CRIMINAL ACTS RELATED TO PROPERTY, IN COMPARATIVE OVERVIEW

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Abstract

Theft of property is a crime which affects mainly Human Rights concerning to the right of ownership. The material object, tend to be items that are removable, available, valuable, and enjoyable, with an ease of "disposal" being the most important characteristic. In different period of time, this offense has had different attention to the definition of its constituent elements. In various specified period of time, our country has passed through different political systems, cultural and economic, which consequently, brings different legal systems and various legal norms of criminal law regulation about the property violation. Problems with ownership have existed since ancient times and continuing until nowadays, for this reason the institute has found an arrangement as in domestic law, starting from the constitution which acts with the highest legal and basic rights. Also a full reflection is found in the criminal legislation on which was projected concrete images of these crimes. A defense guarantee of these rights we also can find to the "European Convention on Human Rights". Private and public property is equally protected by the law setting thus law equality for all types of properties. This paper aims to bring a concentrated analysis of development of property right defense from ancient times until today, comparing with some international legislation the origins of this right starts since the canon law of our country. Currently, our legislation is enriched with a new set of norms of these right protections in section three of Penal Code. And finally, a special importance will be given to causes that lead to encroachment of property right. Paper ends with the conclusions that have been retrieved from the research I have done to the ownership rights protection.

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