

LAW
No. 8394, date 02.09.1998

**ON ADDITIONS AND AMENDMENTS OF LAW NO 7986, DATE 13.9.1995 “ON
STATE LABOUR INSPECTORATE”**

Based on article 16 of Law No 7491, date 29.04.1991 “On Some Main Constitutional Dispositions”, with the proposal of the Council of Ministers,

THE PEOPLE’S ASSEMBLY OF
THE REPUBLIC OF ALBANIA

DECIDED:

In Law No 7986, date 13.9.1995 “On State Labour Inspectorate”, these additions and amendments are made:

Article 1.

Points 2 and 3 of article 2 are amended as follows:

- The term “Minister” means the Minister of Labour and Social Issues
- The term “Ministry” means the Ministry of Labour and Social Issues

Article 2.

Article 6 is amended as follows:

The State’s Labour Inspectorate starts relations and develops an effective cooperation with:

- a) Ministries and the inspectorates under them
- b) The Institute of Public Health, with regards to industrial hygiene
- c) Other services and institutions that carry out similar activities
- d) Police bodies
- e) All employers and employees

The methods and forms of the cooperation with the above mentioned institutions and organisations are regulated with a decision from the Council of Ministers or with a mutual agreement.

Article 3.

In Article 11 these amendments are made:

- a) On point “b” of point 1 after the word “surveys”, the words “or photographs” are added.
- b) At the end of point 1, after the fourth paragraph, the fifth paragraph is added as follows:
“v) to request the identity of the employer.”

Article 4.

In article 17, the words “released by the General Inspector” to be removed.

Article 5.

In Article 25, points 2 and 3 to be rescinded.

Article 6.

In article 26, these amendments are done:

- a) Point 1 changes as follows:
“The objection and the creation of obstacles to the inspectors to carry out their work, is penalized with a fine starting from 1 000 up to 50 000 Leke. If the infringement is considered a penal act, the Penal Code’s Dispositions are applicable”
- b) Point 2 is rescinded.

Article 7.

Following article 26, article 26/1 is added with the following content:

“Article 26/1
At the State’s Labour Inspectorate, with the order of the Minister, the Commission for Appeals against Fines and Decisions is created, consisting of three members.”

Article 8.

Article 27 is amended as follows:

“Appeals to the General Inspector are made against the decisions of inspectors for fines up to 5 000 Leke, within 10 days from the day of their notification.
Appeals against the decision of the General Inspector for fines over 5 000 Leke, are made at the Commission for Appeals against Fines an Decisions, within 10 days from the date of the notification of the decision.
Appeals against the decision of the General Inspector and the Commission for Appeals against Fines and Decisions are submitted to the court within 10 days of the notification of the decision.”

Article 9.

This law enters into force 15 days after it is published in the Official Gazette (Fletoren Zyretare).

Proclaimed with decree no 2213, date 15.9.1998 of the President of the Republic of Albania, Rexhep Meidani.