



Having regard to Article VI(2)(b) of the Constitution of Bosnia and Herzegovina, the Constitutional Court of Bosnia and Herzegovina at its 55th plenary session held on 29 and 30 May 2009, adopted the following

DECISION
on the Amendments to the Rules of the Constitutional Court of Bosnia and Herzegovina

Article 1

In Article 40 of the Rules of the Constitutional Court of Bosnia and Herzegovina (*Official Gazette of Bosnia and Herzegovina*, Nos. 60/05 and 64/08), new paragraphs 3 and 4 shall be added after paragraph 2 and read as follows:

„3. Exceptionally, when less than a total number of nine judges participate in a decision-making procedure at the plenary session, for the reasons referred to in Article 93 paragraph 1 or Article 99 paragraph 6 of these Rules, as well as in the event that all of the judges have not been appointed or there is a incapacity of one of the judges to exercise his/her office due to illness for a longer period, unless a minimum of five judges votes identically on a draft decision on the appeal/request, it shall be considered that the decision is taken dismissing the request/appeal”.

4. Reasoning of the decision referred to in the previous paragraph shall contain statements on all legal positions presented at the session.”

The current paragraphs 3, 4 5, 6, 7 and 8 shall become paragraphs 5, 6, 7, 8, 9 and 10.

Article 2

This Decision shall enter into force on the date of its adoption and published in the *Official Gazette of Bosnia and Herzegovina*, *Official Gazettes of the Entities* and *the Brcko District of Bosnia and Herzegovina*.

No. P-369/09
30 May 2009
Sarajevo

Seada Palavrić (signed)
President
Constitutional Court of Bosnia and Herzegovina