

## Electronic Signature in Albanian Private Law

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### Abstract

The signature is the substantial element of formal legal acts that define their legal value. In a technology advanced world, the application of electronic signature is facilitating the realization of legal acts. In order to set out the value of the electronic signature it is important to understand the functions of the e-signature and how the legislation has responded to its application. This paper sets out an interpretation of the legal provisions of e-signature in Albanian legislation and the legal and probative value given to it, especially when it is used in private legal acts.

Even though the development of technology should not jeopardize the application of legal principles, the Albanian judges and lawyers have to deal with these new forms of legal acting and have to be prepared to apply the legal principles to the new and advanced forms of expressing will.

Having regard of the lack of interpretation on the case, by judges the paper tends at interpreting the legal value and the probative effect of the e-signature by facing the provisions of the law that regulates the e-signature with the provisions of Civil Code and Civil Procedural Code of Albania.

**Keywords:** electronic signature, legal acts, legal value, probative value.

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