher's lectures
13	The evaluation of the evidence Invalidity and uselessness of the evidence Textbook Teacher's lectures
14	Security measures 1. Personal security measures 1.1. Restrictive measures 1.2. Preventive measures 1.3. Conditions and criteria for assigning personal security measures 2. Assignment and implementation of security measures. Textbook Teacher's lectures
15	1. Flagrancy arrest 2. Detention of a suspect for a crime 3. Evaluation of flagrancy arrest and detention 4. Duration of security measures 5. Revocation, replacement and extinction of security measures 6. Compensation for wrongful imprisonment 7. Property security measures Textbook Teacher's lectures
16	Final Exam

Prerequisites	The student must attend the course at a minimum rate of 75%.
Literature	• 1 – Leksione dhe materiale të përgatitura nga pedagogu i lëndës. • 2 – “Procedura Penale”: autorë – Halim Islami, Artan Hoxha, Ilir Panda
References	• - Ligj Nr. 8417, “Kushtetuta e Republikës së Shqipërisë” (i ndryshuar), Dt. Aktit: 21.10.1998, Dt. Miratimit: 21.10.1998, Fletore zyrtare nr. 28, fq. 1073, Tiranë • - Ligj Nr. 7905, “Kodi i Procedurës Penale i Republikës së Shqipërisë”, Dt. Aktit: 21.03.1995, Dt. Miratimit: 05.04.1995, Fletore zyrtare nr. 5, fq. 159, Tiranë • - Ligj Nr. 98/2016, “Për organizimin e pushtetit gjyqësor në Republikën e Shqipërisë”, • - Ligj Nr. 96/2016, “Për statusin e Gjyqtarëve dhe Prokurorëve në Republikën e Shqipërisë” (i ndryshuar), Dt. Aktit: 21.10.1998, Dt. Miratimit: 21.10.1998, Fletore zyrtare nr. 28, fq. 1073, Tiranë • - Ligj Nr. 97/2016, “Për organizimin dhe funksionimin e prokurorisë në Republikën e Shqipërisë” • - Ligj Nr. 95/2016, “PËR ORGANIZIMIN DHE FUNKSIONIMIN E INSTITUCIONEVE PËR TË LUFTUAR KORRUPTIONIN DHE KRIMIN E ORGANIZUAR” • - Ligj Nr. 25/2019, “PËR ORGANIZIMIN DHE FUNKSIONIMIN E POLICISË GJYQËSORE” • - Ligji nr.55/2018, “PËR PROFESIONIN E AVOKATIT NË REPUBLIKËN E SHQIPËRISË PËR PROFESIONIN E AVOKATIT NË REPUBLIKËN E SHQIPËRISË” • - Ligj Nr. 10193, “Për marrëdhëniet juridiksionale me autoritetet e huaja në çështjet penale”, Dt. Aktit: 03.12.2009, Dt. Miratimit: 03.12.2009, Fletore zyrtare nr. 181, fq. 8080, Tiranë
Course Outcome	
1	At the end of this course, the student must be able to know the basic principles of Criminal Procedure and the procedures that are followed in a criminal process in the Republic of Albania.

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	4	64
Study hours outside the classroom (Preparation, Practice, etc.)	14	6	84
Duties	0	0	0
Midterms	1	1	1
Final Exam	1	2	2
Other	0	1	0
Total Work Load			151
Total Work Load / 25 (hours)			6.04
ECTS			6.00