

**LAW**  
**No. 10 081, dated 23.2.2009**

**ON LICENSES, AUTHORIZATIONS AND PERMITS IN THE REPUBLIC OF  
ALBANIA**

*(Amended by laws no. 6/2015, dated 12.2.2015, no. 131/2015, dated 26.11.2015, no. 37/2016,  
dated 31.3.2016; no. 21/2021, dated 22.2.2021, no. 72/2021, dated 27.5.2021; no. 41/2025, dated  
26.6.2025)*

*(updated)*

Pursuant to articles 78 and 83 point 1 of the Constitution, upon the proposal of the  
Council of Ministers,

**PARLIAMENT  
OF THE REPUBLIC OF ALBANIA**

**DECIDED:**

**CHAPTER I  
GENERAL PROVISIONS**

**Article 1  
Purpose of the law**

This law aims to improve the business climate by reducing administrative barriers to free initiative in the conduct of economic, commercial, or professional activities, or the use of public goods, while simultaneously guaranteeing the protection of the public interest in the exercise of these activities and in the use of public goods.

**Article 2  
Subject matter and scope**

*(Repealed letter “d” e point 1 with the law no. 131/2015, date 26.11.2015; added point 3 with the law no.  
41/2025, dated 26.6.2025)*

1. This law determines:
  - a) the principles for determining activities, actions, and types of public goods, the exercise, performance, and use of which are subject to licensing, authorisation, or permitting;
  - b) the principles for determining the conditions, procedures, and validity periods of licences, authorisations, and permits, and the principles for the causes and procedures of their revocation;
  - c) the organisation and content of the National Register of Licences, Authorisations, and Permits;
  - c) the procedures for the handling of certain licences, authorisations, and permits, within the competence of central institutions;
  - d) Repealed.
2. The law is applicable to:
  - a) all licences and authorisations, for economic, commercial, professional purposes and

any other similar nature, except for those of a personal nature;

b) all permits for the use of public goods, for the purposes of the aforementioned activities, except for the use of public goods for personal purposes.

3. This law is applied without prejudice to the legislation in force on animal health, which determines the rules for the approval and registration of animal establishments and establishments of animal reproductive material.

### Article 3

#### **Definition of terms**

*(letters “a” and “b” of point 1 amended by Law No. 131/2015, dated 26.11.2015)*

1. In this law the following terms have the following meanings:

a) “Ministry” is the ministry responsible for trade.

b) “Minister” is the minister responsible for trade.

c) “Responsible Minister” is the minister who covers the field of activity, as defined by the legislation in force, for a specific licence/authorisation/permit.

“Central institution” is the Council of Ministers, every ministry, and every public institution under their dependency.

d) “Independent institution” is any independent institution, according to the Constitution or established by law, and any body of local government units, that has competence for granting a licence, authorisation or permit.

“Other institution” is any central or independent institution that has specific competencies for verifying the fulfillment of licensing/authorisation/permit criteria, as well as any private entity to which such a competence has been granted by law.

e) “Activity” is any activity of a commercial, economic, professional nature or any other similar activity that is not of a private nature.

“Action” is any specified action, of a commercial, economic, professional nature or any other similar action, that is not of a private nature, which is carried out during the exercise of an activity, whether licensed or not, or during the use of a public good, whether or not subject to obtaining a permit.

f) “Public good” is public immovable property of the state, according to the relevant legislation, as well as other goods of a public nature, such as: air, waters, natural resources, the environment in general, cultural heritage, frequencies, and others of this nature, according to the applicable legislation.

g) “Use of public good” is the right to administer a public good, to enjoy its fruits, to change its physical characteristics, to use it as material, to use the space for construction, to discharge waste into the environment, as well as other forms of use of these kinds, for the purposes or needs of an activity, according to the provisions of the applicable legislation.

gj) “License” is the administrative act granting its holder the right to commence and carry out the type of activity, in accordance with the conditions specified therein.

h) “Authorization” is the administrative act granting its holder the right to carry out one or several actions, in accordance with the conditions specified therein.

i) “Permit” is the administrative act granting its holder the right to use a public good, in accordance with the conditions specified therein.

j) “Holder of a license/authorization/permit” is the legal person or natural person who has obtained a license, authorization, or permit.

k) “Conditions for licensing/authorization/permitting” are those conditions, the prior and/or ongoing fulfillment of which by the holder of the license/authorization/permit is mandatory.

l) “Licensing/authorization/permitting criteria” are that part of the conditions, the

fulfillment of which forms the basis for the granting of the license/authorization/permit.

ll) "Licensing/authorization/permitting obligations" are that part of the conditions which are required to be fulfilled during the conduct of the activity, the action, or the use of the public good.

m) "Proof document" is the written act of a public or private institution, or the act prepared by the applicant himself, which proves the fulfillment of a condition for licensing/authorization/permit.

n) "Other accompanying document" is a document that is mandatory to submit in order to obtain a license/authorization/permit and which is not a proof document.

nj) "Accompanying documents" are proof documents and other accompanying documents taken together.

o) "Applicant" is the natural or legal person who applies for the issuance of a license, authorization, or permit.  
permit.

p) "QKB" is the National Business Center.

q) "Register" is the National Register of Licenses, Authorizations and Permits.

2. For the purposes of this law, all terms used shall be considered as license, authorization, or permit in other applicable legislation, such as: certificate, consent, registration, notification, notice, contract, or even the terms license, permit, authorization themselves, as well as any other term, when, according to the purpose in the relevant legislation, the meaning of that term corresponds, respectively, to the meaning of the terms license, authorization, or permit, as defined in this law.

## CHAPTER II

### PRINCIPLES OF LEGAL AND SUBLEGAL INITIATIVES IN THE FIELD OF LICENSING, AUTHORIZATION, AND PERMITS

#### Article 4

#### **Initiatives in the field of licenses/authorizations/permits**

Any initiative of a draft law or bylaw that proposes the inclusion in Albanian legislation of:

- a) a license for the exercise of an activity;
- b) a permit for the use of a public good;
- c) an authorization for the performance of an action;
- c) the conditions of licensing, authorization, or permitting;
- d) of the accompanying documents for obtaining a license, authorization, or permit;
- d) the procedures for review and decision-making for obtaining a license, authorization, or permit;
- e) the validity periods of a license/authorization/permit;
- e) the competent body for the inspection or revocation of the license/authorization/permit and/or the reasons and procedures for their suspension and/or revocation;

must be for each of the aforementioned issues, in accordance with the principles set out in Articles 5 to 12 of this chapter.

#### Article 5

#### **General principles**

1. The exercise of activities and the performance of actions in the territory of the Republic of Albania are, as a rule, free and not subject to licensing or authorization, except where otherwise provided by law.

2. The use of public goods in the territory of the Republic of Albania is, as a rule, carried out only by entities that are permitted for this purpose, on the basis of a permit, according to the applicable legislation, except where the public good, due to its nature and characteristics, is for the free use of the general public or otherwise provided by law.

3. Except in cases otherwise provided in this law, as a rule, the general conditions for licensing, authorization, and permitting, the competent body that assesses the fulfillment of these conditions, the competent body for inspection and/or for the revocation of the license, authorization, and permit, as well as the causes of revocation, are determined by law, while the specific conditions for licensing, authorization, and permitting, the accompanying documents submitted for obtaining a license, authorization, or permit, the validity period of the license, authorization, and permit, the procedures for review and decision-making and the deadlines for their completion, as well as the procedures for revocation, are approved by bylaw, based on and in implementation of this law and the law that provides for such license, authorization, or permit.

#### Article 6

### **Principles for determining activities subject to licensing and authorization**

The exercise of an activity or the performance of an action through licensing or, as applicable, authorization is granted only if these two circumstances are met:

a) the exercise of the activity or the performance of the action in an irregular manner may endanger the life, health, rights or lawful interests of citizens, public order and security, national security, fair competition or the sound functioning of the market, a public good, social objectives, and any other public interest of this nature;

b) the adequate guarantee of the interests defined in letter “a” of this Article, regardless of the existence of rules, standards, and subsequent assessment, monitoring, and penalizing mechanisms, cannot be achieved without a process of self-declaration, review, inspection, and evaluation of the fulfillment of certain predetermined criteria, prior to the commencement of the activity or the performance of the action.

#### Article 7

### **Principles for determining activities subject to licensing**

The use of a public good, through a license, is permitted only if at least one of the following circumstances is met:

a) when, through the licensing process, the aim is to obtain the best consideration in the public interest;

b) the free use of the public good by entities that do not possess the necessary knowledge, technologies, or other guarantees causes or may cause its damage or improper exploitation;

c) when the public good, due to its quantitative, scope, spatial or temporal limitation, or due to other reasonable circumstances, does not permit, except for a limited number of users or limited use, or when the free use of the public good by an unlimited number of entities or without limitation in quantity and/or spatial and/or temporal scope causes or may cause its damage or improper exploitation.

#### Article 8

### **Principles for determining the conditions of licensing/authorization**

1. The conditions of licensing or authorization are based on the principles of

proportionality, debureaucratization, and reduction of administrative barriers.

2. The conditions of licensing or authorization must appropriately correspond to the public interests they guarantee and may include: professional or physical ability, experience or knowledge, method of organization, possession of a specific technique or technology, financial situation or guarantees, legal status, or standards of conduct and ethics.

3. The conditions of licensing or authorization are determined and expressed based on objective, measurable, simple, and understandable indicators.

4. Any applicant who meets the criteria for licensing or authorization acquires the right to carry out that activity or, respectively, perform that action.

5. Exceptionally, in order to protect the public interest, pursuant to Article 6 of this law, a quantitative restriction on activities or actions may be established, by limiting the number of licenses for that activity or authorizations for that action.

6. In the case provided for in point 5 of this Article, the legislative initiative stipulates that the license or

the authorization is granted to a limited number of applicants who, in addition to meeting the basic criteria for licensing or, respectively, authorization, also achieve the best evaluation compared to other applicants, in accordance with several pre-established, transparent, and fair competitive criteria and procedures.

#### Article 9

##### **Principles for determining the conditions of the permit**

1. The conditions of the permit, for every type of public good, are based on the principles of preservation, enhancement, and proper use of the public good, maximization of public benefit, as well as proportionality, debureaucratization, and avoidance of unjust discrimination.

2. The conditions of the permit are determined and expressed on the basis of, as much as possible, objective, measurable, comparable, simple, and understandable indicators.

3. The conditions of the permit must appropriately address the public interests, which guarantee and may be qualifying and/or competitive.

4. The qualifying criteria serve to select applicants who meet the minimum and/or necessary requirements for the use of the public good. The assessment of meeting the qualifying criteria may be part of a permitting process or a preliminary licensing process. In this case, licensing is a prerequisite and necessary condition for the permit.

5. The competitive criteria serve to identify the applicant who offers the most appropriate use and/or the best value, compared to other applicants who have met the qualifying criteria. Competition is based on pre-established, transparent, and fair procedures and criteria.

#### Article 10

##### **Principles for determining licensing, authorization, and permitting procedures**

1. The assessment of meeting the licensing, authorization, or permit issuance criteria is based, as applicable, on: the applicant's self-declarations, documents issued by other public bodies or other private institutions, performing assessments, preliminary inspections, or the organization of tests, examinations, competitions, interviews, hearings, or other appropriate methods.

2. The procedures for processing applications for licenses, authorizations, and permits must be clear, simple, transparent, and based, as much as possible, on:

- a) tacit approval;
- b) electronic means of information and communication, including online application;
- c) the one-stop shop model;

(c) the integrated exchange of information and documentation between public bodies;  
d) the payment for the administrative licensing/authorization/permit service, where provided, which must cover only the documentary cost;

(dh) the taxes and/or fees for the issuance of licenses/authorizations/permits, where provided, must be reasonable and serve the purpose of achieving the objectives of these instruments.

These procedures must be carried out in the shortest possible time.

3. When the documents proving the fulfillment of licensing, authorization, or permit criteria or the data declared by the applicant are in the electronic registers of public institutions and are accessible by the public body where the application is made, the applicant is not required to submit those documents, provided that they clearly indicate in the application the reference of these data in the relevant register.

4. Public bodies, which are competent in the process of issuing licenses, authorizations, or permits, in any case, ensure, through their official websites and other means appropriately, the complete information to interested parties and the public regarding the legal framework, criteria, procedures, deadlines, forms of application, and required accompanying documents, as well as provide advisory services to the applicant.

#### Article 11

##### **Principles for determining the validity periods of licenses, authorizations, and permits**

1. The prescribed validity period of the license/authorization/permit must be appropriate for achieving the intended purpose.

2. The validity of a license should, as a rule, be without a time limit and, otherwise, the period should be as long as there is reason to believe that the licensing conditions will continue to serve their function appropriately during this period.

3. The validity period of a permit must be as long as there is reason to believe that the permitting conditions will continue to serve their function appropriately during this period.

4. The validity period of an authorization must be as long as necessary to allow the normal performance of the authorized action.

#### Article 12

##### **Principles for determining the grounds and procedures for the revocation of licenses/authorizations/permits**

1. Except where otherwise provided, the license/authorization/permit is revoked when the holder no longer fulfills the conditions for granting this title or violates the obligations specified therein.

2. The determination of non-fulfillment of the criteria or violation of obligations is, as a rule, made by the competent inspection bodies ex post.

3. Before making the decision to revoke, the competent authority, as a rule, orders the fulfillment of the criteria or the rectification of the violations of obligations, within a reasonable period, without suspension of the title and/or with suspension of the title, for a reasonable period, until the execution of the order for fulfilling the criteria or rectifying the violations of obligations.

4. The suspension order is revoked by the competent authority, according to the legislation in force, when it is assessed that the holder has fulfilled all the orders, as the case may be.

5. The license/authorization/permit is, as a rule, revoked:

a) when the circumstances are such that it would make no sense or there is no possibility

for fulfilling the criteria or rectifying the violations of obligations by the holder, within any reasonable suspension period;

b) in the case of non-implementation of the orders, within the reasonable suspension periods;

c) in the case of serious breaches with fault by the holder and/or when the violation has caused harm to the public interest, which is guaranteed by the respective title or the legislation in force.

#### Article 13

### **Procedures for legislative and sub-legal initiatives in the field of licensing, authorization, and permits**

1. Every normative initiative in the field of licensing/authorization/permit, according to Article 4 of this law, is publicly announced in the National Register of Licenses, Authorizations and Permits, on the official website, and by other appropriate means, at least 30 days before its final review by the approving authority. In the case of draft laws, for which the right of initiative is exercised by the Council of Ministers, the announcement is made 30 days before their submission for review and approval in the Council of Ministers by the responsible minister and the minister.

2. The announcement, according to point 1 of this article, contains, at a minimum, the impact assessment report, according to point 5 of this article and the relevant draft act.

3. During this period, any other public authority, any interested party or the public may submit comments. Within this period, the initiating authority organizes at least one public hearing to become acquainted with the suggestions of other authorities or interested parties.

4. Every initiative, according to point 1 of this article, is accompanied, in the process of review and approval, in addition to what is provided by the legislation in force, by the following documents:

a) the advisory opinion of the National Business Center;

b) the impact assessment report.

5. The impact assessment report contains detailed information on the objectives and aims of the initiative, the options for achieving the objectives, the comparison of different options, the expected consequences of the proposed option, the compliance of the proposed option with each of the principles of this law, a summary of the public consultations held, and the comments and proposals made during these consultations.

6. The Council of Ministers, upon the proposal of the minister, determines detailed rules for the procedure of impact assessment and the content of the respective report.

## CHAPTER III

### NATIONAL REGISTER OF LICENSES, AUTHORIZATIONS, AND PERMITS

#### Article 14

### **National Register of Licenses, Authorizations, and Permits**

*(Amended word in the point 1 and repealed the point 7 with the law no.6/2015, date 12.2.2015, repealed the point 7)*

1. Every license/authorization/permit in the Republic of Albania, issued by central institutions or independent institutions, enters into force immediately and is published in the National Register of Licenses, Authorizations, and Permits, except when the entry into force of the act approving it is linked to its publication in the Official Gazette.

2. The National Register of Licenses, Authorizations, and Permits is an integrated

electronic data portal, which serves as a procedural instrument for publication/announcement and as an official electronic archive, as well as ensures transparency in the field of licensing, authorization, and granting of permits.

3. The register is organized into three parts:

- a) the register of legal and bylaw initiatives in the field of licensing/authorization/permits;
- b) the informative register, according to the categories of licenses, authorizations, and permits;
- c) the register application i licenses and permits.

4. The register of legal and bylaw initiatives contains all draft acts of legal and bylaw initiatives in the field of licensing/authorization/permits, the relevant impact assessment report, and the advisory opinion of the NBC.

5. The informative register contains, for each category of license/authorization/permit, at least, the following types of data:

- a) the applicable legal and bylaw framework;
- b) the criteria and obligations for licensing, authorization, or permitting, the accompanying documents to be submitted, and the application forms;
- c) the procedures for application, review, and decision-making; (c) the guidelines for making requests.

6. The application register contains the following data:

- a) any request for obtaining a specific license/authorization/permit or for making changes thereto;
- b) any intermediate decision of other institutions involved in the process of assessing compliance with licensing/permitting conditions;
- c) any decision for the final approval or rejection of a request;
- (c) any decision for ordering the re-fulfillment of criteria or the rectification of breaches of the obligations of the license/authorization/permit or the suspension of the license/authorization/permit;
- d) any decision for the revocation of a license/authorization/permit;
- (dh) any administrative or judicial decision issued in response to appeals against the decisions provided for in letters “b” through “d” of this point;
- e) any license/authorization/permit granted and valid;
- (e) court decisions for depriving the holder of a license/authorization/permit of the right to carry out the licensed activity or the deprivation of the right to use public property;
- f) any other decision for a specific license/authorization/permit.

7. Repealed

8. The National Register is maintained by the NBC, which ensures its general administration and maintenance. The NBC, every independent institution and every central institution, according to letter “b” of point 3 of Article 15 of this law, are responsible for the administration and completion, according to this law, of the National Register for the part of licenses/authorizations/permits within their competence.

9. The initiating body of the legislative initiative, except when it is the institution mentioned in point 8 of this article, submits the draft act and the impact assessment report for publication by the NBC.

10. Any other institution, according to point 5 of Article 20 of this law, with competence in reviewing the criteria for licensing/authorization/permit, has access to the National Register to publish its decision in the process of reviewing the application for a license/authorization/permit.

11. Any institution with specific competences for handling a request or with inspection, suspension, revocation competences, or that resolves an administrative appeal against decisions taken in the exercise of these competences, has direct access to the register to publish the relevant requests, appeals, and decisions and is required to publish, respectively, the appeal and



its decision, except where otherwise provided in this law.

12. The court decisions, according to letters "dh" and "ë" of point 6 of this article, are notified by the court itself, within 5 days from their issuance, to the institution that administers the register for the license/authorization/permit, according to the relevant competence. The notification is made by appropriate means.

13. The register is freely accessible by the public, with the exception of data that is subject to restricted or prohibited access, according to the applicable legislation.

14. The Minister approves the detailed rules for the functioning of the register, its creation, administration, formatting, content, interconnection with institutions involved in the licensing/authorization/permitting process, as well as its security procedures.

## CHAPTER IV COMPETENCES FOR THE HANDLING OF LICENSES/AUTHORIZATIONS/PERMITS OF CENTRAL INSTITUTIONS

### Article 15

#### **Competence for the handling of licenses/authorizations/permits**

*(Amended with the law no. 6/2015, date 12.2.2015)*

1. Licenses and permits, by fields and categories, within the competence of central institutions, are provided in the annex attached to this law and constitute an integral part thereof. The areas of authorizations, within the competence of central institutions, are the same as the areas for licenses and permits, as set out in the annex attached to this law.

2. The provision of other categories of licenses/authorizations/permits, within the competence of central institutions, beyond those not foreseen in the annex, is possible only through the amendment of this annex.

3. Requests for licenses and permits provided in the annex or their subcategories, as well as for authorizations, according to the fields provided in the annex, or their categories and subcategories, are handled:

- a) as a rule, by or through the NBC;
- b) in special cases, by the bodies designated according to the relevant legislation in force, without the involvement of the NBC.

4. The Council of Ministers, upon the proposal of the minister and the responsible minister, determines:

- a) subcategories of licenses, authorizations, and permits, as provided in the annex;
- b) categories and subcategories of authorizations, according to the fields provided in the annex;
- c) licenses, authorizations, and permits or their subcategories, requests for which are handled by or through the NBC, pursuant to Chapter V of this law.

## CHAPTER V LICENSING/AUTHORIZATION/PERMITTING PROCEDURES BY OR THROUGH THE NBC

### SECTION 1 GROUPING

#### Article 16

#### **Groups of licenses/authorizations/permits**

1. The Council of Ministers, upon the proposal of the minister and the responsible

minister, approves the division of licenses, authorizations, and permits and/or their subcategories, which are handled by or through the NBC, into one of the three groups specified in points 2, 3, and 4 of this Article.

2. The first group includes those categories or subcategories for which the assessment of the fulfillment of the criteria is based solely on the applicant's self-declarations.

3. The second group includes those categories or subcategories for which the assessment of the fulfillment of the criteria, in addition to the applicant's self-declarations, is based, for at least one of the conditions, also on supporting documents submitted by the applicant.

4. The third group includes those categories or subcategories for which, in addition to what is provided in points 2 and 3 of this Article, the assessment of the fulfillment of the criteria, for at least one of them, is also based on the conduct of an inspection, testing, competition, interview, hearing, or another evaluation method.

## SECTION 2 APPLICATION, REVIEW AND DECISION-MAKING

### Article 17 **Common rules for the application for license/authorization/permit for all groups**

1. The application for a license/authorization/permit or their subcategories is submitted to the NBC, according to the procedures of Article 34 of this law.
2. The application consists of the completed standard form and the relevant accompanying documents.
3. The standard form contains, at a minimum, the following information:
  - a) the designation of the category/subcategory;
  - b) the type of activity, action, or the public good and its use;
  - c) the identification data of the applicant and of the person submitting the application;
  - c) the place or places of the conduct of the activity, the performance of the action, or the use of the public good;
  - d) other specific data, according to the category/subcategory;
  - dh) the applicant's declaration, certifying that they are aware of the licensing/authorization/permitting criteria and fulfill them (for criteria whose fulfillment is self-declared);
  - e) the declaration of the authenticity of the accompanying documents and/or that the applicant acknowledges and/or accepts the obligations of licensing/authorization/permitting and will fulfill them;
  - e) the address for communication;
  - f) the list of accompanying documents that must be submitted.
4. The NBC may not require the submission of documents or the provision of other information not provided for in the form.
5. The completed form and the accompanying documents, for each submitted application, are published by the NBC in the register by the next working day from the date of submission of the application.

### Article 18 **Review and decision-making for the first group**

1. The NBC examines applications for the first group according to the order of their submission and makes a decision within 2 working days from the date of submission of the

application.

2. The NBC examines:

a) the identity of the signatory and the fact of whether the person is authorized to submit the application, pursuant to this law;

b) the complete and accurate filling in of all the mandatory data required in the form;

c) the submission of all other accompanying documents, if required;

ç) the fulfillment or not of the criteria, respectively, for licensing/authorization/permit;

d) the payment of the service fee.

3. The review of the fulfillment of the criteria for the first group, according to letter “ç” of point 2 of this Article, is based solely on the applicant’s self-declaration.

4. The NBC rejects the application if:

a) the person who has submitted the application is not a person who is authorized to submit the application, pursuant to this law;

b) the completed form is not complete or contains corrections and its content is not clear or is illegible;

c) not all other accompanying documents have been submitted, they have not been submitted in the required form or contain unverified corrections or deletions, pursuant to the relevant provisions, as well as when their content is not clear or is illegible;

ç) the applicant does not fulfill the relevant criteria for licensing/authorization/permit;

d) the service fee payment has not been made.

5. If otherwise, the NBC approves the application.

## Article 19

### **Review and decision-making for the second group**

1. The NBC reviews, pursuant to point 2 of Article 18 of this law, the applications for the second group, according to the order of their submission, and makes a decision within 4 working days from the date of submission of the application. The NBC also reviews the submission of all supporting documents.

2. The assessment of compliance with the criteria for licensing/authorization/permit is based solely on the self-declarations and supporting documents submitted by the applicant.

3. The rejection and approval of the application are done for the reasons, according to points 4 and 5 of Article 18 of this law.

4. The application is also rejected if not all supporting documents have been submitted, they are not submitted in the required form or contain unverified corrections or deletions, according to the relevant provisions, or when their content is not clear or is illegible.

## Article 20

### **Review and decision-making for the third group**

*(Amended word in point 4 with the law no. 37/2016, date 31.3.2016)*

1. The NBC conducts a preliminary review, according to point 1 of Article 19 of this law, of applications for the third group, in the order in which they are submitted.

2. The NBC assesses only the fulfillment of the criteria within its competence, based on the applicant's self-declaration and/or supporting documents, according to the same procedures and deadlines, as applicable, specified for the first or second group. The assessment of the fulfillment of other licensing/authorization/permit criteria is carried out according to points 4 and 5 of this Article.

3. If the NBC determines the existence of one of the grounds for refusal, it issues a final refusal of the application.

4. In the opposite case, the NBC publishes in the register the preliminary decision to move to the second stage of the review and notifies, by electronic means, the other institutions, which review the fulfillment of one or more licensing/authorization/permit criteria, within their competence.

5. The other institutions, within the specified deadline, review the fulfillment of the licensing/authorization/permit criteria within their competence by conducting the assessment, inspection, organizing testing or competition, interview or hearing, or by applying the other relevant method, and express their approval or refusal regarding the fulfillment or non-fulfillment of the relevant criteria. The refusal also specifies its reasons. The refusal or approval is published immediately by the institution itself in the register.

6. If the act of approval or refusal by one of the institutions is, in advance, necessary for the review of the same criterion or another licensing/authorization/permit criterion by another institution, the specified deadline for the latter begins from the publication in the register of the approval or refusal of the first institution.

7. The specified deadline, according to points 5 and 6 of this Article, is the deadline for the review of the fulfillment or non-fulfillment of the relevant criterion by the other institution and is determined by the Council of Ministers for each category/subcategory. The deadline begins to be calculated from the date of publication of the decision of the QKB, according to point 4 of this Article.

8. Failure to publish the response within the deadlines specified in point 5 or 6 of this Article, or when the refusal does not contain the reason for the refusal, is considered as tacit approval by the other institution.

9. No later than 2 days from the expiration of the last and longest deadline, according to point 5 or 6 of this Article, the QKB shall take a final decision on the submitted request.

10. If even one of the other institutions has decided on the refusal and its reasons, the QKB shall decide to refuse the request; otherwise, the QKB shall decide, respectively, the approval.

## Article 21 **Combination of procedures**

1. Licenses, authorizations, and permits, which are handled according to this law by or through the QKB and for which, pursuant to the applicable legislation in force, the assessment of the fulfillment of the licensing/authorization/permit criteria is carried out for part of the criteria before the commencement of the activity, while the assessment of the fulfillment of the other part of the criteria is carried out only after a certain period of conducting the activity, shall be treated as follows:

a) the procedure consists of the following two steps: temporary license/authorization/permit and final license/authorization/permit;

b) the temporary license/authorization/permit, according to letter “a” of this point, is of a specified duration, according to the relevant legislation in force and the holder must submit the request for issuance

with the final license/authorization/permit, before the expiration of the temporary one.

2. Licenses, authorizations, and permits, which are handled according to this law by or through the QKB, and for which, pursuant to the relevant legislation in force, the assessment of the fulfillment of the licensing/authorization/permit conditions is carried out in two steps and, in the second step, only the request of the entity that has successfully passed the first step is reviewed, shall be treated as follows:

a) the procedure consists of the following two steps: approval of the successful

completion of the first step and the final licensing/authorization/permit;

b) after notification by the QKB of the decision approving the successful completion of the first step, the applicant must submit the supporting documents for the second step within the relevant deadline.

3. The handling of each of the steps provided in letter “a”, respectively, of points 1 and 2 of this Article, shall be subject, as the case may be, to the procedures of this law for the first, second, or third group. The Council of Ministers shall determine the group under which each step is handled.

## Article 22

### **The content of the decision and tacit approval**

1. The decision to approve or reject the application is made using the standard form and is notified in accordance with the procedures of Article 34 of this law.

2. The decision of refusal contains all the grounds for refusal, whereas the approval decision also includes the relevant data and bank account, as well as the amount of the fee/tariff to be paid, if provided for by the applicable legislation.

3. The decision of refusal, made pursuant to point 10 of Article 20 of this law, shall also include the decision, according to the standard form, of the other institution that has decided on the refusal.

4. Resubmission of the application after refusal is treated as a new application.

5. In the event that the NBC, within the time limit specified in this chapter, from the submission of the application, does not publish the decision of refusal or approval, then the application is deemed automatically approved by tacit approval and the electronic system immediately generates the approval decision. The decision of tacit approval is automatically published by the electronic system in the register.

6. Point 5 of this article does not apply to applications for the third group if even only one of the other institutions, according to point 5 of Article 20 of this law, has decided on the refusal.

## SECTION 3

### THE TITLE OF THE LICENSE/AUTHORIZATION/PERMIT AND ITS ISSUANCE

## Article 23

### **The content of the license/authorization/permit title**

1. The license/authorization/permit is issued on the basis of approved forms, which constitute the title its use.

2. The title contains, at a minimum, the following information:

a) the name and insignia of the NBC;

b) the series, number, and date of approval and entry into force;

c) the data for identifying the holder;

(c) the type of activity, action, or public good and its use;

d) the place where the activity is carried out, the action is performed, or the good is used (if it is specified as necessary data for the category/subcategory);

(dh) restrictions on the exercise of the activity, the performance of the action, or the use of the public good (if any);

e) the validity period;

(e) the signature of the authorized representative of the NBC and the corresponding seal of the institution;

- f) other specific data, according to the category/subcategory;
  - g) the annex.
3. The annex contains all specific or general obligations, according to the legislation in force, that the holder must respect throughout the entire validity period.

#### Article 24

##### **Entry into force of the license/authorization/permit and its proof**

1. The license, authorization, or permit enters into force immediately upon the publication of the respective title in the register, except when the entry into force of the act approving it is linked to its publication in the Official Gazette.
2. In cases where a fee or tax is not applicable for obtaining the title, the title is published in the register immediately and automatically, together with the notification of the approval decision, according to point 1 of Article 22 of this law, or immediately upon the generation of tacit approval, according to point 5 of Article 22 of this law, and may be collected at any NBC service counter or printed directly from the register.
3. In cases where a fee or tax is applicable for obtaining the title:
  - a) The NBC immediately makes the respective entry in the register if the applicant submits the document of payment of the fee/tariff. The title is published automatically and immediately in the register and may be collected at any NBC service counter or printed directly from the register;
  - b) the approval decision, together with the document of payment of the fee/tariff, replace the respective title if the NBC does not make the entry of the payment of the fee/tariff.
4. If a fee or tariff is applied and the applicant does not submit proof of payment within 30 calendar days from the publication of the approval decision, the title is automatically considered revoked and the NBC makes the respective entry in the register, except where otherwise provided by special law.

#### Article 25

##### **Replacement of the title**

1. In case of loss or damage of the title, the holder notifies the NBC and requests the replacement of the title. The request is made according to the procedures of this law and the approved form.
2. The NBC cancels the title and replaces it within 2 working days from the date of submission of the request, also making the respective entry in the register.

#### SECTION 4

##### **AMENDMENTS, EXTENSION OF THE DEADLINE AND REVOCATION**

#### Article 26

##### **Change of title data not related to the criteria**

1. When, during the carrying out of the activity, action, or use of the good, a factual change occurs in the data specified in the title, which is not related to the criteria for licensing/authorization/permit, this change is notified to the NBC, within 30 days, upon the request of the holder of the title.
2. The request is made according to the procedures specified for the first group and must include the new data to be changed.
3. When the NBC observes that it is dealing with such a case, it makes the respective

changes and issues the amended title within 2 days from the date the request was made.

#### Article 27

##### **Change of title data related to the criteria**

1. When, during the carrying out of the activity, action, or use of the good, there occurs a factual change in the data specified in the relevant title and which are related to the criteria for licensing/authorization/permit, this change, regardless of whether it may affect these criteria or not, must be immediately notified by the holder of the title to the NBC and other respective institutions that participated in the granting of that title. When the changes are such that they may affect the criteria for licensing/authorization/permit, the holder must, on their own initiative, suspend the activity, action, or use of the public good.

2. The holder must request verification as to whether these changes lead to the continuation of the validity of the title with the respective changes or to its revocation.

3. The request for the data that change is made according to Article 17 of this law and is reviewed in the same way as a new request, by the same group for which the request for the title itself was made.

4. When it is assessed that the changes that have occurred do not affect the criteria, the holder is issued the amended title, the validity period of which ends on the same date as that of the previous title.

5. When it is assessed, according to this law, that the changes that have occurred affect the criteria, the title is revoked.

#### Article 28

##### **Extension of the term of the license/authorization/permit**

1. The extension of the term of the title is possible only when foreseen in the special legislation and only on the basis of the conditions provided therein.

2. The request for extension of the term is handled and reviewed in the same way as a new request, by the same group, according to this law.

#### Article 29

##### **Revocation of the license/authorization/permit**

1. Titles e issued, according to this chapter, are revoked according to provisions in legislation in force.

2. The title is also revoked by the NBC in the following cases:

a) at the request of the holder;

b) for non-payment of the relevant tax/fee (if any);

c) for the finding of false data in the documents submitted to the NBC; c) for failure to notify the change of data, according to Article 26 or 27 of this law.

3. The NBC makes the decision to revoke the title within 2 working days from the determination of the grounds for revocation.

4. In the case of revocation of the title, the tax/fee paid is not refunded.

### SECTION 5

#### APPEAL

#### Article 30

##### **Appeal**

*(Amended word in point 4 with the law no. 37/2016, date 31.3.2016)*

1. Any interested party has the right to appeal administratively against the acts, actions or omissions of the NBC or the other institution in the case of the third group.
2. The administrative appeal is reviewed by the head of the NBC, except for the case provided in point 3 of this article.
3. In the case of the refusal provided for in point 10 of Article 20 of this law, the appeal is reviewed by the other institution that issued the refusal.
4. The appeal, in all cases, is submitted by request to the NBC, in the manner provided in this law. In the case provided for in point 3 of this article, the NBC publishes the appeal and notifies, by electronic means, the other competent institution.
5. Against the decision given after the review of the administrative appeal or omission, a direct appeal may be submitted to the competent court for administrative matters, according to the applicable legislation.

## SECTION 6

### WAYS OF SUBMITTING REQUESTS AND NOTIFICATIONS TO AND FROM THE NBC, PUBLICATIONS AND APPROVAL OF OTHER BYLAWS

#### Article 31

##### **Submission of requests to the NBC**

*(Amended letter "c" with the law no. 37/2016, dated 31.3.2016)*

Requests and submission of the payment document for the fee/tax at the NBC may be carried out through:

- a) direct submission at any NBC service counter, throughout the territory of the Republic of Albania, regardless of the place of business activity, residence or the applicant's registered office;
- b) sending by mail with acknowledgment of receipt to the central office of the NBC;
- c) the NBC electronic counter, in accordance with the provisions of Chapter V of this law.

#### Article 32

##### **Submission at NBC counters**

1. The request is submitted at the NBC counter by the applicant himself or any authorized person by him.
2. The counter official assists the interested party in filling out the application form, verifies the identity and requests the signature on the completed form.
3. The accompanying documents are submitted in original, in copies with the same evidentiary value as the original, or in copies accompanied by the original, which are certified as identical to the original by the counter official.
4. When the request is submitted by the authorized person, pursuant to point 1 of this Article, the document attesting to the authorization is submitted together with the accompanying documents.
5. The counter official issues a written confirmation for each request. The confirmation is issued according to the approved format and must indicate the type of request, the date, and the list of accompanying documents submitted.
6. The counter official is obliged to accept every request submitted, pursuant to this law, even if the request is incomplete.



7. The payment document for the fee/tax is submitted at the counter, whose official issues a written confirmation.

#### Article 33

##### **Submission by mail**

1. Requests and submission of the document of the fee/tax of the license/authorization/permit at the NBC can also be carried out by mail with notification-receipt.

2. The completed request/notification form, in the case of submission by mail, shall be signed by the persons responsible for representing the legal person or by the natural person himself.

3. The attached documents are submitted in certified copies of the original.

4. Along with the accompanying documents, a copy of the identification document of the person who has signed the form is also submitted.

5. Based on the agreement with the postal service authorities, the postal service official issues the confirmation, according to point 5 of Article 32 of this law.

6. The date of submission of the request at the NBC is the date specified in the notification-receipt.

#### Article 33/1

##### **Actions at the electronic counter**

*(Added with the law no. 37/2016, date 31.3.2016)*

1. Every individual, after being electronically identified, has the right, in the capacity of applicant or authorized person, to apply at the electronic counter for obtaining a license/authorization/permit or other action, according to this law, including administrative appeal procedures, and to receive from the NBC, through this counter, all relevant acts provided for by this law.

2. Actions at the electronic counter of the NBC, for which this law requires electronic identification, in accordance with the legislation in force for secure electronic identification, are carried out through electronic means that guarantee the authenticity of the origin and the integrity of the content of documents in electronic format, at least, through the use of a qualified electronic signature, according to the provisions of the legislation in force regarding electronic signatures.

#### Article 34

##### **Notification of decisions by the NBC and delivery of the title**

1. Decisions of the NBC, according to this law, are notified through publication in the register.

2. The notification date, according to point 1 of this article, is the date of publication in the register.

3. The relevant title is delivered to the applicant at the counter.

#### Article 35

##### **The deadline for publication in the register**

Every request and every decision of the NBC or of another institution, related to licensing/authorization/permission, according to this chapter, is published in the register by the next working day following the submission of the request, the receipt of the decision, or the

notification thereof.

#### Article 36

##### **Approval of procedures and standard formats**

*(Point added 4 with the law no. 37/2016, date 31.3.2016)*

1. The Council of Ministers, upon the proposal of the minister and of the responsible minister, approves:
  - a) the detailed procedures for processing license/authorization/permit applications and their subcategories;
  - b) the special criteria for licensing/authorization/permission for each of the categories and subcategories, the accompanying documents, the form and content of the accompanying documents, as well as the validity period of the respective title;
  - c) the special licensing/authorization/permission obligations for each of their categories and subcategories, as delegated by the respective special legislation;
  - c) other competent institutions, which assess the fulfillment of the criteria, according to point 5 of Article 20 of this law, as well as the respective methods and deadlines;
  - d) other bylaws, as specified in this chapter.
2. The minister, together with the responsible minister, approves:
  - a) the application forms with the detailed content of their sections, for each category and subcategory of licenses/authorizations/permits;
  - b) the forms for the titles of licenses/authorizations/permits and the respective annexes.
3. The minister, upon the proposal of the head of the NBC, approves the forms for other types of requests, the notifications made to the NBC pursuant to this law, as well as those for the decisions of the NBC.
4. The minister determines the detailed technical conditions and rules for the provision of services by the NBC through the electronic window.

#### CHAPTER VI

##### **ESTABLISHMENT, ORGANIZATION AND FUNCTIONING OF THE NBC**

*(Repealed with the law no. 131/2015, date 26.11.2015)*

#### CHAPTER VII

##### **TRANSITIONAL AND FINAL PROVISIONS**

##### **ENTRY INTO FORCE**

#### Article 52

##### **Bylaws**

1. The Council of Ministers is charged to, within 2 months from the entry into force of this law, approve the amendments to all other laws, insofar as is necessary, to ensure legal coherence with this law and to submit them to the Parliament in the form of a single package.
2. The Council of Ministers, the minister, and the responsible minister are charged to, within 2 months from the entry into force of this law, approve the bylaws foreseen in this law.
3. The Council of Ministers, the ministers, and other bodies are charged to, within 3 months from the entry into force of this law, pursuant to the Constitution and special laws, approve normative bylaws in the field of permits, authorizations, and licenses and adapt the bylaws, as the case may be, in accordance with the principles and provisions of this law.

#### Article 53

### **Transitional provisions**

1. Licenses/authorizations/permits under the competence of central institutions, issued prior to the entry into force of this law, are valid until the expiry date for which they were issued.

2. All central institutions that have issued licenses/authorizations/permits up to the deadline foreseen in point 2 of Article 55 of this law and which, according to this law, are administered by or through the NBC, are required to send to the NBC all data and documentation that is published in the National Register of Licenses, Authorizations, and Permits, within this deadline.

3. All independent institutions and central institutions, as specified in letter "b" of point 3 of Article 15 of this law, are required to publish, by December 31, 2009, in the National Register of Licenses, Authorizations, and Permits, all data and documentation specified according to the provisions of this law for valid licenses/authorizations/permits issued by them up to this date.

4. Until the electronic communication system with the NBC becomes operational, for the third group of licenses/authorizations/permits, the deadlines foreseen for:

a) the publication of the preliminary decision by the NBC, according to point 4 of Article 20 of this law;

b) the publication of the decision of the other institution, according to point 5 of Article 20 of this law;

shall be increased, respectively, by 2 calendar days for sending/receiving the decision by mail with acknowledgment of receipt.

#### **Article 54**

##### **Repeals**

All provisions that are in conflict with this law are repealed.

#### **Article 55**

##### **Commencement of effects**

1. Chapters I, II, IV, VI, and VII take effect immediately upon the entry into force of this law.

2. The NBC shall commence the processing of licenses/authorizations/permits, in accordance with this law and its Chapter V, within 6 months from the entry into force of this law, but no later than May 31, 2009.

3. The competent central institutions for the processing of licenses/authorizations/permits, according to the relevant legislation, prior to the entry into force of this law, shall continue to receive applications and process them until the date when processing by the NBC starts, according to point 2 of this Article. Applications in process and not completed by that date shall be handled by the respective institutions, in accordance with the procedure applied before the entry into force of this law, except in cases where the applicant withdraws the application and decides to submit it to the NBC.

4. Chapter III extends its effects for independent institutions and central institutions, as defined in letter "b" of point 3 of Article 15 of this law, on December 31, 2009.

#### **Article 56**

##### **Transitional provisions**

*(e provided with the law no. 6/2015, date 12.2.2015)*

1. All central institutions that have issued authorisations up to the deadline provided in point 3 of this Article and which, according to this law, are processed by or through the National Business Center, are required to send to the National Business Center all data and documentation that is published in the National Register of Licences, Authorisations and Permits, within this deadline.

2. All independent institutions and central institutions, as defined in letter “b”, point 3, Article 15 of the law, are required to publish, by December 31, 2015, in the National Register of Licences, Authorisations and Permits, all the data and documentation specified, according to the provisions of this law, for valid authorisations issued by them up to this date.

3. The National Business Center shall begin processing authorisations, in accordance with this law and Chapter V of the law, no later than September 30, 2015.

4. The central competent institutions for processing authorisations, according to the relevant legislation, prior to the entry into force of this provision, shall continue to receive applications and process them until the date when processing by the National Business Center begins, as provided in point 3 of this Article. Applications in process and not completed by this date shall be processed by the respective institutions, in accordance with the procedure applied before the entry into force of this law, except in cases where the applicant withdraws the application and decides to submit it to the National Business Center.

#### Article 57 Entry into force

This law enters into force 15 days after its publication in the Official Gazette.

**Announced by Decree No. 6088, dated 17.3.2009 of the President of the Republic of Albania, Bamir Topi**

#### ANNEX 1

*(Amended by Law No. 6/2015, dated 12.2.2015 and Law No. 37/2016, dated 31.3.2016; No. 21/2021, dated 22.2.2021 and supplemented by Law No. 72/2021, dated 27.5.2021)*

No.	No. of the field/category	Type of category	Fields/categories of activities and/or of public goods and their uses
	<b>Field I</b>		<b>National security, public order, and civil protection</b>
1	1.	License	Production and/or trading of goods (weapons, ammunition, substances, equipment, technology, etc.) of a military nature and/or dual-use
2	2.	License	Expert and/or professional services of civil protection
3	3.	License	Private physical security service
	<b>Field II</b>		<b>Food and health</b>
4	1.	License	Production and/or trading of food
5	2.	License	Reproduction, breeding, or veterinary services
6	3.	License	Raising or trading of animals
7	4.	License	Production and/or trading of seeds and/or seedlings
8	5.	License	Production and/or trading of plant protection products, chemical fertilizers and/or tobacco products
9	6.	License	Primary medical, hospital, or dental services
10	7.	License	Production and/or trading of medicines for humans or animals
11	8.	License	Other health and/or hygiene-sanitary services

12	9.	License	Production and/or trading of medical equipment
	<b>Field III</b>		<b>Environment and basic environmental resources</b>
13	1.	Permit	On the impact on the environment
14	2.	License	Expert and/or professional services related to environmental impact
15	3.	License	Import of waste, for the purpose of recycling, processing and/or the use or import of ozone-depleting substances
16	4.	Permit	Exploitation and/or cultivation of flora (terrestrial and/or aquatic)
16	5.	Permit	Exploitation and/or management of fauna (terrestrial or aquatic)
17	6.	Permit	Exploitation of aboveground and/or underground waters and/or their basins and materials
18.	7.	License	Expert and/or professional services related to basic environmental resources
	<b>Field IV</b>		<b>Mineral, hydrocarbon, and energy resources</b>
20	1.	Permit	Mineral or hydrocarbon
21	2.	Permit	For all cases arising from the legislation on concessions
22	3.	Permit	Cases and other types of use of resources of an energy nature.
23.	4.	License	Expert and/or professional services related to the resources of this field.
	<b>Field V</b>		<b>Territory and construction</b>
24	1.	License	Expert and/or professional services related to development of the of the territory and/or construction
25	2.	Permit	Territorial and/or construction development
	<b>Field VI</b>		<b>Cultural heritage</b>
26	1.	License	Expert and/or professional services related to cultural heritage
27	3.	Permit	Restoration and/or networking of cultural heritage monuments
28	4.	License	Collective management of copyright
	<b>Field VII</b>		<b>Transport</b>
29	1.	License	International road transport of passengers
30	2.	License	International road transport of goods for third parties

31	3.	License	Expert and/or professional services related to road transport
32	4.	License	International maritime transport of vehicles and/or passengers
33	5.	License	For port services
34	6.	License	For railway services
35	7.	License	For airport services
	<b>Field VIII</b>		<b>Industry and other services</b>
36	1.	License	Production, storage, transport, use and/or trading of products and/or other materials or equipment with risk
	<b>Field IX</b>		<b>Education and science</b>
37	1.	License	Pre-university education
38	2.	License	Higher education
	<b>Field X</b>		<b>Social care and employment</b>
39	1.	License	Social care services

40	2.	License	Intermediation services in the labor market and/or of professional training
	<b>Field XI</b>		<b>Justice and law</b>
41	1.	License	Notary service
42	2.	License	Bailiff service
43	3.	License	Other expert or professional services related to civil and/or criminal rights
	<b>Field XII</b>		<b>Public finances</b>
44	1.	License	For favorable fiscal and/or customs treatments
45	2.	License	Financial expert or professional services or services related to public finances
46	3.	License	Organization of gambling services
47	<b>Field XIII</b>		<b>Tourism</b>
	1.	License	Travel agency and/or tour operator
	<b>Field XIV</b>		<b>Financial technology (<i>Fintech</i>) and ICT</b>
48	1.	License	Services related to financial markets of based on distributed ledger technology
49	2.	License	For information and communication technology