

SUMMARY OF DECISIONS OF THE CONSTITUTIONAL COURT ON REQUESTS FOR REVIEW OF CONSTITUTIONALITY OF GENERAL ACTS OF INSTITUTIONS OF THE ENTITY OF THE REPUBLIKA SRPSKA			
DECISION NO.	SUBJECT OF CONSTITUTIONAL REVIEW	DECISION OF THE CONSTITUTIONAL COURT	CONCLUSION OF THE CONSTITUTIONAL COURT
<p>U-20/24 of 23 January 2025</p>	<p>Article 4(1)(12) of the Rulebook on the Curriculum for Primary Upbringing and Education of the Republika Srpska ("the RS") (<i>Official Gazette of the RS</i>, 77/24) and Annex no. 20 – Curriculum for the School Subject of History for the 9th grade primary school in the part pertaining to "Topic 11. Republika Srpska and the Defence-Homeland War"</p>	<p>- Article 4(1)(12) of the Rulebook on the Curriculum for Primary Upbringing and Education of the Republika Srpska ("the RS") (<i>Official Gazette of the RS</i>, 77/24) and Annex no. 20 – Curriculum for the School Subject of History for the 9th grade primary school in the part pertaining to "Topic 11. Republika Srpska and the Defence-Homeland War" are not compatible with Articles I(2) and III(3)(b) of the Constitution of Bosnia and Herzegovina ("BiH").</p> <p>- Pursuant to Article 61(1) of the Rules of the Constitutional Court of BiH, Article 4(1)(12) of the Rulebook on the Curriculum for Primary Upbringing and Education of the RS (<i>Official Gazette of the RS</i>, 77/24) and Annex no. 20 – Curriculum for the School Subject of History for the 9th grade primary school in the part pertaining to "Topic 11. Republika Srpska and the Defence-Homeland War" are repealed and shall be rendered ineffective as of the date of publication in the <i>Official Gazette of the RS</i> (<i>Official Gazette of the RS</i>, 77/24).</p> <p>- Pursuant to Article 61(1) of the Rules of the Constitutional Court of BiH, the teaching of history in the 9th grade primary school on the basis of pages 185-192 of the textbook "History for the 9th grade primary school" published by the Public Company <i>Zavod za udžbenike i nastavna sredstva</i> (Institute for Textbooks and Teaching Aids) a.d. Istočno Novo Sarajevo in 2024, approved by document of the Ministry no. 07.041/052-4017-1/18 of 25 June 2018, is prohibited.</p>	<p>Incompatibility with the Constitution of BiH established!</p>

<p><u>U-14/24</u> of 14 November 2024</p>	<p>Articles 3, 4 and 6 of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24)</p>	<p>- Article 3(2) of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24), with regard to the word “criminal”, and Articles 6 and 7 of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24) are not compatible with Articles I(2) and III(3)(b) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, Article 3(2) of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24), with regard to the word “criminal”, and Articles 6 and 7 of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24) shall be rendered ineffective on the day after the date of publication of the decision of the Constitutional Court of BiH in the <i>Official Gazette of BiH</i>.</p> <p>- Article 4 of the Law on Immunity of the RS (<i>Official Gazette of the RS</i>, 39/24) is compatible with Articles I(2) and III(3)(b) of the Constitution of BiH.</p>	<p>Incompatibility with the Constitution of BiH established!</p>
<p><u>U-12/24</u> of 19 September 2024</p>	<p>Election Law of the RS (<i>Official Gazette of the RS</i>, 61/24)</p>	<p>- Election Law of the RS (<i>Official Gazette of the RS</i>, 61/24) is not compatible with Articles I(2), III(3)(b) and VI(5) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(1) of the Rules of the Constitutional Court of BiH and Articles I(2) and III(3)(b) of the Constitution of BiH, the Election Law of the RS (<i>Official Gazette of the RS</i>, 61/24) is repealed in its entirety and shall be rendered ineffective as of the date of publication in the <i>Official Gazette of the RS</i> (<i>Official Gazette of the RS</i>, 61/24).</p>	<p>Incompatibility with the Constitution of BiH established!</p>
<p><u>U-6/24</u> of 11 July 2024</p>	<p>Decision on the Method and Conditions of the Sale of Real Property owned by the RS</p>	<p>- Decision on the Method and Conditions of the Sale of Real Property owned by the RS located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS</i>, 114/23) is not compatible with the provisions of Article I(1), I(2) and VI(5) of the Constitution of BiH.</p>	<p>Incompatibility with the Constitution of BiH established!</p>

	<p>located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS</i>, 114/23)</p>	<p>- Pursuant to Article 61(1) of the Rules of the Constitutional Court of BiH and Article 2(2) of the Law on the Temporary Prohibition of the Disposal of State Property of BiH (<i>Official Gazette of BiH</i>, 18/05, 29/06, 85/06, 32/07, 41/07, 74/07, 99/07, 58/08 and 22/22), the Decision on the Method and Conditions of the Sale of Real Property owned by the RS located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS</i>, 114/23) is declared null and void and shall be rendered ineffective as of the date of publication of that decision in the <i>Official Gazette of the RS</i>, 114/23.</p> <p>- Pursuant to Article 61 of the Rules of the Constitutional Court of BiH, the Government of the RS and the Ministry of Trade and Tourism of the RS are ordered to take all activities necessary to annul all decisions and activities taken based on the Decision on the Method and Conditions of the Sale of Real Property owned by the RS located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS</i>, 114/23).</p>	
<p><u>U-2/24</u> of 30 May 2024</p>	<p>Law on Manufacturing of Weapons and Military Equipment in the RS (<i>Official Gazette of the RS</i>, 1/24)</p>	<p>- Article 10(3), Article 13(5), Article 15(1)(2) and (3), Article 17(2) and (3), Article 19(1), Article 20(1) and (3), Article 21(1) and (3), Article 22(2) and Article 27(1)(2) of the Law on Manufacturing of Weapons and Military Equipment in the RS (<i>Official Gazette of the RS</i>, 1/24) are not compatible with Article I(2), Article III(1)(b) and Article III(3)(b) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(2) of the Rules of the Constitutional Court, Article 10(3), Article 13(5), Article 15(1)(2) and (3), Article 17(2) and (3), Article 19(1), Article 20(1) and (3), Article 21(1) and (3), Article 22(2) and Article 27(1)(2) of the Law on Manufacturing of Weapons and Military Equipment in the RS (<i>Official Gazette of the RS</i>, 1/24) are repealed.</p> <p>-Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed provisions of Article 10(3), Article 13(5), Article 15(1)(2) and (3), Article 17(2) and (3), Article 19(1), Article 20(1) and (3), Article</p>	<p>Incompatibility with the Constitution of BiH established!</p>

		21(1) and (3), Article 22(2) and Article 27(1)(2) of the Law on Manufacturing of Weapons and Military Equipment in the RS (<i>Official Gazette of the RS</i> , 1/24) shall be rendered ineffective on the day following the date of the publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	
<u>U-5/23</u> of 30 May 2024	Law on Immovable Property Used for the Functioning of Public Authorities (<i>Official Gazette of the RS</i>, 16/23)	<p>- It is found that the RS lacks authorisation under the Constitution to regulate the legal matter that is the subject of the Law on Immovable Property Used for the Functioning of Public Authorities (<i>Official Gazette of the RS</i>, 16/23) as that, under Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH, is a responsibility of BiH.</p> <p>- Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Law on Immovable Property Used for the Functioning of Public Authorities (<i>Official Gazette of the RS</i>, 16/23) is repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the Law on Immovable Property Used for the Functioning of Public Authorities (<i>Official Gazette of the RS</i>, 16/23) shall be rendered ineffective on the day following the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.</p>	Incompatibility with the Constitution of BiH established!
<u>U-28/22</u> of 21 March 2024	Article 2(2) and (3) and Articles 5, 12 and 18 of the Law on Usurpations and Land Grants of the RS (<i>Official Gazette of the RS</i>, 8/20)	- Article 2(2) and (3) and Articles 5, 12 and 18 of the Law on Usurpations and Land Grants of the RS (<i>Official Gazette of the RS</i> , 8/20) are compatible with Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH.	Incompatibility with the BiH Constitution not established!
<u>U-21/23</u> of 18 January 2024	Articles 208a, 208b, 208v, 208g, 208d, 208d and 280a of the	- Article 280a of the Criminal Code of the RS (<i>Official Gazette of the RS</i> , 64/17, 104/18, 15/21, 89/21- Decision of the High Representative nos. 12/23 and 73/23) is not compatible with Article II(3)(h) of the	

	(Official Gazette of the RS, 67/20 and 16/23)	<p>RS (<i>Official Gazette of the RS</i>, 67/20 and 16/23) are repealed. Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 7, Article 8(1)(1), (2), (3), (4), (5), (6), (7), (8) and (9), Article 9(3), Article 19, Article 22, Article 30(1)(6), (7), (8), (9), (10), (13) and (14), Article 33(1)(5), (6), (7) and (8) and (2), Article 37, Article 48(1)(3) and (2) and Article 50 of the Law on Quality Assurance in Higher Education of the RS (<i>Official Gazette of the RS</i>, 67/20 and 16/23) shall be rendered ineffective on the first day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>.</p> <p>- Article 8(1)(10), (11) and (12) and (2) of the Law on Quality Assurance in Higher Education of the RS (<i>Official Gazette of the RS</i>, 67/20 and 16/23) are compatible with Article I(2), III(2)(b) and III(3)(b) of the Constitution of BiH.</p>	Incompatibility with the BiH Constitution not established!
<u>U-2/21</u> of 28 September 2023	Law on Technical Regulations of the RS (Official Gazette of the RS, 98/13)	<p>- Law on Technical Regulations of the RS (<i>Official Gazette of the RS</i>, 98/13) is not compatible with Article III(3)(b) of the Constitution of BiH. Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Law on Technical Regulations of the RS (<i>Official Gazette of the RS</i>, 98/13) is repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court, the Law on Technical Regulations of the RS (<i>Official Gazette of the RS</i>, 98/13) that has been repealed shall be rendered ineffective on the day following the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.</p>	Incompatibility with the Constitution of BiH established!
<u>U-26/22</u> of 13 July 2023	Issue referred by the Basic Court in Srebrenica, the Basic Court in Banja Luka,	- Article 2(2), Article 3(2), Article 5, Article 6, Article 10(4) and Article 13 of the Law on Salaries and Compensations for Judges and Prosecutors in the RS (<i>Official Gazette of the RS</i> , 56/22) are compatible with Articles I(2) and II(4) of the Constitution of BiH, Article 1 of	Incompatibility with the Constitution of BiH not established!

	<p>the Basic Court Bijeljina and the Basic Court in Dobož</p> <p>Article 2(2), Article 3(2), Article 5, Article 6, Article 10(4) and Article 13 of the Law on Salaries and Compensations for Judges and Prosecutors in the RS <i>(Official Gazette of the RS, 56/22)</i></p>	<p>Protocol No. 12 to the European Convention and Article 26 of the International Covenant on Civil and Political Rights (“the ICCPR”).</p>	
<p><u>U-29/22</u> of 23 March 2023</p>	<p>Article 21 of the Law Amending the Law on Preschool Upbringing and Education <i>(Official Gazette of the RS, 63/20)</i>, Article 140 of the Law on Primary Upbringing and Education <i>(Official Gazette of the RS, 81/22)</i> and Article 17 of the Law Amending the Law on Secondary Education and Upbringing <i>(Official Gazette of the RS, 92/20)</i></p>	<p>- Article 21 of the Law Amending the Law on Preschool Upbringing and Education (<i>Official Gazette of the RS, 63/20</i>), Article 140 of the Law on Primary Upbringing and Education (<i>Official Gazette of the RS, 81/22</i>) and Article 17 of the Law Amending the Law on Secondary Education and Upbringing (<i>Official Gazette of the RS, 92/20</i>) are compatible with the principle of the constituent status of the peoples referred to in the Preamble of the Constitution of BiH, and with the right to non-discrimination under Article II(4) of the Constitution of BiH taken in conjunction with Article 1.1 and Article 2 a) and c) of the International Convention on the Elimination of All Forms of Racial Discrimination.</p>	<p>Incompatibility with the Constitution of BiH not established!</p>

<p><u>U-17/22</u> of 1 and 2 December 2022</p>	<p>Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS, 118/21</i>) and Law Amending the Law on the RS Administration (<i>Official Gazette of the RS, 15/22</i>)</p>	<ul style="list-style-type: none"> - Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS, 118/21</i>) and the Law Amending the Law on the RS Administration (<i>Official Gazette of the RS, 15/22</i>) are not compatible with Articles I(2) and III(3)(b) of the Constitution of BiH. - Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS, 118/21</i>) and the Law Amending the Law on the RS Administration (<i>Official Gazette of the RS, 15/22</i>) are repealed. - Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS, 118/21</i>) and Law Amending the Law on the RS Administration (<i>Official Gazette of the RS, 15/22</i>) shall be rendered ineffective on the day after the date of publication of this decision of the Constitutional Court in the <i>Official Gazette of BiH</i>. 	<p>Incompatibility with the Constitution of BiH established!</p>
<p><u>U-10/22</u> of 22 September 2022</p>	<p>Law on Immovable Property Used for the Functioning of the Public Authority (<i>Official Gazette of the RS, 29/22</i>)</p>	<ul style="list-style-type: none"> - It is found that the RS lacks authorisation under the Constitution to regulate legal matters that are subject matter of the Law on Immovable Property Used for the Functioning of the Public Authority (<i>Official Gazette of the RS, 29/22</i>) as that, under Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH, is a responsibility of BiH. - Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Law on Immovable Property Used for the Functioning of the Public Authority (<i>Official Gazette of the RS, 29/22</i>) is repealed. - Pursuant to Article 61(3) of the Rules of the Constitutional Court, the Law on Immovable Property Used for the Functioning of the Public Authority (<i>Official Gazette of the RS, 29/22</i>), shall be rendered 	<p>Incompatibility with the Constitution of BiH established!</p>

		ineffective on the day after the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	
<u>U-15/21</u> of 14 July 2022	Law on Non-Applicability of the Decision of the High Representative Enacting the Law on Amendments to the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21)	<p>- Law on Non-Applicability of the Decision of the High Representative Enacting the Law on Amendments to the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) is not compatible with Article I(2) and III(3)(b) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(2) of the Rules of the Constitution of BiH, the Law on Non-Applicability of the Decision of the High Representative Enacting the Law on Amendments to the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) is repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed Law on Non-Applicability of the Decision of the High Representative Enacting the Law on Amendments to the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) shall be rendered ineffective on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	Incompatibility with the Constitution of BiH established!
<u>U-2/22</u> Of 26 May 2022	Declaration on the Constitutional Principles no. 02/1-021-1034/ 21 of 10 December 2021 Conclusions regarding Information on Judicial Institutions of BiH no. 02/1-021-1032/21 of 10 December 2021	- There is a dispute over the following acts adopted by the RS National Assembly: paragraphs 17, 18, 19 and 20 of the Declaration on the Constitutional Principles no. 02/1-021-1034/ 21 of 10 December 2021; paragraphs 4 and 5 of the Conclusions regarding Information on Judicial Institutions of BiH no. 02/1-021-1032/21 of 10 December 2021; paragraphs 4 and 5 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH in the area of defence and security no. 02/1-021-1033/21 of 10 December 2021; paragraphs 5 and 6 of the Conclusions regarding Information on the transfer of responsibilities in the area of indirect taxation no. 02/1-021-1031/21 of 10 December 2021 and paragraphs 2 and 3 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH no. 02/1-021-1030/21 of 10 December 2021.	Incompatibility with the Constitution of BiH established!

	<p>Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH in the area of defence and security no. 02/1-021-1033/21 of 10 December 2021</p> <p>Conclusions regarding Information on the transfer of responsibilities in the area of indirect taxation no. 02/1-021-1031/21 of 10 December 2021</p> <p>Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH no. 02/1-021-1030/21 of 10 December 2021</p>	<p>- Paragraphs 17, 18, 19 and 20 of the Declaration on the Constitutional Principles no. 02/1-021-1034/ 21 of 10 December 2021; paragraphs 4 and 5 of the Conclusions regarding Information on Judicial Institutions of Bosnia and Herzegovina no. 02/1-021-1032/21 of 10 December 2021; paragraphs 4 and 5 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH in the area of defence and security no. 02/1-021-1033/21 of 10 December 2021; paragraphs 5 and 6 of the Conclusions regarding Information on the transfer of responsibilities in the area of indirect taxation no. 02/1-021-1031/21 of 10 December 2021 and paragraphs 2 and 3 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH no. 02/1-021-1030/21 of 10 December 2021, are not compatible with Article I(2) of the Constitution of BiH and Article III(3)(b) of the Constitution of BiH.</p> <p>The following provisions shall be repealed:</p> <p>- paragraphs 17, 18, 19 and 20 of the Declaration on the Constitutional Principles no. 02/1-021-1034/ 21 of 10 December 2021;</p> <p>- paragraphs 4 and 5 of the Conclusions regarding Information on Judicial Institutions of BiH no. 02/1-021-1032/21 of 10 December 2021;</p> <p>- paragraphs 4 and 5 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH in the area of defence and security no. 02/1-021-1033/21 of 10 December 2021;</p> <p>- paragraphs 5 and 6 of the Conclusions regarding Information on the transfer of responsibilities in the area of indirect taxation no. 02/1- 021-1031/21 of 10 December 2021;</p> <p>- paragraphs 2 and 3 of the Conclusions regarding Information on the transfer of responsibilities from the RS to the level of BiH no. 02/1-021-1030/21 of 10 December 2021.</p>	
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		<p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed provisions shall be rendered ineffective on the day after the date of publication of the decision in the <i>Official Gazette of BiH</i>.</p>	
<p><u>U-18/21</u> of 24 March 2022</p>	<p>Issue referred by the Basic Court in Zvornik</p> <p>Law on Salaries and Other Compensations of Judges and Prosecutors in the RS (Official Gazette of the RS, 66/18)</p>	<p>- Law on Salaries and Other Compensations of Judges and Prosecutors in the RS (<i>Official Gazette of the RS</i>, 66/18) is not compatible with Article I(2) of the Constitution of BiH and Article II(4) of the Constitution of BiH taken in conjunction with Article 14 of the European Convention, Article 1 of Protocol No. 12 to the European Convention and Article 26 of the ICCPR, as it does not contain the provisions on a meal allowance.</p> <p>- Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise, within six months from the date of delivery of this Decision in the <i>Official Gazette of BiH</i>, the Law on Salaries and Other Compensations of Judges and Prosecutors in the RS (<i>Official Gazette of the RS</i>, 66/18) with Articles I(2) and II(4) of the Constitution of BiH taken in conjunction with Article 14 of the European Convention, Article 1 of Protocol No. 12 to the European Convention and Article 26 of the ICCPR by prescribing provisions governing the meal allowance.</p>	<p>Incompatibility with the Constitution of BiH established!</p>
<p><u>U-4/21</u> of 23 September 2021</p>	<p>Law on Forests of the RS (Official Gazette of the RS, 75/08, 60/13 and 70/20)</p>	<p>- Article 3, Article 4(1), Article 5(2)(d) and (3), Article 18(1) and (2), Article 22(1) and (2), Article 23(1), Article 24(1), Article 28(2), Articles 31 and 33, Article 34(1)(l) and (2) and (3), Articles 35 and 36, Article 37(2), Article 46(3), Article 47(5), Article 48(2), Article 49, Article 50(2), Article 51(3), Article 52(1), Article 54(1), Article 55(1), Article 57(1), Article 58(2), Article 60(1), (3), (4) and (5), Article 61(3), Article 62(1), (2), (5), (6) and (8), Article 63(3), Article 64, Article 65(2), (3) (b), (v) and (i), Article 66, Article 71(3) and (4), Article 72(5), (6) and (7), Article 73(1) and (2), Article 74(2) and (5), Article 75, Article 77(2), (3) and (5), Article 79, Article 80(2), Article 81(2), Article 82(2), (3), (7) and (8), Article 84, Article 85(1) and (2), Article 88(1)(g), Article</p>	<p>Incompatibility with the Constitution of BiH established!</p>

		<p>89(1), (2), (6) and (10), Article 90(2), Article 92(1) and (3), Article 95(1), Article 97(1) and (2), Article 98, Article 101(1)(g), (đ) and (j), Article 102(1)(dž) and (š), Article 104(1), (2), (3), (4) and (5) and Article 107(3) (z) and (i) of the Law on Forests of the RS (<i>Official Gazette of the RS</i>, 75/08, 60/13 and 70/20), in the part reading “owned by the Republika Srpska”, are not compatible with Articles I(1), III(3)(b) and IV(4)(e) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(4) of the Rules of the 3 Constitutional Court of BiH, the RS National Assembly is ordered to harmonise, within six months of the date of delivery of this Decision, Article 3, Article 4(1), Article 5(2)(đ) and (3), Article 18(1) and (2), Article 22(1) and (2), Article 23(1), Article 24(1), Article 28(2), Articles 31 and 33, Article 34(1)(l) and (2) and (3), Articles 35 and 36, Article 37(2), Article 46(3), Article 47(5), Article 48(2), Article 49, Article 50(2), Article 51(3), Article 52(1), Article 54(1), Article 55(1), Article 57(1), Article 58 (2), Article 60(1), (3), (4) and (5), Article 61(3), Article 62(1), (2), (5), (6) and (8), Article 63(3), Article 64, Article 65(2), (3) (b), (v) and (i), Article 66, Article 71(3) and (4), Article 72(5), (6) and (7), Article 73(1) and (2), Article 74(2) and (5), Article 75, Article 77(2), (3) and (5), Article 79, Article 80(2), Article 81(2), Article 82(2), (3), (7) and (8), Article 84, Article 85(1) and (2), Article 88(1)(g), Article 89(1), (2), (6) and (10), Article 90(2), Article 92(1) and (3), Article 95(1), Article 97(1) and (2), Article 98, Article 101(1)(g), (đ) and (j), Article 102(1)(dž) and (š), Article 104(1), (2), (3), (4) and (5) and Article 107 (3) (z) and (i) of the Law on Forests of the RS (<i>Official Gazette of the RS</i>, 75/08, 60/13 and 70/20), in the part reading “owned by the Republika Srpska”, with Articles I(1), III(3)(b) and IV(4)(e) of the Constitution of BiH.</p>	
<p><u>U-16/20</u> of 16 July 2021</p>	<p>Deciding a dispute between BiH and the RS, stemming from the</p>	<p>- The Constitutional Court of BiH finds that there is a dispute over decisions on concession with regard to the concession property and the competence to adopt them (adopted by the RS) and orders the</p>	

<p>adoption of Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of Hydro-Electric Power Plant (HEPP) <i>Buk Bijela</i> on the Drina River, Municipality of Foča, no. 04/1-012-2-472/16 of 4 March 2016 (<i>Official Gazette of the RS</i>, 20/16), and Decision awarding a concession for the construction and use of the HEPP <i>Buk Bijela</i> on the Drina River, Municipality of Foča, no. 04/1-012-2-1099/16 of 20 May 2016 (<i>Official Gazette of the RS</i>, 42/16) and Concession Contract no. 05.05/012-274-16/16 of 3 June 2016; Decision on determining the conditions for awarding a concession through a negotiation</p>	<p>Concession Commission of BiH, as the Joint Concession Commission in terms of Article 4(3) and Article 6(2) of the Law on Concessions of BiH and no later than three months as of the delivery of the present decision, to decide the disputes between BiH and the RS, arising in connection with the concessions awarded by Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of the Hydro-Electric Power Plant (HEPP) <i>Buk Bijela</i> on the Drina River, Municipality of Foča, no. 04/1-012-2-472/16 of 4 March 2016 (<i>Official Gazette of the RS</i>, 20/16), and by Decision awarding a concession for the construction and use of the HEPP <i>Buk Bijela</i> on the Drina River, Municipality of Foča, no. 04/1-012-2-1099/16 of 20 May 2016 (<i>Official Gazette of the RS</i>, 42/16) and by Concession Contract no. 05.05/012- 274-16/16 of 3 June 2016; by Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of the HEPP <i>Foča</i> on the Drina River, no. 04/1-012-2-81/19 of 10 January 2019 (<i>Official Gazette of the RS</i>, 4/19), and by Decision awarding a concession for the construction and use of the HEPP <i>Foča</i> on the Drina River, no. 04/1-0122-221/19 of 24 January 2019 (<i>Official Gazette of the RS</i>, 9/19) and by Concession Contract no. 05.05/360-2-24/19 of 19 February 2019; and by Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of the HEPP <i>Paunci</i> on the Drina River, no. 04/1-012-2-80/19 of 10 January 2019 (<i>Official Gazette of the RS</i>, 4/19), and by Decision awarding a concession for the construction and use of the HEPP <i>Paunci</i> on the Drina River, no. 04/1-012-2-214/19 of 24 January 2019 (<i>Official Gazette of the RS</i>, 09/19) and by Concession Contract no. 05.05/360-2-22/19 of 19 February 2019.</p> <p>- Pursuant to Article 72(5) of the Rules of the Constitutional Court of BiH, the Concession Commission of BiH is ordered to inform the</p>	
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	<p>process for the construction and use of the HEPP <i>Foča</i> on the Drina River, no. 04/1-012-2-81/19 of 10 January 2019 (<i>Official Gazette of the RS</i>, 4/19), and by Decision awarding a concession for the construction and use of the HEPP <i>Foča</i> on the Drina River, no. 04/1-0122-221/19 of 24 January 2019 (<i>Official Gazette of the RS</i>, 9/19) and by Concession Contract no. 05.05/360-2-24/19 of 19 February 2019; and Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of the HEPP <i>Paunci</i> on the Drina River, no. 04/1-012-2-80/19 of 10 January 2019 (<i>Official Gazette of the RS</i>, 4/19), and by Decision awarding a concession</p>	<p>Constitutional Court of the measures taken to enforce this Decision, within three months from the delivery of this Decision.</p> <p>-Until then, further proceedings upon the request of 24 members of the House of Representative of BiH are adjourned.</p>	
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	for the construction and use of the HEPP <i>Paunci</i> on the Drina River, no. 04/1-012-2-214/19 of 24 January 2019 (<i>Official Gazette of the RS</i> , 09/19) and by Concession Contract no. 05.05/360-2-22/19 of 19 February 2019		
U-14/20 of 26 March 2021	Article 15 sub-paragraph 16 and Article 31 of the Law on the RS Administration (<i>Official Gazette of the RS</i> , 115/18)	- Article 15 sub-paragraph 16 and Article 31 of the Law on the RS Administration (<i>Official Gazette of the RS</i> , 115/18) are compatible with Articles I(1), I(2), I(7)(e), III(1)(a), III(2)(b), III(3)(b) and V(3)(a), (c) and (d) of the Constitution of BiH.	Incompatibility with the Constitution of BiH not established!
U-4/20 of 26 March 2021	Articles 324, 325, 325a, 326 and 329 of the Law on Real Rights of the RS (<i>Official Gazette of the RS</i> , 124/08, 3/09 – corrigendum, 58/09, 95/11, 60/15, 18/06 – Decision of the Constitutional Court and 107/19)	- Articles 324, 325, 325a, 326 and 329 of the Law on Real Rights of the RS (<i>Official Gazette of the RS</i> , 124/08, 3/09 – corrigendum, 58/09, 95/11, 60/15, 18/06 – Decision of the Constitutional Court and 107/19) are compatible with Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH.	Incompatibility with the Constitution of BiH not established!

<p>U-6/20 of 26 March 2021</p>	<p>Issue referred by the County Court in Banja Luka</p> <p>Article 128(4) of the Law on the Rights of Combatants, Military Invalids and the Families of Fallen Combatants of the Defence-Homeland War of the RS (<i>Official Gazette of the RS</i>, 134/11, 9/12 and 40/12)</p>	<p>- Article 128(4) of the Law on the Rights of Combatants, Military Invalids and the Families of Fallen Combatants of the Defence-Homeland War of the RS (<i>Official Gazette of the RS</i>, 134/11, 9/12 and 40/12) is not compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention.</p> <p>- Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered, within six months of the date of publication of this Decision in the <i>Official Gazette of BiH</i>, to harmonise Article 128(4) of the Law on the Rights of Combatants, Military Invalids and the Families of Fallen Combatants of the Defence-Homeland War of the RS (<i>Official Gazette of the RS</i>, 134/11, 9/12 and 40/12) with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention BiH.</p>	<p>Incompatibility with the Constitution of BiH established!</p>
<p>U-8/19 of 6 February 2020</p>	<p>Article 53 of the Law on Agricultural Land of the RS (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19)</p>	<p>- Article 53 of the Law on Agricultural Land of the RS (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19) is not compatible with Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(2) of the Constitution of BiH, Article 53 of the Law on Agricultural Land of the RS (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19) is repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 53 of the Law on Agricultural Land of the RS (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19) shall be rendered ineffective on the day after the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.</p>	<p>Incompatibility with the Constitution of BiH established!</p>
<p>U-9/19 of 6 February 2020</p>	<p>Article 2 sub-paragraphs 11, 12, 20 and 21, Article 4, Article 6(2), Article 8(1)(1) and (2), Article</p>	<p>- Article 2 sub-paragraphs 11, 12, 20 and 21, Article 4, Article 6(2), Article 8(1)(1 and (2), Article 10, Article 15(2), Article 24, Article 25(4), Article 28(3), Article 30(1), Article 94(4) and Article 95(1) and (2) of the Law on Inland Waterways Navigation of the RS (<i>Official</i></p>	<p>Incompatibility with the Constitution of BiH established!</p>

	<p>10, Article 15(2), Article 24, Article 25(4), Article 28(3), Article 30(1), Article 94(4) and Article 95(1) and (2) of the Law on Inland Waterways Navigation of the RS (Official Gazette of the RS, 54/19)</p>	<p><i>Gazette of the RS</i>, 54/19) are not compatible with Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 2 sub-paragraphs 11, 12, 20 and 21, Article 4, Article 6(2), Article 8(1)(1) and (2), Article 10, Article 15(2), Article 24, Article 25(4), Article 28(3), Article 30(1), Article 94(4) and Article 95(1) and (2) of the Law on Inland Waterways Navigation of the RS (<i>Official Gazette of the RS</i>, 54/19) are repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed provisions of Article 2 sub-paragraphs 11, 12, 20 and 21, Article 4, Article 6(2), Article 8(1)(1) and (2), Article 10, Article 15(2), Article 24, Article 25(4), Article 28(3), Article 30(1), Article 94(4) and Article 95(1) and (2) of the Law on Inland Waterways Navigation of the RS (<i>Official Gazette of the RS</i>, 54/19), shall be rendered ineffective on the day after the date of publication of this Decision in the <i>Official Gazette of BiH</i>.</p>	
<p><u>U-7/19</u> of 4 October 2019</p>	<p>Article 11(2) of the RS Constitution</p>	<p>- Article 11(2) of the RS Constitution (<i>Official Gazette of the RS</i>, 21/92, 28/94, 8/96, 13/96, 15/96, 16/96, 21/96, 21/02, 26/02 - corrigendum, 30/02 - corrigendum, 31/02, 69/02, 31/03, 98/03, 115/05, 117/05 and 48/11) is not compatible with Article II(2) of the Constitution of BiH taken in conjunction with Article 1 of Protocol No. 13 to the European Convention relating to abolition of the death penalty under all circumstances (<i>Official Gazette of BiH – Treaties and International Agreements</i>, 8/03).</p> <p>- Pursuant to Article 61(2) of the Constitution of BiH, Article 11(2) of the RS Constitution (<i>Official Gazette of the RS</i>, 21/92, 28/94, 8/96, 13/96, 15/96, 16/96, 21/96, 21/02, 26/02 - corrigendum, 30/02 - corrigendum, 31/02, 69/02, 31/03, 98/03, 115/05, 117/05 and 48/11) reading as follows: “The death penalty may be pronounced exclusively for capital crimes,” is repealed.</p>	<p>Incompatibility with the Constitution of BiH established!</p>

		- Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 11(2) of the RS Constitution (<i>Official Gazette of the RS</i> , 21/92, 28/94, 8/96, 13/96, 15/96, 16/96, 21/96, 21/02, 26/02 - corrigendum, 30/02 - corrigendum, 31/02, 69/02, 31/03, 98/03, 115/05, 117/05 and 48/11) shall be rendered ineffective on the day after the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	
<u>U-5/19</u> of 4 October 2019	Article 9(7) of the Law on Road Transport (<i>Official Gazette of the RS</i>, 47/17)	Article 9(7) of the Law on Road Transport (<i>Official Gazette of the RS</i> , 47/17) is compatible with Article III(1)(h) and (i) of the Constitution of BiH.	Incompatibility with the Constitution of BiH not established!
<u>U-23/18</u> of 5 July 2019	Issue referred by the County Court in Banja Luka Article 433(1) of the Civil Procedure Code of the RS (<i>Official Gazette of the RS</i>, 58/03, 85/03, 74/05, 63/07, 105/08 - Decision of the RS Constitutional Court, 45/09 - Decision of the RS Constitutional Court, 49/09 and 61/13)	- The request filed by the County Court in Banja Luka (Judge Milan Blagojević) for a review of the compatibility of Article 433(1) of the Civil Procedure Code of the RS (<i>Official Gazette of the RS</i> , 58/03, 85/03, 74/05, 63/07, 105/08 - Decision of the RS Constitutional Court, 45/09 - Decision of the RS Constitutional Court, 49/09 and 61/13) with Article II(2) of the Constitution of BiH and Article 13 of the European Convention taken in conjunction with the right to property under Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention is dismissed. - Article 433(1) of the RS Civil Procedure Code (<i>Official Gazette of the RS</i> , 58/03, 85/03, 74/05, 63/07, 105/08 - Decision of the RS Constitutional Court, 45/09 - Decision of the RS Constitutional Court, 49/09 and 61/13) is compatible with Article II(2) of the Constitution of BiH and Article 13 of the European Convention taken in conjunction with the right to property under Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention.	Incompatibility with the Constitution of BiH not established!
<u>U-16/18</u> of 28 March 2019	Article 395 (1) of the Civil Procedure Code of the RS (<i>Official</i>	- Article 395(1) of the Civil Procedure Code of the RS (<i>Official Gazette of the RS</i> , 58/03, 85/03, 74/05, 63/07, 108/08 – Decision of the RS Constitutional Court, 45/09 - Decision of the RS Constitutional Court,	Incompatibility with the Constitution of BiH not established!

	<p><i>Gazette of the RS, 58/03, 85/03, 74/05, 63/07, 108/08 /09) – Decision of the RS Constitutional Court 45/09 - Decision of the RS Constitutional Court, 49/09 and 61/13)</i></p>	<p>49/09 and 61/13), in the part relating to “the Public Attorney’s Office” and Article 395 of the Civil Procedure Code of the Federation of BiH (<i>Official Gazette of the Federation of BiH</i>, 58/03, 73/05, 19/06 and 98/15) are compatible with Articles I(2) and I(4) of the Constitution of BiH, Article II(3)(e) of the Constitution of BiH and Article 6 of the European Convention, and Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention.</p>	
<p><u>U-2/18</u> of 28 March 2019</p>	<p>Article 2(1) of the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16)</p>	<p>- Article 2(1) of the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16) reading as follows: “On the basis of confirmed will of the Republika Srpska citizens, 9 January is recognized as the Day of the Republika Srpska” is not compatible with Article I(2) of the Constitution of BiH, Article II(4) of the Constitution of BiH taken in conjunction with Article 1.1 and Article 2.a) and c) of the International Convention for Elimination of All Forms of Racial Discrimination and Article 1 of Protocol No. 12 to the European Convention and Article VI(5) of the Constitution of BiH.</p> <p>- Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 2(1) of the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16) reading as follows: “On the basis of confirmed will of the Republika Srpska citizens, 9 January is recognized as the Day of the Republika Srpska” is repealed.</p> <p>- Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed Article 2(1) of the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16) reading as follows: “On the basis of confirmed will of the Republika Srpska citizens, 9 January is recognized as the Day of the Republika Srpska”, shall be rendered ineffective on the</p>	<p>Incompatibility with the Constitution of BiH established!</p>

		day after the date of publication of this decision in <i>the Official Gazette of BiH</i> .	
<u>U-21/18</u> of 31 January 2019	Articles 48 and 48a of the Law Amending the Law on Agricultural Cooperatives (<i>Official Gazette of the RS</i>, 106/09; and <i>Official Gazette of the RS</i>, 78/11)	- Articles 48 and 48a of the Law Amending the Law on Agricultural Cooperatives (<i>Official Gazette of the RS</i> , 106/09; and <i>Official Gazette of the RS</i> , 78/11) are compatible with Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention.	Incompatibility with the BiH Constitution not established!
<u>U-18/18</u> of 29 November 2018	Issue referred by Basic Court in Derventa Article 329(1)(b) of the Criminal Procedure Code of the RS (<i>Official Gazette of the RS</i>, 53/12 and 97/17) and Article 3 of the Law Amending the Criminal Procedure Code of the RS (<i>Official Gazette of the RS</i>, 66/18)	- Article 329(1)(b) of the Criminal Procedure Code of the RS (<i>Official Gazette of the RS</i> , 53/12 and 97/17) and Article 3 of the Law Amending the Criminal Procedure Code of the RS (<i>Official Gazette of the RS</i> , 66/18) is compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention.	Incompatibility with the BiH Constitution not established!
<u>U-11/17</u> of 15 February 2018	Issue referred by the County Court in Banjaluka Article 201(4) of the Labour Law of the RS	- A request filed by the County Court in Banja Luka for a review of the compatibility of Article 201(4) of the Labour Law of the RS (<i>Official Gazette of the RS</i> , 1/16) with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention BiH is dismissed.	Incompatibility with the BiH Constitution not established!

	<i>(Official Gazette of the RS, 1/16)</i>	- Article 201(4) of the Labour Law of the RS (<i>Official Gazette of the RS, 1/16</i>) is compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention.	
<u>U-1/18</u> of 15 February 2018	Issue referred by the County Court in Banjaluka Articles 182(1), 208(2) and 433(1) of the Civil Procedure Code (Official Gazette of the RS, 58/03, 85/03, 74/05, 63/07, 49/09 and 61/13)	- The request filed by the County Court in Banja Luka for a review of the compatibility of Articles 182(1), 208(2) and 433(1) of the Civil Procedure Code (<i>Official Gazette of the RS, 58/03, 85/03, 74/05, 63/07, 49/09 and 61/13</i>) with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention is dismissed. - Articles 182(1), 208(2) and 433(1) of the Civil Procedure Code (<i>Official Gazette of the RS, 58/03, 85/03, 74/05, 63/07, 49/09 and 61/13</i>) are compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention.	Incompatibility with the BiH Constitution not established!
<u>U-7/17</u> of 30 November 2017	Issue referred by the County Court in Banjaluka Article 109(6) of the Law on Enforcement Procedure of the RS (Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14)	- The request filed by the County Court in Banja Luka is granted. - Article 109(6) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14</i>) is not compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention. - Pursuant to Article 61(4) of the Rules of the Constitutional Court of Bosnia and Herzegovina, the RS National Assembly is ordered to harmonise Article 109(6) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14</i>) with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention, within six months from the date of publication of this Decision in the <i>Official Gazette of BiH</i> .	Incompatibility with the BiH Constitution established !

<p><u>U-2/17</u> of 1 June 2017</p>	<p>Issue referred by the County Court in Banjaluka</p> <p>Article 93(4) of the Law on Enforcement Procedure of RS <i>(Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14)</i></p>	<ul style="list-style-type: none"> - The request filed by the County Court in Banja Luka is granted. - Article 93(4) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14</i>) is not compatible with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention. - Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise Article 93(4) of the Law on Enforcement Procedure of RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14</i>) with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention, within six months from the date of publication of this Decision in the <i>Official Gazette of BiH</i>. 	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-10/16</u> of 1 December 2016</p>	<p>Decision to Call a Republic Referendum, No. 02/1-021-894/16 of 15 July 2016 (<i>Official Gazette of the RS, 68/16</i>)</p>	<ul style="list-style-type: none"> - Decision to Call a Republic Referendum, No. 02/1-021-894/16 of 15 July 2016 (<i>Official Gazette of the RS, 68/16</i>) is not compatible with Article I(2) and Article VI(5) of the Constitution of BiH. - The results of the referendum held on 25 September 2016 are annulled as the referendum was held based on the Decision to Call a Republic Referendum no. 02/1-021-894/16 of 15 July 2016 (<i>Official Gazette of the RS, 68/16</i>) which the Constitutional Court found, in paragraph 2 of the enacting clause of this Decision, to be was incompatible with the Constitution of BiH and in violation of the order of the Constitutional Court referred to in the Decision on Interim Measure no. U 10/16 of 17 September 2016 (<i>Official Gazette of BiH, 74/16</i>). 	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-3/16</u> of 1 December 2016</p>	<p>Issue referred by the Basic Court in Derventa</p> <p>Article 97(1) of the Law on Enforcement Procedure of the RS</p>	<ul style="list-style-type: none"> - The request filed by the Basic Court in Derventa for a review of compatibility of Article 97(1) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14</i>) is dismissed. - Article 97(1) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12,</i> 	<p>Incompatibility with the BiH Constitution not established!</p>

	<i>(Official Gazette of the RS, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14)</i>	67/13 and 98/14) is compatible with Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention.	
<u>U-7/15</u> of 26 May 2016	The first sentence of Article 7(1) of the RS Constitution in the part reading: “the language of the Bosniac people“	- The first sentence of Article 7(1) of the RS Constitution in the part reading: “the language of the Bosniac people” is compatible with the Constitution of BiH.	Incompatibility with the BiH Constitution not established!
<u>U-11/15</u> of 6 April 2016	Law on Mandatory Insurances in Traffic (<i>Official Gazette of the RS, 82/15</i>)	- Request for a review of the constitutionality of the Law on Mandatory Insurances in Traffic (<i>Official Gazette of RS, 82/15</i>) is dismissed. - Law on Mandatory Insurances (<i>Official Gazette of the RS, 82/15</i>) is not incompatible with Article I(2), I(4), III(3)(b) and III(5)(a) of the Constitution of BiH.	Incompatibility with the BiH Constitution not established!
<u>U-3/13</u> of 26 November 2015	Article 3(b) of the Law on Holidays of the RS (<i>Official Gazette of the RS, 43/07</i>)	- Article 3(b) of the Law on Holidays of the RS (<i>Official Gazette of the RS, 43/07</i>) is not compatible with Article I(2) of the Constitution of BiH, Article II(4) of the Constitution of BiH taken in conjunction with Article 1(1) and Article 2(a) and (c) of the International Convention on the Elimination of All Forms of Racial Discrimination and Article 1 of Protocol No. 12 to the European Convention. - Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise Article 3(b) of the Law on Holidays of the RS (<i>Official Gazette of the RS, 43/07</i>) with the Constitution of BiH, within six months from the date of delivery of this Decision.	Incompatibility with the BiH Constitution established!

<p><u>U-26/13</u> of 26 March 2015</p>	<p>Law on Primary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08 and 71/09), Law on Secondary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08, 106/09 and 104/11)</p>	<p>- The request for a review of the constitutionality of the Law on Primary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08 and 71/09) and the Law on Secondary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08, 106/09 and 104/11) is dismissed as ill-founded.</p> <p>- Law on Primary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08 and 71/09) and the Law on Secondary Education and Upbringing in the RS (<i>Official Gazette of the RS</i>, 74/08, 106/09 and 104/11), in the context of the request in question, are not incompatible with Articles II(1), II(4) and III(3)(b) of the Constitution of BiH, Article 14 of the European Convention taken in conjunction with Article 2 of Protocol No. 1 to the European Convention and Article 1 of Protocol No. 12 to the European Convention.</p>	<p>Incompatibility with the BiH Constitution not established!</p>
<p><u>U-14/12</u> of 26 March 2015</p>	<p>Article 80(2)(4) (paragraph 2(1) of Amendment LXXXIII) and Article 83(4) of the RS Constitution (line sub-paragraph 5 of Amendment XL as modified by sub-paragraph 4 of Amendment LXXXIII)</p>	<p>Article 80(2)(4) (paragraph 2(1) of Amendment LXXXIII) and Article 83(4) (sub-paragraph 5 of Amendment XL as modified by sub-paragraph 4 of Amendment LXXXIII) of the RS Constitution, Article IV.B.1, Article 1(2) (as modified by Amendment XLI) are not compatible with Article II(4) of the Constitution of BiH and Article 1 of Protocol No. 12 to the European Convention.</p>	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-19/14</u> of 24 September 2014</p>	<p>Article 6(1)(a), (b) and (e) and Articles 13 and 16 of the Law on Cemeteries and Funeral Services (<i>Official Gazette of the RS</i>, 31/13 and 6/14)</p>	<p>- Article 6(1)(a), (b) and (e) and Articles 13 and 16 of the Law on Cemeteries and Funeral Services (<i>Official Gazette of the RS</i>, 31/13 and 6/14) are compatible with Article II(3)(g), II(3)(k) and III(3)(b) of the Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution not established!</p>

<p><u>U-10/14</u> of 4 July 2014</p>	<p>Decision on Verification of the Accuracy and Authenticity of Data during the Registration of Permanent Residence in the territory of the RS (<i>Official Gazette of the RS</i>, 31/14)</p>	<ul style="list-style-type: none"> - Decision on Verification of the Accuracy and Authenticity of Data during the Registration of Permanent Residence in the territory of the RS (<i>Official Gazette of the RS</i>, 31/14) is not compatible with Article III(3)(b) of the Constitution of BiH and Article I(2) of the Constitution of BiH. - Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Decision on Verification of the Accuracy and Authenticity of Data during the Registration of Permanent Residence in the territory of the RS (<i>Official Gazette of the RS</i>, 31/14) is annulled in its entirety. - Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the annulled Decision on Verification of the Accuracy and Authenticity of Data during the Registration of Permanent Residence in the territory of the RS (<i>Official Gazette of the RS</i>, 31/14) shall be rendered ineffective on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>. 	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-25/13</u> of 23 January 2014</p>	<p>Article 8 of the Law on Exercising the Right to Old Age Pension by Professional Military Personnel (<i>Official Gazette of the RS</i>, 26/13)</p>	<p>Article 8 of the Law on Exercising the Right to Old Age Pension by Professional Military Personnel (<i>Official Gazette of the RS</i>, 26/13) is compatible with Articles II(1), II(4), III(3)(b) and III(5)(a) of the Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution not established!</p>
<p><u>U-5/12</u> of 28 September 2012</p>	<p>Law on Survey and Cadastre of the RS (<i>Official Gazette of the RS</i>, 6/12)</p>	<p>- Articles 4, 7, 10, 11, 40, 45, 46, 56, 62, 71 and 105 of the Law on Survey and Cadastre of the RS (<i>Official Gazette of the RS</i>, 6/12) are compatible with Article I(2) of the Constitution of BiH, Article II(3)(e) of the Constitution of BiH and Article 6(1) of the European Convention, Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the European Convention and Article 13 of the European Convention.</p>	<p>Incompatibility with the BiH Constitution not established!</p>

<p><u>U-1/11</u> of 13 July 2012</p>	<p>Law on the Status of State Property Located in the Territory of the RS and under the Disposal Ban (<i>Official Gazette of the RS</i>, 135/10)</p>	<ul style="list-style-type: none"> - It is found that the RS lacks authorisation under the Constitution to regulate the legal subject-matter of the Law on the Status of State Property Located in the Territory of the RS and under the Disposal Ban (<i>Official Gazette of the RS</i>, 135/10), as this, under Article I(1), Article III(1)(b) and Article IV(4)(e) of the Constitution of BiH, is a responsibility of BiH. - Pursuant to Article 63(2) of the Rules of the Constitutional Court of BiH, the Law on the Status of State Property Located in the Territory of the RS and under the Disposal Ban (<i>Official Gazette of the RS</i>, 135/10) is repealed. - Pursuant to Article 63(3) of the Rules of the Constitutional Court of BiH, the Law on the Status of State Property Located in the Territory of the RS and under the Disposal Ban (<i>Official Gazette of the RS</i>, 135/10) shall be rendered effective on the day after the date on which this Decision of the Constitutional Court of BiH is published in the <i>Official Gazette of BiH</i>. 	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-16/11</u> of 13 July 2012</p>	<p>Issue referred by the Basic Court in Teslić</p> <p>Law on the Implementation of Annex “G” of the Agreement on Succession Issues in the Territory of the RS (<i>Official Gazette of the RS</i>, 71/10)</p>	<ul style="list-style-type: none"> - The request filed by the Basic Court in Teslić is granted. - Law on the Implementation of Annex “G” of the Agreement on Succession Issues in the Territory of the RS (<i>Official Gazette of the RS</i>, 71/10) is incompatible with Article III(1)(e), Article III(3)(b), Article IV(4)(b) and Article V(4)(a) of the Constitution of BiH in its entirety. - Pursuant to Article 63(2) of the Rules of the Constitutional Court of BiH, the Law on the Implementation of Annex “G” of the Agreement on Succession Issues in the Territory of the RS (<i>Official Gazette of the RS</i>, 71/10) is repealed. Pursuant to Article 63(3) of the Rules of the Constitutional Court of BiH, the Law on the Implementation of Annex “G” of the Agreement on Succession Issues in the Territory of the RS (<i>Official Gazette of the RS</i>, 	<p>Incompatibility with the BiH Constitution established!</p>

		71/10) shall be rendered ineffective on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i> .	
<u>U-4/12</u> of 26 May 2012	Articles 3, 4, 5, 6 and 11 of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12)	<p>- Article 4(1)(1) and Article 6(1) and (3) of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12) are not compatible with Article I(2) and Article III(3)(b) of the BiH. Pursuant to Article 63(2) of the Rules of the Constitutional Court of BiH, Article 4(1)(1) and Article 6(1) and (3) of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12) are repealed in their entirety.</p> <p>- Pursuant to Article 63(3) of the Rules of the Constitutional Court of BiH, the repealed provisions of Article 4(1)(1) and Article 6(1) and (3) of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12) shall be rendered ineffective on the day after the date this decision is published in the <i>Official Gazette of BiH</i>.</p> <p>- The request filed by Mr. Sulejman Tihić, Chair of the House of the Peoples of the Parliamentary Assembly of BiH, in the part requesting review of the constitutionality of Article 3(2) and (4) and Article 11 of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12), is dismissed as ill-founded.</p> <p>- Article 3(2) and (4) and Article 11 of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS</i>, 24/12) are compatible with Articles I(2) and III(3)(b) of the Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution established!</p> <p>Incompatibility with the BiH Constitution not established!</p>
<u>U-2/11</u> of 27 May 2011	Law on Execution of the Budget of the RS for 2011 (<i>Official Gazette of the RS</i>, 1/11) and Decision on Adoption of the Budget of the RS for	- Law on Execution of the Budget of the RS for 2011 (<i>Official Gazette of the RS</i> , 1/11) and the Decision on Adoption of the Budget of the RS for 2011 (<i>Official Gazette of the RS</i> , 1/11) are compatible with Articles III(3)(b), III(5)(a) and VIII(3) of the Constitution of BiH.	Incompatibility with the BiH Constitution not established!

	2011 (<i>Official Gazette of the RS</i>, 1/11)		
<u>U-15/09</u> of 27 March 2010	Second Report of the RS to the United Nations Security Council on the Situation in BiH No. 04/1-2219/9 of 16 November 2009	- The request to find that the preparation and submission of the Second Report of the RS to the United Nations Security Council on the Situation in BiH No. 04/1-2219/9 of 16 November 2009 are in violation of Articles I(1), III(1)(a), III(3)(b), V(3)(a) and (c) and V(4)(a) of the Constitution of BiH is dismissed as ill-founded.	Incompatibility with the BiH Constitution not established!
<u>U-15/08</u> of 3 July 2009	Decision of the RS Government granting consent to Agreement entered into between Hill & Knowlton International Belgium and the RS and Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS, no. 04/1-012-2121/07 of 21 December 2007 (<i>Official Gazette of the RS</i>, 119/07), Conclusion of the RS Government No. 04/1-012-2669/08 of 13 November 2008, item 614700 of the RS Budget for 2008 (“the	- The Constitutional Court dismissed as ill-founded the request to find that the Decision of the RS Government granting consent to the Agreement entered into between Hill & Knowlton International Belgium and the RS and the Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS, no. 04/1-012-2121/07 of 21 December 2007 (<i>Official Gazette of the RS</i> , 119/07), the Conclusion of the RS Government No. 04/1-012-2669/08 of 13 November 2008, item 614700 of the RS Budget for 2008 (“the allocation of funds for the RS’s representation abroad”) which is an integral part of the Decision of the RS National Assembly adopting the RS Budget for 2008 (<i>Official Gazette of the RS</i> , 117/07), item 614700 of the RS Budget for 2009 (“the allocation of funds for the RS’s representation abroad”), which is an integral part of the Decision of the RS National Assembly adopting the RS Budget for 2009 (<i>Official Gazette of the RS</i> , 126/08), the Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS, 04/1-2058/07 of 3 January 2008 (signed on 24 December 2007), Annex I, No. 04/1-2015/08 of 8 December 2008, to the Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS No. 04/1-2058/07 of 24 December 2007, and activities of the RS carried out in the United States of America either directly or indirectly on the basis of the Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC 3 and the RS,	Incompatibility with the BiH Constitution not established!

	<p>allocation of funds for the RS's representation abroad") which is an integral part of the Decision of the RS National Assembly adopting the RS Budget for 2008 <i>(Official Gazette of the RS, 117/07)</i>, item 614700 of the RS Budget for 2009 ("the allocation of funds for the RS's representation abroad") which is an integral part of the Decision of the RS National Assembly adopting the RS Budget for 2009 <i>(Official Gazette of the RS, 126/08)</i>, Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS, no. 04/1-2058/07 of 3 January 2008 (signed on 24 December 2007),</p>	<p>04/1-2058/07 of 3 January 2008, through their authorised Agent Quinn Gillespie & Associates, Quinn Gillespie & Associates LLC and directed towards the government, institutions and officials of the United States of America and officials of certain international organisations, are incompatible with Articles III(1)(a) and (b), III(3)(b), V(3)(a) and (c) and V(4)(a) of the Constitution of BiH.</p>	
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	<p>Annex I, No. 04/1-2015/08 of 8 December 2008, to Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC and the RS no. 04/1-2058/07 of 24 December 2007, and activities of the RS carried out in the United States of America either directly or indirectly on the basis of the Memorandum of Agreement entered into between Quinn Gillespie & Associates, LLC 3 and the RS, no. 04/1-2058/07 of 3 January 2008, through their authorised Agent Quinn Gillespie & Associates, Quinn Gillespie & Associates LLC and directed towards the government, institutions and officials of the United States of America and</p>		
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	officials of certain international organisations		
<u>U-15/07</u> of 4 October 2008	Article 3(2), Article 15(2) and Articles 47, 48, 49, 50, 51 and 52 of the Expropriation Law of the RS (<i>Official Gazette of the RS</i>, 112/06 and 37/07)	- Article 3(2), Article 15(2) and Articles 47, 48, 49, 50, 51 and 52 of the Expropriation Law of the RS (<i>Official Gazette of the RS</i> , 112/06 and 37/07) are compatible with the Constitution of BiH.	Incompatibility with the BiH Constitution not established!
<u>U-3/08</u> of 4 October 2008	Articles 8, 9, 10, 11, 12, 13, 14 and 16 of the Law on Conditions and Manner of Settlement of Debts Arising from Old Foreign Currency Savings by Issuance of Bonds in the RS (<i>Official Gazette of the RS</i>, 1/08)	- Articles 8, 9, 10, 11, 12, 13, 14 and 16 of the Law on Conditions and Manner of Settlement of Debts Arising from Old Foreign Currency Savings by Issuance of Bonds in the RS (<i>Official Gazette of the RS</i> , 1/08) are compatible with the Constitution of BiH.	Incompatibility with the BiH Constitution not established!
<u>U-4/04</u> of 18 November 2006 - Partial Decision II	Articles 1 and 2 of the Law on the Family Patron-Saints' Days and Church Holidays of the RS (<i>Official Gazette of the RS</i>, 19/92)	- Articles 1 and 2 of the Law on the Family Patron-Saints' Days and Church Holidays of the RS (<i>Official Gazette of the RS</i> , 19/92) are not compatible with Article II(4) of the Constitution of BiH taken in conjunction with Articles 1.1 and 2.a) and c) of the International Convention on the Elimination of All Forms of Racial Discrimination referred to in Annex I to the Constitution of BiH. - Pursuant to Article 63(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise Articles 1 and 2 of the Law on the Family Patron-Saints' Days and Church Holidays of	Incompatibility with the BiH Constitution established!

		<p>the RS (<i>Official Gazette of the RS</i>, 19/92) with the Constitution of BiH, within six months from the date of publication of this Decision in the <i>Official Gazette of BiH</i>.</p> <p>- Article 1 of the Constitutional Law on the Flag, Coat of Arms and Anthem of the RS (<i>Official Gazette of the RS</i>, 19/92) is compatible with Article II(4) of the Constitution of BiH taken in conjunction with Articles 1.1 and 2.a) and c) of the International Convention on the Elimination of All Forms of Racial Discrimination referred to in Annex I to the Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution not established!</p>
<p><u>U-4/04</u> of 31 March 2006 - Partial Decision</p>	<p>Article 2 and 3 of the Law on Use of the Flag, Coat of Arms and the Anthem (<i>Official Gazette of the RS</i>, 4/93)</p>	<p>- Article 2 of the Law on Use of the Flag, Coat of Arms and the Anthem (<i>Official Gazette of the RS</i>, 4/93) in the part in which it is provided that the flag, coat of arms and anthem of the RS “represent statehood of the Republika Srpska”, is not compatible with Article I.1 and I.2 of the Constitution of BiH. Article 3 of the Law on the Use of Flag, Coat of Arms and Anthem (<i>Official Gazette of the RS</i>, 4/93) in the part that provides that the symbols of the RS are used “in accordance with moral norms of the Serb people” is not compatible with Article II(4) of the Constitution of BiH taken in conjunction with Article 1.1 and Article 2(a) and (c) of the International Convention on the Elimination of All Forms of Racial Discrimination referred to in Annex I to the Constitution of BiH.</p> <p>-Pursuant to Article 63(2) of the Rules of the Constitutional Court, Article 2 of the Law on Use of the Flag, Coat of Arms and the Anthem (<i>Official Gazette of RS</i>, 4/93), in the part providing that the flag, coat of arms and anthem of the RS “represent statehood of the Republika Srpska” and Article 3 of the Law on the Use of Flag, Coat of Arms and Anthem (<i>Official Gazette of the RS</i>, 4/93), in the part providing that the symbols of the RS are used “in accordance with moral norms of the Serb people”, are repealed.</p>	<p>Incompatibility with the BiH Constitution established!</p>

		<p>-Pursuant to Article 63(3) of the Rules of the Constitutional Court, the repealed provisions shall be rendered ineffective on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	
<p><u>U-14/05</u> of 2 December 2005</p>	<p>Provisions of the Law on Establishment and Mode of Settlement of the Internal Debt of the RS (<i>Official Gazette of the RS</i>, 63/04) relating to the old foreign currency</p>	<p>- Provisions of the Law on Establishment and Mode of Settlement of the Internal Debt of the RS (<i>Official Gazette of the RS</i>, 63/04) relating to the old foreign currency savings are not compatible with Article III of the Constitution of BiH.</p> <p>- The following is repealed in accordance with Article 63(2) of the Rules of the Constitutional Court of BiH:</p> <p>- In the Law on Establishment and Mode of Settlement of the Internal Debt of the RS (<i>Official Gazette of the RS</i>, 63/04), Article 3 paragraph 1(2), Article 4 paragraph 1(4) in the part reading as follows: “except court decisions and decisions of other competent bodies in respect of the old foreign currency savings 4 referred to in Article 3 paragraph 1(2) of this Law”, Article 9 paragraph 1(2) in the part reading as follows: “except court decisions and decisions of other competent bodies in respect of the old foreign currency savings referred to in Article 3 paragraph 1(2) of this Law”, as well as Articles 11 through 18.</p> <p>- Pursuant to Article 63(3) of the Rules of the Constitutional Court of BiH, the repealed provisions shall be rendered ineffective on the day after the date of publication of this Decision in the <i>Official Gazette of BiH</i>.</p>	<p>Incompatibility with the BiH Constitution established!</p>
<p><u>U-68/02</u> of 25 June 2004</p>	<p>Articles 41 and 48 of the Law on Excise Tax and Turnover Tax (<i>Official Gazette of the RS</i>, 25/02, 60/03 and 96/03)</p>	<p>- Articles 41 and 48 of the Law on Excise Tax and Turnover Tax (<i>Official Gazette of the RS</i>, 25/02, 60/03 and 96/03) are not compatible with Article I(4) of the Constitution of BiH.</p> <p>- Pursuant to Article 63(2) of the Rules of the Constitutional Court of Federal Republic of Yugoslavia, the RS National Assembly is ordered to harmonise Articles 41 and 48 of the Law on Excise Tax and Turnover</p>	<p>Incompatibility with the BiH Constitution established!</p>

		Tax with the Constitution of BiH, within three months after the date of publication of this Decision in the <i>Official Gazette of BiH</i> .	
<u>U-42/01</u> of 26 March 2004	Agreement on the Establishment of Special Parallel Relationships between the Federal Republic of Yugoslavia (“the FRY”) and the RS of 5 March 2001 (<i>Official Gazette of the RS</i>, 26/01)	<p>- Agreement on the Establishment of Special Parallel Relationships between the Federal Republic of Yugoslavia (“the FRY”) and the RS of 5 March 2001 (<i>Official Gazette of the RS</i>, 26/01) was concluded in accordance with Article III(2)(a) of the Constitution of BiH.</p> <p>- Article 2, lines 1, 2, 4, 11 and 12 of the Agreement on the Establishment of Special Parallel Relationships between the FRY and the RS is compatible with the Constitution of BiH.</p> <p>- The Agreement on the Establishment of Special Parallel Relationships between the FRY and the RS was not published in the official languages of the RS.</p> <p>- The RS Government is ordered to provide publication of the Agreement on the Establishment of Special Parallel Relationships between the FRY and the RS in the Bosnian and Croatian languages and in the Latin alphabet, within 30 days as from the date of publication of the present Decision in the <i>Official Gazette of the RS</i>.</p>	<p>Incompatibility with the BiH Constitution not established!</p> <p>Incompatibility with the BiH Constitution not established!</p>
<u>U-44/01</u> of 27 February 2004	Article 11 of the Law on Territorial Organization and Local Self-Government (<i>Official Gazette of the RS</i>, 11/94, 6/95, 26/95, 15/96, 17/96, 19/96, and	- A part of Article 11 of the Law on Territorial Organization and Local Self-Government (<i>Official Gazette of the RS</i> , 11/94, 6/95, 26/95, 15/96, 17/96, 19/96, and 6/97) and the title and Articles 1 and 2 of the Law on the Town of Srpsko Sarajevo as well as its Articles 1 and 2 (<i>Official Gazette of the RS</i> , 25/93, 8/96, 27/96, and 33/97) with respect to the names: Town of Srpsko Sarajevo, Srpski Drvar, Srpski Sanski Most, Srpski Mostar, Srpsko Goražde, Srbinje, Srpski Ključ, Srpska	Incompatibility with the BiH Constitution established!

	<p>6/97) and Articles 1 and 2 of the Law on the Town of Srpsko Sarajevo (<i>Official Gazette of the RS</i>, 25/93, 8/96, 27/96, and 33/97)</p>	<p>Kostajnica, Srpski Brod, Srpska Ilidža, Srpsko Novo Sarajevo, Srpski Stari Grad and Srpsko Orašje are not compatible with Article II(4) taken in conjunction with Articles II(3) and II(5) of the Constitution of BiH.</p> <p>Pursuant to Article 63(2) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise Article 11 of the Law on Territorial Organization and Local Self-Government and the title and Articles 1 and 2 of the Law on the Town of Srpsko Sarajevo with the Constitution of BiH, within three months after the date of publication of the present Decision in the <i>Official Gazette of BiH</i>.</p> <p>- Article 11(a) of the Law on the Territorial Organization and Local Self-Government is compatible with the Constitution of BiH.</p> <p>- The remainder of the request relating to Article 11 of the Law on Territorial Organization and Local Self-Government is dismissed.</p>	<p>Incompatibility with the BiH Constitution not established!</p> <p>Incompatibility with the BiH Constitution not established!</p>
<p><u>U-56/02</u> of 30 January 2004</p>	<p>Decision Amending the RS Constitution (<i>Official Gazette of BiH</i>, 13/02; and <i>Official Gazette of the RS</i>, 31/02)</p>	<p>Decision Amending the RS Constitution (<i>Official Gazette of BiH</i>, 13/02; and <i>Official Gazette of the RS</i>, 31/02) is compatible with Article III of the Constitution of BiH. The Decision Amending the RS Constitution regulates matters related to the judicial system of the RS, including the establishment of the High Judicial and Prosecutorial Council of the RS. Therefore, it is about matters that are within the competence of the Entity, and competences that were not transferred from the Entity to BiH by the Decision on Amendments. Therefore, the amendments to the RS Constitution on these matters, which were issued by the High Representative substituting for the RS National Assembly, are not in violation of Article III(3)(a) of the Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution not established!</p>
<p><u>U-5/98</u> of 18 and 19 August 2000 -</p>	<p>RS Constitution: Article 68 sub-paragraph 16 as modified by</p>	<p>- Article 68 sub-paragraph 16 of the RS Constitution, as modified by Amendment XXXII, Article 7(1) and Article 28(4) of the RS Constitution are not compatible with Constitution of BiH.</p>	<p>Incompatibility with the BiH Constitution established!</p>

Partial Decision IV	Amendment XXXII, Article 7(1), Article 28(4) as modified by Amendment LVI sub- paragraph 2 and Article 80(1) as modified by Amendment XL sub- paragraph 1 and Article 106(2)	<p>- Article 4 of the RS Constitution, as modified by Amendment LVI sub-paragraph 2, and Article 80(1) of the RS Constitution, as modified by Amendment XL sub-paragraph 1, and Article 106(2) are compatible with Constitution of BiH.</p> <p>- Article 68 sub-paragraph 16, as modified by Amendment XXXII, Article 7(1) and Article 28(4) shall be rendered ineffective as of the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	Incompatibility with the BiH Constitution not established!
<u>U-5/98</u> of 30 June and 1 July 2000 - Partial Decision III	RS Constitution: paragraphs 1, 2, 3 and 5 of the Preamble, supplemented by amendments XXVI and LIV, the words "State of the Serb People" and Article 1, supplemented by Amendment XLIV	<p>- Regarding the RS Constitution: The Constitutional Court declares the following provisions, or parts of the provisions, unconstitutional: a) paragraphs 1, 2, 3 and 5 of the Preamble, supplemented by amendments XXVI and LIV, b) the words "State of the Serb People" and Article 1, supplemented by Amendment XLIV.</p> <p>- The provisions or parts of the provisions of the RS Constitution which the Constitutional Court found to be in contravention of the Constitution of BiH shall be rendered ineffective as of the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	Incompatibility with the BiH Constitution established!
<u>U-5/98</u> of 18 and 19 February 2000	RS Constitution: Article 59(1), (2) and (3), Article 58(1), Article 59(4) and (5), Article 60 and Article 68(6)	<p>- The Constitutional Court declares paragraphs 1, 2, and 3 of Article 59 unconstitutional.</p> <p>- Article 58(1), Article 59(4) and (5), Article 60 and Article 68 sub-paragraph 6 are compatible with the Constitution of BiH.</p> <p>- Article 59(1), (2) and (3) of the RS Constitution shall be rendered ineffective as of the day of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Incompatibility with the BiH Constitution established!</p> <p>Incompatibility with the BiH Constitution not established!</p>
<u>U-5/98</u> of 29 January 2000 -	Article 2(2), Article 6(2), Article 44(2), Article 98 of the RS	- The Constitutional Court declares the following provisions or parts of provisions unconstitutional : a) The word "border" in Article 2(2); b) The words "or extradited" in Article 6(2); c) Article 44(2); d) Article	Incompatibility with the BiH Constitution established!

<p>Partial Decision I</p>	<p>Constitution and Article 76(2) of the RS Constitution as modified by Amendment XXXVIII and Article 138 of the RS Constitution as modified by amendments LI and LXV</p> <p>Amendment LVII to the RS Constitution, sub-paragraph 1, which supplements the Chapter on Human Rights and Freedoms; Article 80(1) of the RS Constitution as modified by Amendments XL and L sub-paragraph 2 and Article 90, as modified by Amendments XLI sub-paragraph 1 and LXII.</p>	<p>98 and Article 76(2) as modified by Amendment XXXVIII and e) Article 138 as modified by Amendments LI and LX and LXV.</p> <p>- The provisions or parts of provisions of the Constitutions of the RS and the Federation of BiH, which the Constitutional Court has found to be incompatible with the Constitution of BiH, shall be rendered ineffective as of the date of publication of this Decision in the <i>Official Gazette of BiH</i>.</p> <p>- The request with respect to the following provisions: a) Amendment LVII sub-paragraph 1, which supplements the Chapter on Human Rights and Freedoms; b) Article 80(1) as modified by Amendments XL and L sub-paragraph 2 and c) Article 90, as supplemented by Amendments XLI sub-paragraph 1 and LXII is dismissed.</p>	<p>Incompatibility with the BiH Constitution not established!</p>
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SUMMARY OF DECISIONS OF THE CONSTITUTIONAL COURT ON REQUESTS FOR REVIEW OF CONSTITUTIONALITY OF GENERAL ACTS OF TOWNS/CITIES IN THE REPUBLIKA SRPSKA	
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CITY OF BANJA LUKA

[illegible]

TOWN OF ISTOČNO SARAJEVO	
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<p><u>U-7/05</u> of 2 December 2005</p>	<p>Statute of the Town of Istočno Sarajevo (<i>Official Gazette of the Town of Istočno Sarajevo</i>, 10/00 and 1/02) and Decisions on the Election of Councillors to the Assembly of the Town of Istočno Sarajevo</p>	<p>- Statute of the Town of Istočno Sarajevo (<i>Official Gazette of the Town of Istočno Sarajevo</i>, 10/00 and 1/02) is compatible with the Constitution of BiH.</p> <p>- Constituting of the Assembly of the Town of Istočno Sarajevo based on the following decisions: Decision on the Election of Councillors to the Assembly of the Town of Istočno Sarajevo adopted by the Assembly of Sokolac Municipality, no. 01-111-48 of 15 April 2005; Decision on the Election of Councillors to the Assembly of the Town of Istočno Sarajevo adopted by the Assembly of Pale Municipality, no. 01-022/10 of 31 March 2005; Decision on the Election of Councillors to the Assembly of the Town of Istočno Sarajevo adopted by the Assembly of Lukavica Municipality, no. 01-013-600-08/05 of 5 April 2005; Decision on the Election of</p>	
		<p>Incompatibility with the BiH Constitution not established!</p>	
		<p>Incompatibility with the BiH Constitution not established!</p>	

		<p>Councillors to the Assembly of the Town of Istočno Sarajevo adopted by the Assembly of Kasindo Municipality, no. 02-023-113/05 of 15 April 2005; Decision on the Election of Councillors to the Assembly of the Town of Istočno Sarajevo adopted by the Assembly of Trnovo Municipality, no. 01-33/05 of 28 April 2005; Decision on the Election of Councillors to the Assembly of the Town Istočno Sarajevo adopted by the Assembly of Istočni Stari Grad Municipality, dated 4 April 2005 - is compatible with Article I(2) of the Constitution of BiH.</p>	
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