

AN OVERVIEW ON THE CRIMINAL OFFENSE OF THE VIOLATIONS OF TRAFFIC RULES

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Abstract

Traffic and Road Safety is one of the main social issues in Albania. Road safety, as a global issue, is a problem in our country, in many developed one's, as well as in countries undergoing a developing process or those in transition. It requires from an administrative, legislative and organizational perspective a unique management and development system of traffic and road safety, in function of the Road system in the Republic of Albania, as an integral part of the European and International transport system.

The issue of road traffic through improvement of road safety is the focus of this paper based on the obligations arising from the implementation of the Stabilization and Association Agreement and the National Strategy for Development and Integration, as part of the National Strategy for Road Safety, an integral part of the Sectorial Transport Strategy. Following traffic rules presents a significant social and economic matter. This paper aims to strengthen prevention work regarding the implementation of traffic rules and, as a consequence, to ensure a normal function of the road transport with less serious consequences on humans.

This paper will give a broad attention to the analytic prospective of the legal and sublegal acts and regulatory framework on the promotion, development and improvement of elements of traffic and road safety in particular, enabling the prevention and minimization of road accidents through the implementation of international norms and EU standards, provided for in the core legislation of road transport, for road users, road vehicles and road infrastructure with institutional and legislative character, serving to the safety movement of the road users.

The legal-penal analysis of the criminal offence of violation of traffic rules foreseen by Article 290 of the Criminal Code of the Republic of Albania will have an important part in this paper. In this context, the study presented is complex, having a legal-penal and criminological characteristic.

In addition, a particular attention will be given to the practice of the law enforcement agencies, aiming not only to present the legal acts in this field of the law, but also to emphasize the problems encountered over the years, as well as enhancing the actual legal framework in our country.

Keywords: *road traffic, offense, traffic safety, judicial practice/case law.*