

Pedophilia in Albania: Isolated Phenomenon or "Epidemic"

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Abstract

Pedophilia and sexual abuse offenses against morality and dignity of minors in Albania, presents a serious problem for the actual Albanian society, and to the future generation. Pedophilia is no longer an isolated phenomenon, but has become an "epidemic" of modern society. Other countries of the civilized world are affected by this phenomenon, but that they have the necessary legal mechanisms, social and psychological, and awareness of society which control and mitigate to the maximum of this phenomenon. The paper provides the latest optics on psychosocial aspects, legal and criminological phenomenon of pedophilia in Albania in recent years. From the review and analysis of comparative statistical data of justice and police aim to provide dynamics and trends of pedophilia taken during the study. Through this paper we intend to diagnose psycho-social factors, criminogenic causing the spread of this phenomenon with great impact on the family environment, social and political country. In addition, the article analyzes the problems of law, criminal policy, police preventive aspects, social and psychological measures and the involvement of all stakeholders towards reducing this disturbing phenomenon. In the paper, cases study were taken to several court cases to analyze typical problems that exist in the area of sentencing of some offenders. The paper is realized through a methodological approach combined with official statistical data, case studies, the authors study the profiles of sexual violence against minors, the phenomenology, social and psychological context etc.

Keywords: Pedophilia, sexual abuse, puberty, pedopornografia, cibercrime, penal policy

1. Problematic of pedophilia in Albania and dilemmas!?

The minor sexual violence in Albania, in recent years, has become a problem of great concern to social opinion. This is because in Albania, even though the numbers show that there is a growing number of authors of sexual crimes on minors, not counting the number of victims is high, state institutions remain far approaches to the prevention policy for this brutal phenomenon.

Tragic cases of abuse, and macabre murder of a 11 year old child, kidnapping of a minor next 13 years in Tirana, by the same sexual maniac author in 2013, and several other cases of pedophilia, within a span of time is short this year, have put to the dilemma public opinion and civil society, how defend and how prepared we are to face these situations and to avoid this horrific cases, while it seems that preventive measures against this phenomenon, aren't still at the appropriate level. Increasing the number of sex crimes on minors has recently prompted political, legal, criminal and media debate.

The size and the geographical distribution that has taken the phenomen, the number of victims, increases the importance finding adequate solutions to this worrying phenomenon. It is imperative that the authors of this paper try to provide assistance through the elaboration of this phenomenon by increasing the relevant hypotheses and recommendations on what to do in this society and institutions incandescent situation to prevent this brutal "pedoepidemic".

Seeking the roots of such phenomenon have to go a little back in time, when in the totalitarian past system this phenomenon was considered taboo and not given any information about this problem, which although was present according to statistics available now. Problematic of pedophilia will be complicated after 1990, when the Albanian society came out of isolation after 50 years, during which from state repression and violence, was a delinquent and deviant behaviors compression to many socio-minded individuals and disorderly personality or those who had experienced

domestic violence episodes of various forms of sexual to them. Perhaps this is the reason why the main part of statistics for author of sexual crime on minor age, are over 50 years old, born before 1980.

The analysis of the data available for this phenomenon, deduce that the specific crime of pedophilia in Albania, is the increasing number of cases sexual violence against minors, and victimization of minors up to 14 years, the cruelty of violent acts, more involvement in acts of elderly pedophile, incestual pedophile, or cases of forced sexual exploitation of minors.

Faced with this shocking social reality, devastating the lives of victims and victims' families alarm, has sparked controversy and dilemma in public opinion, among which: Should much tougher penal system against pedophiles? Could the perpetrators be isolated or castrated? What to do society, institutions and organizations to educate more families and minors about the dangers that can happen?

2. Aspects of the dynamics of sexual violence against minors

Looking at the dynamic aspect, sexual crimes against minors, for the decade 2002-2012 point out a considerable volume of these crimes compared with the total number of sex crimes that occurred in Albania in this period (Police, 2012). For the period 2002-2012, were recorded by police, courts and track 375 issues associated with minors victims of sexual violence. According to official data of the Ministry of Justice for the period 2002-2009, 107 cases were followed for sex or homosexual minors under 14 years, and 86 cases of sexual or homosexual relationship with violence, with infant 14-18 (Ministry of Justice, 2010), 67 issues for indecency with a minor, incest 4 cases, and 23 cases of trafficking of minors (see Table 1).

Draws attention to the fact that, of the 25 sexual crimes processed by Justice in 2009, 21 of them are passive sexual crimes with a minor subject. This indicates a somewhat alarm in terms of sexual victimization of minors, which requires the necessary scientific interpretations of research centers and civil society as well as proposals for policy makers and executives to improve the situation and prevent the victimization of minors.

Disturbing is the fact that, in recent years there has been a growing trend, the specific weight of cases of sexual/homosexual violence with minors. According to statistics, the total number of cases of pedophilia investigated for the years 2002-2012, 159 cases or 73.6% of them have occurred in the last 5 years 2008-2012. According to observations made by us, cases of sexual crimes against minors in relation to the total number of sexual crimes have increased as a trend. Thus, in the last 5 years, from 2008 to 2012, cases of pedophilia make a specific weight of 48.77%, compared with the total number of sexual crimes recorded by the police for these years. In 2008, 36.8% of which constituted sexual crimes with minors in relation to sexual crimes in general, in 2012 they increased to 50% (Police G. D., 2012).

Even in comparison with the number, of abused women, for this period, the injured minors constituted 50.17% of their (Police G. D., 2012), which shows a high incidence of frequency of occurrence of these crimes.

According to recent research (interviews with minors 4351), shows that the prevalence of sexual harassment, to minors is 11%, while the incidence is 9%, while the prevalence of sexual violence 4.9%, and the incidence is 4%¹. The high percentage of prevalence of sexual harassment is related to the greatest number of the authors with adult age, over 60 years old.

Regarding sexual harassment victims by gender shows that girls reported prevalence is 8%, whereas homosexual boys harassment is 14%, while the incidence is reported 6% for girls and 13% for boys. Regarding sexual violence is reported a prevalence of 2% for girls and for homosexual violence for boys is 8%. While the incidence is about 1.5% for girls and 7.5% for boys². Albanian reality, shows that physical and psychological violence is more present in the environment in which many children grow, which become influential factors in criminal behavior of authors of sexual violence against minors.

Even in a study conducted by the WHO, in Albania, shows that the prevalence of sexual abuse was significantly higher among male students (8.8%) than in females (4.7%). Abuses, according to questionnaires, were associated with the rural environment of birth, parental education, parental unemployment and the low level of household income.

¹ Children's Human Rights Centre of Albania (CRCA) presented at a BECAN National Conference the results of the study "Violence against Children in Albania in the framework of the Balkan Epidemiologic Study on Child Abuse and Neglect (B.E.C.A.N). 19 January 2013

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The trend of sexual violence against minors over the past two years has increased the cases of pedophilia, although not reported in official statistics because all opinion, shame, fear, impunity, etc...During 2012 were registered 47 reports of sexual violence against children by non-governmental organizations and official statistics listed only 22 cases.

The number of cases of sexual/homosexual minors violence is also significant growth in 2013, which is becoming almost "epidemic". According to police statistics, for the period January-15 June 2013, were registered 22 cases of sexual violence with minors, a figure equal to the number of all cases that occurred during 2012. Disturbing is the fact that 50% of sexual violence or harassment occurred to minors under the age of 14 years, which is more delicate age and leaves deep traces in their life and behavior.

Meanwhile, the problematic is presented by the fact that many sexual crimes against minors committed in aggravating circumstances, with large numbers of casualties, and severe forms of cooperation in groups of 2-4 people, mostly younger authors.

Regard to treatment by the courts, for authors of pedophilia cases for the period 2003-2007 shows that, from 57 cases that were tried for sexual / homosexual minors violence under 14 years, only 45 cases the authors are found guilty by the court, while for 13 authors, is not taken any punitive sanction. Even more problematic data submitted to penalties for authors of sexual / homosexual minors violence aged 14-18 years, where the 17 cases reviewed, only in 8 cases the authors were convicted, while two other cases they were declared innocent (CEDAW, 2008).

In the years 2002 - 2007, from 71 authors judged, for such crimes are sentenced 18 minors authors of serious sexual crimes. Equally minors survived to this kind of criminal proceedings, because they were below the age of criminal responsibility. This problematic situation encourages the authors of acts to pedophilia to commit crimes without being bothered and punish, or taking a minimum punishment measure.

Table Nr. 1: Cases and authors for 2002-2009³.

Naming	Year	Sexual or homosexual Relationship, with a minor under 14 years	sexual or homosexual violence Relationship, , with minors 14-18 years	Incesti	Shameful acts	trafficking of minors	Totally
Case	2002	16	12	0	11	0	39
Author	2002	13	9	0	10	0	32
Case	2003	15	15	0	14	4	48
Author	2003	16	13	0	11	8	48
Case	2004	25	20	2	11	5	63
Author	2004	15	18	3	16	14	66
Case	2005	11	12	0	12	6	41
Author	2005	11	9	0	11	3	34
Case	2006	7	7	1	7	5	25
Author	2006	7	5	0	7	6	25
Case	2007	10	4	1	10	2	27
Author	2007	9	3		11	2	25
Case	2008	14	8	0	5	3	30
Author	2008	15	5		6	2	28
Case	2009	9	8	0	4	0	21
Author	2009	12	7		5		24

Observation of this phenomenon in the regional standpoint, proves that pedophilia critical situations is problematic in Kosovo, where the 49 cases were recorded in 2011, reached to 58 in 2012, while for the period 2008 to 2011 were 182 reported cases of sexual exploitation of children, of whom 174 are underage girls and 8 males (Kurti, 2013) . The victims are mostly aged 14-16 years, in most cases, are Kosovo Albanians, but there are cases, by Roma, Bosnian and Serbian nationality. Most of these sexually abused children had left school. Studies show that victims come from families where there is violence, economic problems, as well as the families of returnees from Western Europe (Avokati I Popullit, 2013).

In Macedonia, according to official data, in 2011 there were 70 child victims of pedophiles, or about 50 % higher compared to 2010. 85% of cases, the victim knows the perpetrator of the act, which is often a friend or family member

³ The Statistical Yearbook 2002-2009, Ministry of Justice, Albania, Tirana 2010.

closer or wider (Ministry of Labour and Social Policy of Macedonia, 2013) .

3. Typological approaches of pedophilia and criminological profile of authors

According to the study of cases occurring during this period conclude that pedophilia in Albania, has more or less, a *modus operandi* similar to other developed countries of the world. The most common forms of pedophilia in Albania, these last 10 years, are, using the group of children, through the use of deception, seduction in the streets, parks or houses, erogenous zones harassment, incest, sex games, and up the use of physical violence or even murder victims. Another form is efebophilia and ninfophilia, or attraction of authors, from adolescents aged 12 years old, but who have pubertal development, especially by authors over 60 years old.

3.1 *Modus operandi of the criminal authors:*

- a. Utilization in group of minors from "professionals" pedophiles, in "charity" foundations. In recent years, there have been two cases of sexual exploitation of minors, in charitable centers, using the same mechanisms criminal ..

Case study 1:

Court of Durres, in April 2013, sentenced to 25 years in prison in absentia CSK U.S. citizen, 70 years old, and two British nationals JDB, RA 20 years and 15.6 years, the three accused of sexual abuse and gay, with some minor. In 2001, they created the Albanian Foundation, "My children," where they took in 35 abandoned children from 2 to 14 years. During 2003-2005, they have sexually abused in the center with 7 children. CSK was sequestration a CD with six thousand photos realizing sexual acts with 7 minors from 5-12 years old. Over him burden on a series of charges for penal acts including sexual abuse of minors in several European countries. An abused child through a videolink to the court stated that "At the time I went to the center I was 10 years old and every night I slept in the same bed with RA and DB". I could leave the bed only when they had finished their desire. One of abused children even today continues to be treated for psychological trauma that has suffered. But the risk is back now, after RA, convicted British pedophile with 15.6 years in prison, was transferred from Tirana prison to Vaqarr prison, on whose premises serving sentences for minors convicted of various crimes.

The same case is presented in June 2013, when two pedophiles 60 and 65 years old, were arrested in the city of Elbasan, because under the pretext of child care, commits homosexual harassment, with two minor brothers 5-8 year old who were housed in a charity center there.

- b. Sequestration through fraud, rape victims and then massacring the disappearance of bodies from serial pedophiles. During 2012 there have been two cases of this nature, but there are also other cases before. A typical case is that of AP maniac, arrested in the act by police in Tirana, in March 2013, which had deceived seized after a minor AC, 10 years old, tried to commit homosexual acts and has prepared tools, to disappeared it . While in the second case is about an author adventurer, ex convict, who after the sexual act beheaded a minor 18 years old, which had previously violated at the age of 14 years.
- c. The use of seduction of minors with gifts, money or items of various attractive or care. Only during the years 2002-2009, there have been 67 cases of this nature. Usually authors of minors abused are aged 65-70 years old, and prefer more children 6-11 years old, for sexual/homosexual abuse, and sexual harassment. As appropriate places, use parks, environments and elevators palaces. A pedophile with initials VH, 60 years old from Korca city, on 3 June 2013, was arrested for abusing with three minors (8 and 13 years old). Generally, sexual / homosexual harassment minors by older authors dominate, in relation to sexual abuse and as a worrisome trend growth.
- d. Abuse of teachers with young girls during consultation sessions at home or school, teaching laboratories, etc..
- e. Only a short time period are listed in reported 4 cases of this nature, even more than 2-3 casualties, but there are other non-denounced cases. There is a problem, because, abusive teachers, after serve their sentence, have the right to return to duty and to recycle again the pedophilia. This absurdity is because the Albanian legislation does not provide normative dispositions, to stop an officer, a teacher, or a doctor to return to perform his previous job.
- f. Incestuous relationship with minors. Usually the relationship between the father, with the minor, or uncle. Within June 2013, there have been four cases of incest with minors. A 13-year-old minor denounced, to the

- police, his father, after 3 years of sexually abused, which has been arrested. An Albanian immigrant was arrested in Greece in 2013, after he had abused to his daughter since she was 8 years old when he was in Albania and for 10 years there. Such abuses occur more in divorced families, and economic problems, but not reported to the police because of habit, shame, fear of violence, the couple divorce, etc.. In another case, an author, is the most violent sexual intercourse with his granddaughter. The shame and the secrecy, fosters a culture of silence prevalent where children could not talk about the sexual abuse they have suffered violence, or other environment.
- g. The high frequency of pedophilia in last year. Within a short span of time recorded 6 cases of this nature. In March 2013, within 12 hours, was recorded and arrested, 3 cases of pedophilia in the capital. Same month, April 2013, within 24 hours was recorded three cases of sexual violence against minors (two cases Tirana and Vloa 1 case).
 - h. Latent forms of pedophilia. Because of the dominance of the culture of silence in Albanian families in the past, which still is resistant even today, only half have suffered sexual violence is reported to minors, while the rest remains a mystery and wounds for the family and victim all life is suffering. The fact that 6% (from 1431) of students surveyed in 2012, they accepted that they were sexually abused in their childhood, and that 14% have at least 4 negative experiences in childhood, while more than half of them reported at least two such, is alarming (WHO, March 2013).
 - i. Increasing numbers of younger authors on sexual / homosexual violence on minors in various places in schools, parks, discos the night outside around buildings where there is no lighting. According to the data, 8-10% sexual crimes authors are aged 14-18 years old.
 - j. The impact of social networking in acts of pedophilia. It is a new form of pedophilia, which has just begun to spread in Albania, through the internet, blogs, face book, pornography. In recent days there has been one case in the city of Vloa, when a minor 13 years fell prey to the lure of sexual violence in the face book of three young people. But various associations reported for several other cases that are not reported in police.
 - k. Committing sexual relations with minors from adult authors in cooperation with minors. It is a unique case of recent, grandfather 71 years old with his nephew 14 years old, was arrested by police after sexually abused over a period of time with a minor 13 years old.

3.2 Profile of pedophilia authors

Scientific studies in the field of psychiatry show that pedophilia is something that starts in adolescence, when person separates sexual orientation. According to this, for a variety of external or internal factors persons who display further instinct of pedophilia, are loners people and socially differentiated (Brahaj, 2009).

From the examination of cases in the study shows that sexual orientation can be heterosexual pedophiles and homosexual, but dominate heterosexuals. The data indicate that male homosexual pedophiles choose children (boys) more adults, and they heterosexual, more girls 8-12 years old.

Although the literature has no prototype characteristics of pedophile person, but there are general characteristics such as; persons subject, dear child, very good behavior with them gently. Over 70% of them have relationship with children, are teachers, educators, custodians, supervisors, grandparent who cares for children, uncle etc.. sadistic, narcissus, personalitit disorders, that have not lacked, of commit crimes in this area.

Pedophiles love to touch children, then teach vocabulary filthy expressions, of different parts of New brushing, to buy small things childlike joy, toys, candy, etc.. Activities with children, are games partially naked, watch and fondling. Children are often from their surroundings.

But there is of pedophile with the profile that manifests aggression, sadism-indulgence by trying, or kill the victim, in this case the person has organic personality disorder. In terms of mental disorders, persons with mental delay, with schizophrenia, drunk or persons with psycho-organic changes, can perform sexual acts with children, but these are very rare cases. In the psychiatric clinic in Tirana, 2-3 cases are examined, both for pedophilia with murder and other serious abuse of sexuality!

According to a study published in 1998, and Coutanceau Martorell,, to determine the profile of a pedophile requires a multidisciplinary approach triple: Criminalistics, psychiatric and psychoanalytic (sometimes psychomotor or social assessment)(Martorell A, 1998).

Psychiatrists noted that the psychological profile of people with pedophile trend, they are with poor social impact and emotional poverty consequences from childhood trauma (Brahaj, 2009). Also, should not be ignored legal and

institutional vacuums, insufficient preventive measures, a low level of awareness of society, family crisis, migration, social networks, and factors may have favored the "boom" of sexual crimes on minors.

In France, the most famous studies (Balier, Coutanceau and Martorell, Dubrava and Zagury) are based mainly on clinical observations, and often focus on the concepts of "perversion" or "perverse"⁴.

By the study of data, we faced some typical cases of pedophiles in Albania:

Polymorphic pedophile type of clinical behavior, is an exemplary case of a homosexual, heterosexual and incestual pedophile. Author CP, 58 years old, convicted four times for various sexual crimes, homosexual relations with a minor 24 hours to grab the family, incest with his niece and Yemen.

Pedophile, with sadist and killer profile. Pedophilia killer, manifests a sadist aspect in which the maximum satisfaction achieved by killing the victim. 3 cases were recorded with four victims during the last two years⁵.

Pedophile- Necrophilia behavior, a minor 13 years old, killed a woman 35 years old, and then head sex with her.

Pedophile in incest, is also another type of pedophilia, which is limited to incest (only shown interest towards children, his children, or sisters, or brothers of pedophile subject). This profile pedophilia coincides with actions that mark more than one penal act.

Author of crime, once a victim of pedophilia. Sigmund Freud treats childhood traumas, such as incurable, and that wound, not corrected, and to provoke, in adulthood, a multiplicity phenomena, charged emotional, social, and abnormal behavior. In this case, sexual crime occurs, such as behavior, post traumatic childhood, which has undergone. A unique case occurred in 2012, when a minor 18 years old NV abused since 14 years old, linked to the forest for 11 days and violated for four consecutive years, finally she killed with guns her Pedophile .

Recidivizmi, is another feature of pedophile, who have faced on several occasions mentioned above.

Recognition the profiles of pedophile is important, after recognizing their profiles could be more careful in the education of children, to their daily behavior, appropriate advice can be given to avoid any contact with other persons.

4. Some recommendations

In the field of legislation Recommend:

- Since, pedophilia is not provided as a separate penal act from the Albanian law, but " violent sex / homoeksuale relations with minors ..." Look at the way, to make changes and additions;
- International legislation, provides that for offenses on minors, especially those dealing with sexual violation, or the use of their work, to the slavery or kidnapping tendency, should be treated as serious and grave penal acts, while Albanian law has not;
- Legal forecast all forms of pedophilia, and appropriate punitive measures is more than necessity to handle all cases.
- As in many European countries, the estimated risk pedophiles, are also subject to severe punishment, in order, to prevention, such as pharmacological castration, should provided, such a provision in legislation.
- Required prediction of indemnity, compensation and rehabilitation for victims of sexual violence;
- Mandatory reporting of any act of violence committed against children, from workers of health and education sectors;

In the institutional field we recommend:

- The establishment of, the National Register, for registration of all cases involving the sexual abuse of minors, and for periodic reporting on important superior organisms;
- Establishment of a system that would deal with complaints of children who suffer episodes of violence in education and social care institutions;
- Prepare specialized psychiatrists to treat genuine cases of pedophilia, because in Albania, there is no such service
- The establishment of a counseling and rehabilitation unit, dealing with urgent cases where there is sexual violence on minors;

⁴Mme Denise Bouchet-Kervella. Existe-t-il des caractéristiques cliniques et psychopathologiques des pédophiles extra familiaux adultes ? psychanalyste, membre de la société psychanalytique de paris - psychologue dans le service du professeur barte

⁵ Case 1 A 80 year old author after abused, a 14-year-old minors for 4 years after the sexual act, killed with guns and decapitated. Case 2, sadistic pedophile in 2012, the AP, which made after coitus, the minor killed and threw into landfill, and tried one other minors, but was arrested in flagrance in 2013. Case 3, sadistic pedophile SHZ, in 2007, after the forest raped a minor 10 years old, strangled with a rope and left there. The juvenile was found in the woods with the body down, massacred, with torn-face and sexually violated.

- Review and develop a new curriculum for the recognition of basic concepts, so that children know the risks and the phenomenon;
- The establishment of mechanisms for monitoring policies and programs (public or private non-profit organizations) that deal with violence towards children.

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