

# ALBANIA Women Rights and Assets's Ownership in the framework of legislation drafting process

International academy of family lawyers  
Introduction to european Family Law Conference

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*"It took me quite a long time to develop a voice, and now that I have it, I am not going to be silent."* – Madeleine Albright

- (45%) of currently married women age 15-59 and almost three-quarters of currently married men age 15-59
- (73%) were employed at any time during the past 12 months.
- Among those employed higher proportions of women (11%) than men (7%) are not paid for their work.
- Employed men are slightly more likely to be paid in cash only (85%) than employed women (79%).
- Similar proportions of employed women (5%) and men (4%) are paid with a mix of cash and in-kind compensation

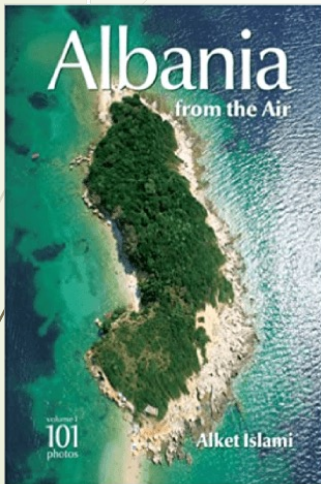
<https://dbsrcs.com/pubs/pdf/FR348/FR348.pdf> pg 254

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## KEY FACTS AND FIGURES



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Albania is a small but very resourceful country located in Southeastern Europe, bordering the Adriatic Sea and Ionian Sea.

Occupied by Italy before the beginning of World War II and later by Germany, after the WORLD WAR II, Albania emerged under a communist regime until 1990.

From 1946 to 1990, the country was isolated under a propaganda that people were not allowed to travel or go abroad because the best country in the world was there in Albania.

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## KEY FACTS AND FIGURES

- International migration has been the most critical issue in Albania and it will remain so although 33 years have passed from the start of post-socialist transition.
- The said issue has been mainly caused by the country size intensity and economic, politic and social consequences.
- Impact in family
- Data show that nearly 1.7 ml Albanians are international migrants, returning in Albania 1 or 2 times a year.



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## Latest developments in **family** legislation

- ▶ LAW 9446/2005 CONVENTION ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION option of Concluded 25 October 1980
- ▶ CASE OF BAJRAMI v. ALBANIA (Application no. 35853/04) a violation of Article 8 of the Convention
- ▶ Family code as amended
- ▶ Law no. 18/2017 "on the rights and protection of the child»
- ▶ Juvenile justice criminal code, Law 37/2017

## Latest developments in **women property rights** legislation

- ▶ Civil Code 1929 articles 1631–1371 provided the first 2 institutes:
- ▶ "Dota" property that the wife of third persons on her behalf would give to the husband as a title to bear the costs of marriage (trans.pasuria, të cilën gruaja ose persona të tjerë për llogari të saj ia sillnin burrit shprehimisht me titull dote për të mbajtur barrët e martesës)
- ▶ "*parafermale property*" property that is on the sole wownership and rights of the wife. Pasuria parafermale është pasuria e gruas që nuk përfshihet në dotë dhe që bashkëshorti nuk ka të drejtë ta administrojë dhe as të kërkojë kreditë e saj nëqoftëse nuk ka porosi nga bashkëshortja.
- ▶ Law no. 9209, dated 23.03.2004 "on the legalization of the constructions addendum"
- ▶ Law no. 9304, dated 23.10.2004 "on the legalization and urban planning of informal aereas".
- ▶ Law no. 33/2012 "on the registration of the reale estate" Art 41, "co-ownership rights"