

REPUBLIC OF ALBANIA
MINISTRY OF INTERIOR
MINISTER

No. 2829 prot.

Tirana, on 03.06.2021

ORDER

No. 247, dated 03.06.2021

“ON

**DEFINING PROCEDURES AND RULES FOR THE FORWARDING OF AN
INTERNATIONAL PROTECTION REQUEST BY THE AUTHORITY RESPONSIBLE FOR
BORDER AND MIGRATION TO THE AUTHORITY RESPONSIBLE FOR ASYLUM AND
REFUGEES”**

Pursuant to article 102, paragraph 4 of the Constitution of the Republic of Albania, article 26 paragraph 8, of law No. 10/2021 “On asylum in the Republic of Albania”,

I H E R E B Y O R D E R :

1. The local authority for border and migration shall be the state authority responsible for conducting the selection and registration procedure for foreign nationals or stateless persons that have applied for international protection at border crossing points or in the territory of the Republic of Albania.
2. Should the local authority for border and migration have difficulties in prescreening the foreign national or stateless person seeking international protection, it shall request the presence and assistance of the authority responsible for asylum and refugees.
3. Should the foreign national be classified as an applicant at the conclusion of the pre-screening procedure, the local authority for border and migration shall promptly notify the authority responsible for asylum and refugees, and the central authority responsible for the treatment of foreigners.
4. The notification shall be made using any of the following means of communication:
 - a) official telephone call;
 - b) official electronic mail;
 - c) official letter.
5. The state authority responsible for border and migration shall coordinate its efforts for transferring and handing over the applicant to the National Reception Center designated by the authority responsible for asylum and refugees, and shall make a record based on the template adopted in Instruction No. 293, dated 4.6.2015 "On procedures for the treatment of foreign nationals irregularly staying in the territory of the Republic of Albania", which shall be developed in two copies. One copy of the record shall be given to the Reception Center employee, while the other shall be retained by the regional/local state authority responsible

for border and migration. The information collected shall be recorded in the relevant section of the National Register for Foreigners by the responsible authority, based on field of responsibility, pursuant to instruction No. 408/2 dated 11.2.2010 "On the establishment and operation of the National Electronic Register for Foreigners".

6. Should the applicant seek international protection directly with the authority responsible for asylum and refugees, the latter shall inform the state authority responsible for border and migration, which shall take fingerprints and shall register the applicant in the asylum database.
7. In any case, a copy of the fingerprints form, and a copy of the pre-screening form shall be sent to the authority responsible for asylum and refugees together with information about the case, at the electronic mail of this Authority, within 48 hours from the conclusion of the pre-screening procedure.
8. Should the conditions for detaining/arresting the international protection applicant be met during the prescreening procedure, pursuant to the provisions of the applicable legislation, the state authority responsible for border and migration shall detain the individual in question and shall undertake the relevant legal procedures. In such cases, the central state authority responsible for the treatment of foreigners and the authority responsible for asylum and refugees, shall be informed simultaneously.
9. The responsible authorities defined in this order administering the personal information of foreign nationals seeking international protection in the Republic of Albania shall take the appropriate organizational and technical measures to protect said personal information from destruction, accidental loss, access by or dissemination to unauthorized persons, especially when the processing of these data is conducted online, and from any other form of illegal processing.
10. Order No. 611, dated 01.12.2015 "On the procedure and rules for forwarding the case from the authority responsible for border and migration to the authority responsible for asylum and refugees" shall be abrogated.
11. The relevant authorities shall be charged with the implementation of this order in line with their fields of responsibility.

The present order shall enter into effect immediately and shall be published in the Official Gazette.

MINISTER

BLEDAR ÇUÇI

Signature

Seal