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DECISION

No 161 dated 8.4.1993.

ON SOME AMENDMENTS AND ADDENDA TO THE DECISION OF THE COUNCIL OF MINISTERS NO 452, DATED 17/10/1992 'ON RESTRUCTURING THE AGRICULTURAL ENTERPRISES'

Upon the proposal of the Ministry of Agriculture and Food, the Council of Ministers

DECIDED:

The following addenda and amendments shall be effected to the Decision of the Council of Ministers no 452, dated 17/10/1992:

1. Second paragraph of point 2 shall be amended to read as follows:

"In agricultural enterprises, created out of the former agricultural cooperatives with agricultural land of the citizens of a certain city, as well as in agricultural enterprises, created directly with agricultural land of citizens, but of a certain city, the land is granted to employees agricultural enterprises and members of the family tree who have handed over agricultural land for the formation of a former cooperative or agricultural enterprise and residing in the same city, but not more than the land area they have surrendered.

In the above-mentioned agricultural enterprises, which also have olive groves, the land and the olive trees are provided to workers of agricultural enterprises, family members who have delivered land and olive trees for the formation of former cooperatives or agricultural enterprises, but not more land and olive trees than they have surrendered. "

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2. Point 3/a shall be inserted next to point 3 to read as follows:

"The employees working in agricultural enterprises and residing in the territory of former agricultural cooperatives also benefit land in the agricultural enterprise, provided that the amount of land taken over does not exceed the land that belongs to it as an employee of the agricultural enterprise ".

3. The following paragraphs are inserted in point 6:

"No auction is applied for the sale of agricultural enterprises' assets when the sale is made to the employees of the enterprises or to the agricultural specialists.

When, during the sale of agricultural enterprises' assets for specific objects, more than one application is filed by the employees of the enterprise or the agricultural specialists, the Central Restructuring and Privatization Agency of Agricultural Enterprises is authorized to determine the buyer by means of the tender method.

If the property of the agricultural enterprise is not sold to their employees or agricultural specialists, the sale of this property to other persons will be subject to the criteria set forth in the Council of Ministers Decision No.282, dated 25.6.1992 ".

4. Point 6/a shall be inserted next to point 6 to read as follows:

"The Central Restructuring and Privatization Agency of the Agricultural Enterprises can sell the state property of the agricultural enterprises upon a later payment, for periods of 1-3 years and upon instalments. The deadline and the size of the instalment is determined by this agency.

For the unpaid amount, the obligation of the buyer of the state-owned property to be changed according to the change of the price index."

Regarding the unpaid amount, the buyer shall pay the bank interest to the account of the Central Restructuring and Privatization Agency of Agricultural Enterprises. The amount of interest will be the same as that applied by the Bank of Albania.

5. The following points shall be inserted next to point 12:

13. "Water works, roads, water supply and electricity network, which currently are the property of agricultural enterprises, are transferred to the administration through capital transfers to state-owned enterprises or local government, according to their affiliation.

14. In order to stimulate labour regarding the restructuring of agricultural enterprises by means of reward, the Central Restructuring and Privatization Agency of Agricultural Enterprises is authorized to use 5 percent of the value of sold state property for the remuneration of its employees and commissions, as

well as the costs incurred for the publication and giving effect to the sale. The remuneration shall be up to 5 monthly salaries per year.

15. After the liquidation of agricultural enterprises, their documentation shall be passed over to the administration of the Central Restructuring and Privatization Agency branch for Agricultural Enterprises and shall, after being controlled by the finance departments of district councils and branches of the State Audit Service, be archived in the archive of the district.

16. The Central Restructuring and Privatization Agency for Agricultural Enterprises shall be responsible for implementing this decision.

This Decision shall enter into effect immediately.

HEAD OF COUNCIL OF MINISTERS

ALEKSANDER MEKSI