

**REPUBLIC OF ALBANIA**

**COUNCIL OF MINISTERS**

**DECISION**

**No. 8, date 09.01.2025**

**ON**

**THE DETERMINATION OF SECURITY PLAN STANDARDS AND PROTECTION ELEMENTS FOR THE AREAS FOR CULTIVATION AND PROCESSING OF THE CANNABIS PLANT FOR MEDICAL PURPOSES, AND RULES FOR THE MOVEMENT OF DEDICATED VEHICLES FOR TRANSPORTING RAW MATERIALS AND PRODUCTS, TO BE MET BY LICENSED ENTITIES**

Based on Article 100 of the Constitution, letters “d” and “e” of paragraph 2 of Article 15 of Law No. 61, dated 21.7.2023, “On the control of the cultivation and processing of the cannabis plant and the production of its by-products for medical and industrial purposes,” upon the proposal of the Minister of Interior, the Minister of Agriculture and Rural Development, and the Minister of Health and Social Protection, the Council of Ministers

**DECIDES:**

1. **GENERAL PROVISIONS**
2. This decision defines the standards for the security plan and protection elements for the areas designated for the cultivation and processing of the cannabis plant for medical purposes, and the rules for the movement of dedicated vehicles for transporting raw materials and products, to be met by licensed entities.
3. The purpose of this decision is to approve the rules for legal entities applying for licenses for the production of medical cannabis, as specified in letters “d” and “e” of paragraph 2 of Article 15 of Law No. 61, dated 21.7.2023, “On the control of the cultivation and processing of the cannabis plant and the production of its by-products for Medical and Industrial Purposes.”
4. For the purposes of this decision, the following terms are understood as:
5. **Open Environment**: An outdoor cultivation environment without protective layers or coverings.
6. **Protected Environment**: A controlled and covered environment that creates favourable conditions for plant growth while protecting them from external atmospheric influences such as extreme temperature changes, wind, or rain. This environment allows sunlight to penetrate and typically includes structures such as greenhouses or plastic tunnels, which provide a certain level of control over temperature, humidity and light.
7. **Closed Environment**: A fully controlled, covered, and isolated environment from external atmospheric influences, providing favourable conditions for plant growth without the entry of natural sunlight. This type of environment uses artificial lighting and controlled systems for parameters such as light, humidity, temperature, and ventilation and the impact of other external factors, ensuring optimal condition for cultivation.

ç) **Entity Responsible for Physical Security**: A private security service company licensed under subcategories 1.3.A and 1.3.B or “Illyrian Guard,” in compliance with legislation regulating private physical security services.

**CHAPTER II**

**SAFETY PLAN STANDARDS FOR CANNABIS GROWTH AND PROCESSING AREA AND ELEMENTS OF PROTECTION, FENCE, CAMERA SECURITY AND 24-HOUR PHYSICAL SECURITY, BARRIERS IN FRONT OF ENTRANCE AND BARBED WIRE ON THE FENCE**

1. Licensed entities must meet the following standards for the premises where activities are conducted:

a) The premises must be continuously monitored with a CCTV camera system, equipped with a built-in reader and motion sensors, with a high resolution of at least 1280 x 720, with infrared rays, including the 20-meter space outside the enclosure which must be illuminated. The film images of the camera system must be stored for at least 90 days in the NRV/Server and for at least a period of 1 year in a “Cloud” memory located in one of the EU countries;

b) The CCTV camera system monitors the surface, inside and outside the premises of the production unit, being oriented in such a way as to ensure clear and secure identification of the premises and all individuals accessing or moving within them or in the external premises near the enclosure;

c) The use of high-tech electronic devices, for security purposes (detectors, control bridges);

ç) Depending on the risk assessment and in cooperation with the State Police structures, the connection of the alarm signal, at central and/or local level, with the State Police command/information rooms;

d) The area where the activity is carried out is guarded 24 hours a day without interruption by the entity in charge of physical security and protection, which includes a response service with a signal verification group;

dh) In cases where cultivation is carried out in open or protected environments, it is bordered from the outside by a durable concrete wall with a thickness of at least 25 (twenty-five) cm and a height of 4 m from the ground, on which barbed wire is placed.

e) In cases where cultivation is carried out in closed environments, the outer wall of the building must be a durable concrete wall with a thickness of at least 25 cm.

ë) Access to the premises of the unit is limited and is provided through an iron gate that guarantees access only to authorized persons and vehicles, and is monitored by the CCTV camera system, as defined in letter “a” of this point;

f) The entrance gate is controlled by authorized security personnel, who keep records of every entry and exit of persons, vehicles and goods.

g) The technical materials that guarantee security and monitoring are placed in a special dedicated room within the perimeter of the area where the activity is carried out, to which only the personnel responsible for security have access.

2. The licensed entity submits a self-declaration of readiness to enter into an agreement with the responsible structure of the ministry responsible for public order and security to guarantee access for inspection to the private physical security company, according to the self-declaration format in Annex 1 attached and integral part of this decision.

3. The license entity must have and follow procedures to maintain and test the efficiency of security equipment and systems. The license holder must carry out periodic inspections of equipment and infrastructure by licensed entities for this purpose.

4. The facility security scheme, together with the security procedures, the deployment plan and the safe transportation of cannabis, shall be prepared by the technical director of the entity in charge of physical security and safety and approved by the Chief of the Police Commissariat of the jurisdiction where the facility is located and shall be drawn up in 4 (four) original copies, of which 1 (one) copy shall be made available to the entity, the National Cannabis Control Agency (Agency), the entity in charge of physical security and safety and the Police Commissariat of the jurisdiction where the facility is located.

5. In the event of a defect in the security systems, the licensed entity or the entity in charge of physical security and safety, depending on the provisions in the agreement concluded between the parties, is obliged to make immediate repairs, but not more than 24 hours from the defect. The entity shall immediately notify the National Cannabis Control Agency and the Police Commissariat of the jurisdiction where the facility is located.

6. The safeguarding and security of the premises where the activity is carried out are performed by the entity responsible for security and physical security based on the contract concluded between the parties, in accordance with the provisions of the legal framework in force.

7. The contract is drafted in Albanian in 4 (four) original copies, 1 (one) copy of which is deposited for the Subject, the Agency, the entity in charge of physical security and safety, and the Police Station of the jurisdiction where the facility is located.

**CHAPTER III**

**RULES AND FEES FOR CONCLUSION OF THE AGREEMENT FOR THE STORAGE AND PHYSICAL SECURITY, AS WELL AS FOR THE MOVEMENT OF VEHICLES DEDICATED TO THE TRANSPORTATION OF RAW MATERIALS AND PRODUCTS AND BY-PRODUCTS OF CANNABIS FOR MEDICAL PURPOSES**

1. The rules that must be followed by the licensed entity for the conclusion of the agreement for the storage and physical security, as well as the movement of vehicles dedicated to the trade of raw materials and products, are as follows:

a) The transport of the plant, its by-products and products must be carried out with closed vehicles that ensure that they are not visible or identifiable from outside the vehicle and must be accompanied by the relevant record of the quantity and type of product being transported.

b) The transport of the plant, its by-products and products intended for medical use, produced from the cannabis plant by the licensed producer, must be carried out with such means of transport that ensure the preservation of the herb at a temperature neither higher nor lower than that stated on the labelling or the package insert of the herb.

c) The licensed entity must ensure that the transport vehicle is closed, sealed and equipped with GPS, in order to monitor the movement from origin to destination without interruption, and cameras that monitor the material being transported, as well as being guarded and accompanied by a security service to/from the border crossing point according to the provisions of the agreement concluded between the parties.

ç) Any movement or transportation is carried out only after obtaining authorization from the Agency which approves and the proposed date of movement or transportation, according to the format approved by the latter.

d) In any case, for any movement, transportation of seeds, seedlings, raw material, medical cannabis plant, its by-products and final products and waste/products that are disposed of from one place to another, the licensed entity is obliged to notify, at least 5 (five) days before the planned movement, through the National Registry of Licensed and Permitted Cannabis Plant Activities, and the General Directorate of the State Police. The notification contains information regarding the movement schedules, the relevant itinerary, data for each vehicle that makes the transport, as well as the service employees accompanying the load.

dh) The licensed entity guarantees the Agency unlimited and real-time access to the camera system that monitors all the premises of the unit, as well as the camera system that monitors the transport of any material related to medical cannabis, as well as to the stored film images.

e) Export customs procedures may be carried out at the border customs offices of exit from the customs territory of the Republic of Albania, where security and safety controls are also carried out and, where appropriate, these procedures may begin at the internal customs offices competent for the territory where the cultivation facilities are located and end at the border customs offices of exit from the territory, in accordance with the customs legislation regulating the procedures for the export of goods.

ë) Customs procedures for the import of seeds and seedlings may be carried out at the border customs offices of entry into the customs territory of the Republic of Albania, where security and safety checks are also conducted and, where appropriate, these procedures may be carried out at the internal customs offices competent for the territory where the cultivation facilities are located, in accordance with the customs legislation governing the export procedures of goods. The licensed entity is required to notify, at least 5 (five) days prior to the customs procedures for import/export, the General Directorate of Customs. The entity shall notify the institution responsible for phytosanitary inspection at the border inspection post where the products will enter no less than 24 hours before the arrival of the seeds and seedlings.

2. The fees for security services provided to entities licensed for the cultivation and processing of cannabis for medical purposes are, according to Annex No. 2, an integral part of this decision.

**CHAPTER IV**

**FINAL PROVISIONS**

The Ministry of Interior, Ministry of Health and Social Protection, Ministry of Agriculture and Rural Development, State Police, the National Agency for Cannabis Control, licensed entity, and as well as the entities responsible for safeguarding and security are responsible for implementing this decision.

This decision shall enter into force upon its publication in the Official Gazette.

**P R I M E M I N I S T E R**

**EDI RAMA**

**Appendix no. 1**

Model of self-declaration of willingness to enter into an agreement with the responsible structure of the ministry responsible for public order and security

**SELF-DECLARATION**

**ON THE WILLINGNESS TO CONCLUSION AN AGREEMENT WITH THE RESPONSIBLE STRUCTURE OF THE MINISTRY RESPONSIBLE FOR PUBLIC ORDER AND SECURITY**

In accordance with letter ‘e’, point 2, article 15, of law no. 61, dated 21.7.2023, “On the control of the cultivation and processing of the cannabis plant and the production of its by-products for medical and industrial purposes”,

I, the undersigned \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

(name, patronymic, surname)

I declare my willingness to conclude an agreement with the structure responsible for public order and security, at central and local level, to guarantee access for inspection to the private physical security company that supervises the premises for the cultivation of the cannabis plant and its by-products, as well as the movement of vehicles dedicated to the trade of raw materials and products according to the provisions of the relevant Decision of the Council of Ministers no.\_\_\_\_ dated\_\_\_\_\_.

Representative of the legal entity

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(*Name, surname, firm, seal*)

**Appendix No. 2**

Service fees provided to entities licensed to cultivate and process cannabis for medical purposes:

|  |  |  |
| --- | --- | --- |
| **SERVICE FEES** | | |
| I | **GUARD SERVICE WITH EMPLOYEES SECURITY SERVICE (for premises, control bridge/beam, etc.)** | |
|  | *Type of service provided* | *Fee/employee per month (lek excluding VAT)* |
| 1 | Guard service with one service employee (three shifts) | 87,900 |
|  | Security service with control bridge for one employee (first shift) | 76,000 |
|  | Security service with control bridge for one employee (second shift) | 80,700 |
|  | Security service with control bridge for one employee (third shift) | 107,000 |
|  | | |
| II | RESPONSE SERVICE WITH SIGNAL VERIFICATION GROUP | |
|  | *Type of service provided* | *Fee/month (lek excluding VAT)* |
|  | Response service with verification group signals | 11,300 |
| III | ELECTRONIC SECURITY SERVICE\* | |
|  | *Type of service provided* | *Fee/month (lek excluding VAT)* |
|  | Security service for surveillance with cameras, and alarm | 11,800 |
|  | | |
| IV | TRANSPORT SECURITY SERVICE | |
| *Service* | | *Fee/day for movement(lek excluding VAT)* |
| 1 | Escorted security service during transport with a car (up to 50 km) | 14,800 |
| 2 | Escorted security service during transport with a car (for each additional 50 km) | 29,600 |
|  |  |  |

**\*** Electronic devices or parking beams, electric locks, face detection system, access control, may be made available by the licensed entity or the entity providing the physical security service according to the provisions in the agreement concluded with the parties. If the devices are provided by the entity in charge of the security service, their payment is determined according to the agreement concluded between the parties.