

Amendments in criminal legislation - Cause of the global pandemic

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Abstract

The purpose of this paper is to analyze the need for identification and the extent to which the intervention of the legislator was necessary to undertake amendment in the Criminal Code. The analysis begins with a description of the need and follow-up of its process from the initial draft to its approval by law no. 35/2020 "On some additions and amendments to the law no. 7895, dated 27.1.1995, "Criminal Code of the Republic of Albania", as amended".

Through this paper I intend to analyze the extent of the intervention of the Albanian legislator, compared to what is actually provided in the criminal legislation of some other European countries, which provide sanctions for infectious diseases. Analysis of foreign legislation from the point of view of the principle of proportionality with the latest provisions adopted by the Republic of Albania in the period of pandemics and in an extraordinary and emergency situation for the protection of health and life of its citizens such as that of global pandemics.

Keywords: Criminal legislation, state of emergency, state of natural disaster, public health.

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Academic Journal of Business, Administration, Law and Social Sciences ISSN 2410-3918 (print)

ISSN 2410-8693 (online)

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