

## The characteristics of judgment by agreement in the Albanian legislation

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### Abstract

This paper treats the procedure of judgement by agreement, that is a new institution of Albanian criminal procedural law. It has been used for the first time in Albanian legislation, with law no. 35/2017, dated 30.3.2017 "On some additions and changes to the Code of Criminal Procedure" and is regulated in the procedural provisions, articles 406/d - 406/f, of the Code of Criminal Procedure. For this reason, the study of this new procedural institute requires a genuine and detailed theoretical and practical analysis, especially in a comparative perspective, through the study of how it has been regulated and implemented in practice in other countries where the development of its largest and that present more similarities with our legislation. This new form of trial is foreseen with the aim of good administration and economy of justice through the fast trial of criminal cases, the response in the shortest possible time in the fight against criminality, as well as offering new opportunities to the defendant for rewarding trial and quickly, respecting the basic principles of due process, fundamental freedoms and rights in the criminal process. In this paper are treated as well the characteristics of judgement by agreement, the comparison between the foreign legislation and the Albanian one and as well its implementation in practice. An historical detailed chrono of this procedure is also explained.

**Keywords:** Judgment, agreement, Albanian legislation.

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