

SUMMARY OF ENFORCEMENT OF “U” DECISIONS FINDING UNCONSTITUTIONALITY OF ACTS OF INSTITUTIONS OF THE REPUBLIKA SRPSKA

DECISION NO.	SUBJECT OF REVIEW OF CONSTITUTIONALITY ¹	DECISION OF THE CONSTITUTIONAL COURT	ACTIONS AFTER THE ADOPTION OF THE DECISION
U-14/24 of 14 November 2024	Articles 3, 4 and 6 of the Law on Immunity of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i> , 39/24)	Article 3(2) of the Law on Immunity of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 39/24), the word “criminal”, and Articles 6 and 7 of the Law on Immunity of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 39/24) are not compatible with Articles I(2) and III(3)(b) of the Constitution of Bosnia and Herzegovina (“BiH”). Pursuant to Article 61(3) of the Rules of the Constitutional Court, Article 3(2) of the Law on Immunity of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 39/24), the word “criminal”, and Articles 6 and 7 of the Law on Immunity of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 39/24) shall be rendered ineffective on the next day following the date of the publication of the decision of the Constitutional Court of BiH in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-14/24 was not published in the <i>Official Gazette of BiH</i> .
U-12/24 of 19 September 2024	Election Law of the Republika Srpska (<i>Official Gazette of the RS</i> , 61/24)	Election Law of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 61/24) is not compatible with Articles I(2), III(3)(b) and VI(5) of the Constitution of BiH. 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 Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 61/24) shall be rendered ineffective on the next day following	Decision of the Constitutional Court no. U-12/24 was not published in the <i>Official Gazette of the Republika Srpska</i> .

¹ The subject of review of constitutionality section does not cover the integral request of the applicants but only those provisions/acts found by the Constitutional Court to be incompatible with the Constitution of BiH. For more information on the requests for review of constitutionality, see the decision(s) of the Constitutional Court.

		the date of the publication of the decision in the <i>Official Gazette of the Republika Srpska (Official Gazette of the Republika Srpska, 61/24)</i> .	
U-6/24 of 11 July 2024	Decision on the Method and Conditions of the Sale of Real Property owned by the Republika Srpska ("the RS") located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS, 114/23</i>)	Decision on the Method and Conditions of the Sale of Real Property owned by the Republika Srpska ("the RS") located within the Special Area of Jahorina, by public bidding (<i>Official Gazette of the RS, 114/23</i>) is not compatible with Article I(1), I(2) and VI(5) of the Constitution of BiH. 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, 18/05, 29/06, 85/06, 32/07, 41/07, 74/07, 99/07, 58/08 and 22/22</i>), 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, 114/23</i>) is declared null and void and shall cease to have effect on the day of publication of that decision in the <i>Official Gazette of the RS, 114/23</i>. Pursuant to Article 61 of the Rules of the Constitutional Court of BiH, the Government of the RS and the RS Ministry of Trade and Tourism are ordered to take all activities necessary to quash 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, 114/23</i>). Pursuant to Article 72(5) of the Rules of the Constitutional Court of BiH, the RS Government and the RS Ministry of Trade and Tourism are ordered to inform the Constitutional Court of BiH of the measures taken to implement the present decision, within three months from the delivery of this decision.	Decision of the Constitutional Court no. U-6/24 was published in the <i>Official Gazette of BiH, 51/24</i> of 26 July 2024. The decision of the Constitutional Court was referred to the RS Government and the RS Ministry of Trade and Tourism on 18 July 2024. The deadline for enforcement of the order from the decision expired on 19 October 2024. On 14 November 2024, the Constitutional Court, issued a ruling finding that the RS Government (Mr. Radovan Višković as the Prime Minister) and the RS Ministry of Trade and Tourism (Mr. Denis Šulić as the Minister) had failed to implement the Constitutional Court's decision no. U-6/24 of 11 July 2024. The ruling on non-enforcement was published in the <i>Official Gazette of BiH, 82/24</i> of 29 November 2024. The ruling on non-enforcement has been communicated to the Prosecutor's Office of BiH.

U-2/24 of 30 May 2024	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)	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. Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, 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. 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 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 next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-2/24 was published in the <i>Official Gazette of BiH</i>, 43/24 of 21 June 2024. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-5/23 of 30 May 2024	Law on Immovable Property Used for the Functioning of Public Authorities (<i>Official Gazette of the RS</i>, 16/23)	It is found that the Republika Srpska lacks constitutional authority 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 matter, 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 Public Authorities (<i>Official Gazette of the RS</i>, 16/23) is repealed.	Decision of the Constitutional Court no. U-5/23 was published in the <i>Official Gazette of BiH</i>, 43/24 of 21 June 2024. Considering the fact that the Constitutional Court repealed the contested law and that the law was rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>,

		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 next day following the date of publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	there is no order for the enforcement of the Constitutional Court's decision.
U-21/23 of 18 January 2024	Article 280a of the Criminal Code of the RS (<i>Official Gazette of the RS</i>, 64/17, 104/18, 15/21, 89/21, www.ohr.int - Decision of the High Representative nos. 12/23 and 73/23)	Article 280a of the Criminal Code of the RS (<i>Official Gazette of the RS</i>, 64/17, 104/18, 15/21, 89/21, www.ohr.int - Decision of the High Representative nos. 12/23 and 73/23) is not compatible with Article II(3)(h) of the Constitution of BiH and Article 10 of the European Convention for the Protection of Human Rights and Fundamental Freedoms ("the European Convention"). Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 280a of the Criminal Code of the RS (<i>Official Gazette of the RS</i>, 64/17, 104/18, 15/21, 89/21, www.ohr.int - Decision of the High Representative nos. 12/23 and 73/23) is repealed. Pursuant to Article 61(3) of the Rules of the Constitutional Court, Article 280a of the Criminal Code of the RS (<i>Official Gazette of the RS</i>, 64/17, 104/18, 15/21, 89/21, www.ohr.int - Decision of the High Representative nos. 12/23 and 73/23) shall be rendered ineffective on the following day from the date of publication of the decision of the Constitutional Court of BiH in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-21/23 was published in the <i>Official Gazette of BiH</i>, 9/24 of 6 February 2024. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-3/21 of 28 September 2023	Article 7, Article 8, Article 9, paragraph (3), Article 19, Article 22, Article 30, paragraph (1), subparagraphs (6), (7), (8), (9), (10), (13) and (14), Article 33, paragraph (1), subparagraphs (5), (6),	Article 7, Article 8, subparagraphs (1), (2), (3), (4), (5), (6), (7), (8) and (9), Article 9, paragraph (3), Article 19, Article 22, Article 30, paragraph (1), subparagraphs (6), (7), (8), (9), (10), (13) and (14), Article 33, paragraph (1), subparagraphs (5), (6), (7) and (8) and paragraph (2) of Article 33, Article 37, Article 48, paragraph (1), subparagraph (3) and paragraph (2) of Article 48, 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) are not compatible with Article I(2), III(2)(b) and III(3)(b) of the Constitution of BiH.	Decision of the Constitutional Court no. U-3/21 was published in the <i>Official Gazette of BiH</i>, 74/23 of 27 October 2023. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>,

	(7) and (8) and paragraph (2) of Article 33, Article 37, Article 48, paragraph (1), subparagraph (3) and paragraph (2) of Article 48, and Article 50 of the Law on Quality Assurance in Higher Education of the RS (Official Gazette of the RS, 67/20 and 16/23)	Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 7, Article 8, subparagraphs (1), (2), (3), (4), (5), (6), (7), (8) and (9), Article 9, paragraph (3), Article 19, Article 22, Article 30, paragraph (1), subparagraphs (6), (7), (8), (9), (10), (13) and (14), Article 33, paragraph (1), subparagraphs (5), (6), (7) and (8) and paragraph (2) of Article 33, Article 37, Article 48, paragraph (1), subparagraph (3) and paragraph (2) of Article 48, 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) are hereby repealed. Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 7, Article 8, subparagraphs (1), (2), (3), (4), (5), (6), (7), (8) and (9), Article 9, paragraph (3), Article 19, Article 22, Article 30, paragraph (1), subparagraphs (6), (7), (8), (9), (10), (13) and (14), Article 33, paragraph (1), subparagraphs (5), (6), (7) and (8) and paragraph (2) of Article 33, Article 37, Article 48, paragraph (1), subparagraph (3) and paragraph (2) of Article 48, 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 of the Constitutional Court in the <i>Official Gazette of BiH</i>.	there is no order for the enforcement of the Constitutional Court's decision.
U-2/21 of 28 September 2023	Law on Technical Regulations of the RS (Official Gazette of the RS, 98/13)	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. Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Law on Technical Regulations of the RS (<i>Official Gazette of the RS</i>, 98/13) shall be rendered ineffective on the next day following	Decision of the Constitutional Court no. U-2/21 was published in the <i>Official Gazette of BiH</i>, 74/23 of 27 October 2023. Considering the fact that the Constitutional Court repealed the contested law and that the law was rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.

		the publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	
U-17/22 of 1 and 2 December 2022	Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS</i>, 118/21) and the Law Amending the Law on the RS Administration (<i>Official Gazette of the RS</i>, 15/22)	Law on Pharmaceuticals and Medical Devices of the RS (<i>Official Gazette of the RS</i>, 118/21) and Law Amending the Law on the RS Administration (<i>Official Gazette of the RS</i>, 15/22) 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</i>, 118/21) and the Law Amending the Law on the RS Administration (<i>Official Gazette of the RS</i>, 15/22) 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</i>, 118/21) and Law Amending the Law on the RS Administration (<i>Official Gazette of the RS</i>, 15/22), shall be rendered ineffective on the first day following the date of the publication of this decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-17/22 was published in the <i>Official Gazette of BiH</i>, 84/22 of 26 December 2022. Considering the fact that the Constitutional Court repealed the contested law and that the law was rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-10/22 of 22 September 2022	Law on Immovable Property Used for the Functioning of the Public Authority (<i>Official Gazette of the RS</i>, 29/22)	It is found that the Republika Srpska lacks constitutional authority 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</i>, 29/22) as that, in accordance with Article I(1), Article III(3)(b) and Article IV(4)(e) of the Constitution of BiH, falls within the jurisdiction 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</i>, 29/22) 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</i>, 29/22), shall be rendered	Decision of the Constitutional Court no. U-10/22 was published in the <i>Official Gazette of BiH</i>, 68/22 of 11 October 2022. Considering the fact that the Constitutional Court repealed the contested law and that the law was rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.

		ineffective the day following the date of the publication of the Constitutional Court's decision in the <i>Official Gazette of BiH</i> .	
U-15/21 of 14 July 2022	Law on Non-Applicability of the Decision of the High Representative Enacting the Law Amending the Criminal Code of BiH (Official Gazette of the RS, 89/21)	Law on Non-Applicability of the Decision of the High Representative Enacting the Law Amending the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) is 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 Non-Applicability of the Decision of the High Representative Enacting the Law Amending the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) is hereby repealed. 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 Amending the Criminal Code of BiH (<i>Official Gazette of the RS</i>, 89/21) shall be rendered ineffective on the next day following the date of the publication of the present decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-15/21 was published in the <i>Official Gazette of BiH</i>, 51/22 of 2 August 2022. Considering the fact that the Constitutional Court repealed the contested law and that the law was rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-2/22 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; Conclusions regarding Information on the transfer of responsibilities from the	There is a dispute over the following acts adopted by the National Assembly of the RS: 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.	Decision of the Constitutional Court no. U-2/22 was published in the <i>Official Gazette of BiH</i>, 43/22 of 1 July 2022. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.

RS to the level of BiH in the area of defence and security no. 02/1-021-1033/21 of 10 December 2021;

Conclusions regarding Information on the transfer of responsibilities in the area of indirect taxation no. 02/1-021-1031/21 of 10 December 2021;

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

It is hereby found that 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, **are not compatible** with Article I(2) of the Constitution of BiH and Article III(3)(b) of the Constitution of BiH.

The following provisions shall be repealed: - 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; 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.

Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed provisions **shall be rendered ineffective** on the next day following the date of the publication of the decision in the *Official Gazette of BiH*.

U-18/21 of 24 March 2022	Law on Salaries and Other Compensations of Judges and Prosecutors in the RS (<i>Official Gazette of the RS</i>, 66/18)	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 International Covenant on Civil and Political Rights (“the ICCPR”), as it does not contain provisions on meal allowance. Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the National Assembly of the RS is hereby ordered to harmonise, within six months from the date on which the present Decision is delivered to 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 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, by prescribing the provisions governing the meal allowance.	Decision of the Constitutional Court no. U-18/21 was published in the <i>Official Gazette of BiH</i>, 19/22 of 5 April 2022. The deadline for enforcement of the order from the decision expired on 6 October 2022.
U-4/21 of 23 September 2021	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	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	Decision of the Constitutional Court no. U-4/21 was published in the <i>Official Gazette of BiH</i>, 63/21 of 15 October 2021. The decision was referred to the RS National Assembly on 15 October 2021. The deadline for enforcement of the order from the decision expired on 16 April 2022. On 6 July 2022, the Constitutional Court, issued a ruling on non-enforcement finding that the RS National Assembly had failed to implement the Constitutional

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 (*Official Gazette*

(š), Article 104(1), (2), (3), (4) and (5) and Article 107(3)(z) and (i) of the Law on Forests of the Republika Srpska (*Official Gazette of the RS*, 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.

Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the National Assembly of the RS **is hereby ordered** to harmonise, no later than 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 (*Official Gazette of the RS*, 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.

Court’s decision no. U-4/21. The Constitutional Court also decided that the contested provisions **would be rendered ineffective** on the day following the date of publication of the ruling in the *Official Gazette of BiH*.

The ruling on non-enforcement was published in the *Official Gazette of BiH*, 49/22 of 26 July 2022.

The Prosecutor’s Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.

	<i>of the RS, 75/08, 60/13 and 70/20)</i>		
U-16/20 of 15 July 2021 <i>Partial Decision on Admissibility and Merits</i>	Settling a dispute between BiH and the RS over the Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of <i>Buk Bijela</i> Hydro Electric Power Plant (HEPP) on the Drina River, Municipality of Foča, no. 04/1-012-2-472/16 of 4 March 2016 (<i>Official Gazette of the RS, 20/16</i>), and by the Decision awarding a concession for the construction and use of 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, 42/16</i>) and by the Concession contract no. 05.05/012-274-16/16 of 3 June 2016; by the	The Constitutional Court of BiH hereby finds that there is a dispute over decisions on concession with regard to the concession property and the authority to pass them, which were passed by the Republika Srpska, and orders the Concession Commission of BiH, as the Joint Concession Commission within the meaning of Article 4(3) and Article 6(2) of the Law on Concessions of BiH, to resolve, no later than three months as of the delivery of the present decision, the disputes between BiH and the RS, arising in connection with the concessions awarded by the Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of 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, 20/16</i>), and by the Decision awarding a concession for the construction and use of 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, 42/16</i>) and by the Concession contract no. 05.05/012-274-16/16 of 3 June 2016; by the Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of 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, 4/19</i>), and by the Decision awarding a concession for the construction and use of HEPP <i>Foča</i> on the Drina River, no. 04/1-0122-221/19 of 24 January 2019 (<i>Official Gazette of the RS, 9/19</i>) and by the Concession contract no. 05.05/360- 2-24/19 of 19 February 2019; and by the Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of 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, 4/19</i>), and by the Decision awarding a concession for the construction and use of HEPP <i>Paunci</i> on the Drina	Decision of the Constitutional Court no. U-16/20 was published in the <i>Official Gazette of BiH</i>, 49/21 of 3 August 2021. The decision was communicated to the Concession Commission of BiH on 28 July 2021. The deadline for enforcement of the order from the decision expired on 29 October 2021. On 2 and 3 December 2021, the Constitutional Court issued a ruling on non-enforcement, finding that the Concession Commission of BiH, as the Joint Concession Commission within the meaning of Article 4(3) and Article 6(2) of the Law on Concessions of BiH, failed to implement the Partial Decision of the Constitutional Court of BiH no. U 16/20 of 16 July 2021. The Constitutional Court determined the manner of enforcement of the Partial Decision no. U-16/20 of 16 July 2021 as follows: <i>The Concession Commission of BiH, as the Joint Concession Commission within the meaning of Article 4(3) and Article 6(2) of the Law on Concessions of BiH, is hereby ordered to implement the Partial Decision of the Constitutional Court of BiH no. U</i>

Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of HEPP Foča on the Drina River, no. 04/1-012-2-81/19 of 10 January 2019 (Official Gazette of the RS, 4/19), and by the Decision awarding a concession for the construction and use of HEPP Foča on the Drina River, no. 04/1-0122-221/19 of 24 January 2019 (Official Gazette of the RS, 9/19) and by the Concession contract no. 05.05/360- 2-24/19 of 19 February 2019; and by the Decision on determining the conditions for awarding a concession through a negotiation process for the construction and use of HEPP Paunci on the Drina River, no. 04/1-012-2-80/19 of 10 January 2019 (Official Gazette of the RS, 4/19),

River, no. 04/1-012-2-214/19 of 24 January 2019 (*Official Gazette of the RS*, 09/19) and by the Concession contract no. 05.05/360-2-22/19 of 19 February 2019.

Pursuant to Article 72(5) of the Rules of the Constitutional Court of BiH, the Concession Commission of BiH, as the Joint Concession Commission, **is ordered** to inform the Constitutional Court of the measures taken to enforce this decision, within three months from the delivery of this decision.

Until then, further proceedings upon the request of 24 members of the House of Representatives of BiH are postponed.

16/20 of 16 July 2021 not later than six months after the date of delivery of this Ruling and to inform the Constitutional Court of the measures taken to enforce this Decision;

The Court of Bosnia and Herzegovina is hereby ordered to take measures aimed at resolving the dispute no. SI 3 U 041293 21 Fp as a matter of urgency, against the Ruling on Appointment of the Joint Commission for Resolving Disputed Issues between Bosnia and Herzegovina and the Republika Srpska regarding the award of concessions for construction of hydropower plants on the Drina River of 31 August 2021.

The ruling was published in the *Official Gazette of BiH*, 79/21 of 28 December 2021.

The ruling was communicated to the Concession Commission on 27 December 2021.

The deadline for enforcement of the order from the ruling expired on 28 June 2022.

At a session held on 19 and 20 January 2023, the Constitutional Court of BiH again adopted the **ruling on non-enforcement** having found that the Concession Commission of BiH, as the Joint Concession Commission within the meaning of Article

	and by the Decision awarding a concession for the construction and use of 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 the Concession contract no. 05.05/360-2-22/19 of 19 February 2019		4(3) and Article 6(2) of the Law on Concessions of BiH, failed to implement Partial Decision of the Constitutional Court no. U-16/20. The ruling was published in the <i>Official Gazette of BiH</i>, 9/23 of 10 February 2023. The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.
U-6/20 of 26 March 2021	Article 128(4) of the Law on the Rights of Combatants, Disabled Veterans and the Families of Fallen Combatants of the Homeland War of the RS (<i>Official Gazette of the RS</i>, 134/11, 9/12 and 40/12)	Article 128(4) of the Law on the Rights of Combatants, Disabled Veterans and the Families of Fallen Combatants of the 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. Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the RS National Assembly is hereby ordered to harmonise Article 128(4) of the Law on the Rights of Combatants, Disabled Veterans and the Families of Fallen Combatants of the 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, within six months from the date of the publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-6/20 was published in the <i>Official Gazette of BiH</i>, 25/21 of 23 April 2021. The deadline for enforcement of the order from the decision expired on 24 October 2021. On 26 January 2022, the Constitutional Court issued a ruling on non-enforcement finding that the RS National Assembly failed to implement the decision of the Constitutional Court, namely it failed to harmonise the contested provisions with the Constitution of BiH. The Constitutional Court also determined that the contested Article of the Law shall apply in accordance with the Decision no. U-6/20, standards enshrined in the

			Constitution of BiH and the European Convention and the case law of the Constitutional Court and the European Court of Human Rights. The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i>, 8/22 of 15 February 2022. The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.
U-8/19 of 6 February 2020	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)	Article 53 of the RS Law on Agricultural Land (<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. Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 53 of the RS Law on Agricultural Land (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19) is repealed. Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 53 of the RS Law on Agricultural Land (<i>Official Gazette of the RS</i>, 93/06, 86/07, 14/10, 5/12 and 58/19) shall be rendered ineffective on the next day following the date of the publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-8/19 was published in the <i>Official Gazette of BiH</i>, 16/20 of 6 March 2020. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-9/19 of 6 February 2020	Article 2, paragraphs 11, 12, 20 and 21, Article 4, Article 6, paragraph 2, Article 8, paragraph 1, lines 1 and 2, Article 10, Article 15, paragraph 2, Article 24, Article 25,	Article 2, paragraphs 11, 12, 20 and 21, Article 4, Article 6, paragraph 2, Article 8, paragraph 1, lines 1 and 2, Article 10, Article 15, paragraph 2, Article 24, Article 25, paragraph 4, Article 28, paragraph 3, Article 30, paragraph 1, Article 94, paragraph 4, and Article 95, paragraphs 1 and 2, of the Law on Inland Waterways Navigation of the RS (<i>Official 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.	Decision of the Constitutional Court no. U-9/19 was published in the <i>Official Gazette of BiH</i>, 16/20 of 6 March 2020. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day

	paragraph 4, Article 28, paragraph 3, Article 30, paragraph 1, Article 94, paragraph 4, and Article 95, paragraphs 1 and 2, of the Law on Inland Waterways Navigation of the Republika Srpska (<i>Official Gazette of the Republika Srpska</i>, 54/19)	Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 2, paragraphs 11, 12, 20 and 21, Article 4, Article 6, paragraph 2, Article 8, paragraph 1, lines 1 and 2, Article 10, Article 15, paragraph 2, Article 24, Article 25, paragraph 4, Article 28, paragraph 3, Article 30, paragraph 1, Article 94, paragraph 4, and Article 95, paragraphs 1 and 2, of the Law on Inland Waterways Navigation of the RS (<i>Official Gazette of the RS</i>, no. 54/19), are repealed. Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the quashed provisions of Article 2, paragraphs 11, 12, 20 and 21, Article 4, Article 6, paragraph 2, Article 8, paragraph 1, lines 1 and 2, Article 10, Article 15, paragraph 2, Article 24, Article 25, paragraph 4, Article 28, paragraph 3, Article 30, paragraph 1, Article 94, paragraph 4, and Article 95, paragraphs 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 first day following the publication of this decision in the <i>Official Gazette of BiH</i>.	following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-7/19 of 4 October 2019	Article 11 (2) of the RS Constitution	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 - correction, 30/02 - correction, 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 - International Treaties</i>, 8/03). Pursuant to Article 61(2) of the Rules of the Constitutional Court 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 - correction, 30/02 - correction, 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," are repealed.	Decision of the Constitutional Court no. U-7/19 was published in the <i>Official Gazette of BiH</i>, 73/19 of 1 November 2019. Considering the fact that the Constitutional Court repealed the contested provisions and that they were rendered ineffective on the next day following the date of the publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.

		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 - correction, 30/02 - correction, 31/02, 69/02, 31/03, 98/03, 115/05, 117/05 and 48/11), which has been repealed in accordance with Article 61(3) of the Rules of the Constitutional Court, shall be rendered ineffective the day following the date of the publication of the decision of the Constitutional Court in the <i>Official Gazette of BiH</i> .	
U-2/18 of 28 March 2019	Article 2(1) of the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16)	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 the 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 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 and Article VI(5) of the Constitution of BiH. 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 the confirmed will of the Republika Srpska citizens, 9 January is recognized as the Day of the Republika Srpska”, is repealed. 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 the confirmed will of the Republika Srpska citizens, 9 January is recognized as the Day of the Republika Srpska”, shall cease to be in force on the day following the date of publication of this decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-2/18 was published in the <i>Official Gazette of BiH</i>, 30/19 of 23 April 2019. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in force on the day following the day of publication of the decision in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court’s decision.

U 7/17 of 30 November 2017	Article 109(6) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14)	Article 109(6) of the RS Law on Enforcement Procedure (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14) 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 109(6) of the RS Law on Enforcement Procedure (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14) 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 publishing this decision in the <i>Official Gazette of BiH</i>. Pursuant to Article 72(5) of the Rules of the Constitutional Court of BiH, the RS National Assembly is ordered to inform the Constitutional Court of BiH of the measures taken to enforce this decision, within the deadline set in the preceding paragraph.	Decision of the Constitutional Court no. U-7/17 was published in the <i>Official Gazette of BiH</i>, 90/17 of 22 December 2017. The deadline for enforcement of the order from the decision expired on 23 June 2018. Law Amending the Law on Enforcement Procedure was published in the <i>Official Gazette of the RS</i>, 66/18 of 17 July 2018.
U-2/17 of 1 June 2017	Article 93(4) of the RS Law on Enforcement Procedure (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14)	Article 93(4) of the RS Law on Enforcement Procedure (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14) 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 National Assembly of the RS is ordered to harmonise Article 93(4) of the Law on Enforcement Procedure of the RS (<i>Official Gazette of the RS</i>, 59/03, 85/03, 64/05, 118/07, 29/10, 57/12, 67/13 and 98/14) 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>.	Decision of the Constitutional Court no. U-2/17 was published in the <i>Official Gazette of BiH</i>, 43/17 of 16 June 2017. At its session held on 31 May 2018, the Constitutional Court issued a ruling on non-enforcement finding that the RS National Assembly failed to implement the Constitutional Court's decision and determined that the contested provisions shall cease to be in force on the day following the date of publication of this decision in the <i>Official Gazette of BiH</i>. The ruling was published in the <i>Official Gazette of BiH</i>, 47/18 of 10 July 2018.

			The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation. Law Amending the Law on Enforcement Procedure was published in the <i>Official Gazette of the RS</i>, 66/18 of 17 July 2018.
U-10/16 of 1 December 2016	Decision to Call a Republic Referendum, No. 02/1-021-894/16 of 15 July 2016 (<i>Official Gazette of the RS</i>, 68/16)	Decision to Call a Republic Referendum No. 02/1-021-894/16 of 15 July 2016 (<i>Official Gazette of the RS</i>, 68/16) is not compatible with Articles I(2) and 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</i>, 68/16) found to be incompatible with the Constitution of BiH and contrary to 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</i>, 74/16).	Decision of the Constitutional Court no. U-10/16 was published in the <i>Official Gazette of BiH</i>, 94/16 of 23 December 2016. Considering the fact that the Constitutional Court repealed the contested decision and that that decision ceased to be in force on the day following the day of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-3/13 of 26 November 2015	Article 3(b) of the RS Law on Holidays (<i>Official Gazette of the RS</i>, 43/07)	Article 3(b) of the RS Law on Holidays (<i>Official Gazette of the RS</i>, 43/07) 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 RS Law on Holidays (<i>Official Gazette of the Republika Srpska</i>, 43/07) with the Constitution of BiH, within six months from the date of delivery of this Decision.	Decision of the Constitutional Court no. U-3/13 was published in the <i>Official Gazette of BiH</i>, 100/15 of 29 December 2015. The decision was referred to the RS National Assembly on 25 December 2015. The deadline for enforcement of the order from the decision expired on 26 June 2016. At its session held on 30 September 2016, the Constitutional Court issued a ruling on

			non-enforcement and determined that Article 3(b) of the RS Law on Holidays (<i>Official Gazette of the RS</i>, 43/07) shall cease to be in force on the day following the day of publication of this ruling in the <i>Official Gazette of BiH</i>. On 25 October 2016, the National Assembly adopted the Law on the Day of the RS (<i>Official Gazette of the RS</i>, 113/16 of 30 December 2016). Article 2(1) of the cited Law reads as follows: “On the basis of the confirmed will of the Republika Srpska citizens, 9 January is established as the Day of the Republika Srpska”.
U-14/12 of 26 March 2015	Article 80(2)(4) (line 1(2) of Amendment LXXXIII) and Article 83(4) (line 5 of Amendment XL as amended by line 4 of Amendment LXXXIII) of the RS Constitution	Article 80(2)(4) (line 1(2) of Amendment LXXXIII) and Article 83(4) (line 5 of Amendment XL as amended by line 4 of Amendment LXXXIII) of the RS Constitution, Article IV.B.1, Article 1(2) (amended 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.	Decision of the Constitutional Court no. U-14/12 was published in the <i>Official Gazette of BiH</i>, 38/15 of 12 May 2015. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in force on the day following the day of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court’s decision.
U-10/14 of 4 July 2014	Decision of the RS Government on the Verification of the Accuracy and Authenticity of Data during the Registration of Permanent Residence	Decision on the 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 taken in conjunction with Article I(2) of the Constitution of BiH.	Decision of the Constitutional Court no. U-10/14 was published in the <i>Official Gazette of BiH</i>, 61/14 of 5 August 2014. Considering the fact that the Constitutional Court repealed the contested decision and that the decision

	in the Territory of the RS (<i>Official Gazette of the RS</i> , 31/14)	Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, the Decision on the 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 repealed in its entirety. Pursuant to Article 61(3) of the Rules of the Constitutional Court of BiH, the repealed Decision on the 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 cease to be in force on the day following the day of its publication in the <i>Official Gazette of BiH</i>.	ceased to be in force on the day following the day of publication in the <i>Official Gazette of BiH</i> , there is no order for the enforcement of the Constitutional Court's decision.
U-1/11 of 13 July 2012	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)	It is found that the Republika Srpska lacks constitutional authority 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, pursuant to Article I(1), Article III(1)(b) and Article IV(4)(e) of the Constitution of BiH, falls within the 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 cease to be effective the day after the date on which the present decision has been published in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-1/11 was published in the <i>Official Gazette of BiH</i>, 73/12 of 18 September 2012. Considering the fact that the Constitutional Court rendered ineffective the contested law and that the law ceased to be effective on the day following the day of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-16/11 of 13 July 2012	Law on the Implementation of Annex G of the Agreement on	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> ,	Decision of the Constitutional Court no. U-16/11 was published in the <i>Official Gazette of BiH</i> , 105/12 of 31 December 2012.

	Succession Issues in the Territory of the RS (<i>Official Gazette of the RS, 71/10</i>)	71/10), as a whole, is not compatible with Article III(1)(e), Article III(3)(b), Article IV(4)(b) and Article V(4)(a) of the Constitution of BiH. 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, 71/10</i>) 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, 71/10</i>) shall be rendered ineffective on the day following the day of the publication of this decision in the <i>Official Gazette of BiH</i>.	Considering the fact that the Constitutional Court rendered ineffective the contested law and that the law ceased to be effective on the day following the day of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-4/12 of 26 May 2012	Article 4 and Article 6 of the Law Amending the Election Law of the RS (<i>Official Gazette of the RS, 24/12</i>)	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, 24/12</i>), are not consistent with Article I(2) and Article III(3)(b) of the Constitution of 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, 24/12</i>) are repealed in their entirety. 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, 24/12</i>) shall be rendered ineffective on the next day from the date this decision is published in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-4/12 was published in the <i>Official Gazette of BiH</i>, 105/12 of 31 December 2012. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in force on the day following the day of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-4/04 of 18 November 2006	Articles 1 and 2 of the Law on the Family Patron-Saints' Days and Church Holidays (<i>Official Gazette of the RS, 19/92</i>)	Articles 1 and 2 of the Law on the Family Patron-Saints' Days and Church Holidays (<i>Official Gazette of the RS, 19/92</i>) 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.	Decision of the Constitutional Court no. U-4/04 (Partial Decision II) was published in the <i>Official Gazette of BiH</i>, 24/07 of 3 April 2007.

<i>Partial Decision II</i>		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 (<i>Official Gazette of the RS</i>, 19/92) with the Constitution of BiH, within six months as from the date of publication of this Decision in the <i>Official Gazette of BiH</i>.	The deadline for enforcement of the order from the decision expired on 4 October 2007. The RS Law on Holidays was published in the <i>Official Gazette of the RS</i>, 43/07, stipulating that with its entry into force the Law on the Family Patron-Saints' Days and Church Holidays (<i>Official Gazette of the RS</i>, 19/92) shall be rendered ineffective.
U-4/04 of 31 March 2006 <i>Partial Decision</i>	Articles 2 and 3 of the Law on Use of the Flag, Coat of Arms and Anthem (<i>Official Gazette of the RS</i>, 4/93)	Article 2 of the Law on Use of the Flag, Coat of Arms and 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, and that 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" are 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. Pursuant to Article 63(2) of the Rules of the Constitutional Court of BiH, Article 2 of the Law on Use of the Flag, Coat of Arms and Anthem (<i>Official Gazette of the 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. Pursuant to Article 63(3) of the Rules of the Constitutional Court, the annulled provisions shall be rendered ineffective on the first day	Decision of the Constitutional Court no. U-4/04 (Partial Decision I) was published in the <i>Official Gazette of BiH</i>, 47/06 of 20 June 2006. The deadline for enforcement of the order from the decision expired on 21 December 2006. The Constitutional Court issued a ruling on non-enforcement on 27 January 2007, finding that Articles 2 and 3 of the Constitutional Law on the Flag, Coat of Arms and Anthem of the RS (<i>Official Gazette of the RS</i>, 19/92) shall be rendered ineffective following the date of the publication of the ruling in the <i>Official Gazette of BiH</i>. The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i>, 45/07 of 15 June 2007.

		following the date of the publication of the present decision in the <i>Official Gazette of BiH</i>.	The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order to cease the investigation. The Constitutional Law on Amendments to the Constitutional Law on the Flag, Coat of Arms and Anthem of the RS was published in the <i>Official Gazette of the RS</i>, 125/08 of 29 December 2008. The RS Law on the Emblem was published in the <i>Official Gazette of the RS</i>, 49/07 of 15 June 2007.
U-14/05 of 2 December 2005	Provisions of the Law on Establishment and Mode of Settlement of the Internal Obligations of the RS (<i>Official Gazette of the RS</i>, 63/04) that concern the old foreign currency savings	The provisions of the Law on Establishment and Mode of Settlement of the Internal Obligations of the RS (<i>Official Gazette of the RS</i>, 63/04) that concern the old foreign currency savings are incompatible with Article III of the Constitution of BiH. The following is repealed in accordance with Article 63(2) of the Rules of the Constitutional Court of BiH: In the Law on Establishment and Mode of Settlement of the Internal Obligations of the RS (<i>Official Gazette of the RS</i>, 63/04), Article 3(1)(2), Article 4(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 referred to in Article 3(1)(2) of this Law", Article 9(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(1)(2) of this Law", as well as Articles 11 through to 18. Pursuant to Article 63(3) of the Rules of the Constitutional Court of BiH, the repealed provisions shall be rendered ineffective on the following day after the date of publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-14/05 was published in the <i>Official Gazette of BiH</i>, 2/06 of 16 January 2006. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in effect on the following day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.

U-68/02 of 25 June 2004	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)	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. Pursuant to Article 63(2) of the Rules of Procedure of the Constitutional Court of BiH, the RS National Assembly is ordered to harmonise Articles 41 and 48 of the Law on Excise Tax and Turnover 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>.	Decision of the Constitutional Court no. U-68/02 was published in the <i>Official Gazette of BiH</i>, 38/04 of 18 August 2004. The deadline for enforcement of the order from the decision expired on 19 November 2004.
U-44/01 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 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)	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 (<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 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. Pursuant to Article 63(2) of the Rules of Procedure 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 itself 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>.	Decision of the Constitutional Court no. U-44/01 was published in the <i>Official Gazette of BiH</i>, 18/04 of 11 May 2004. The deadline for enforcement of the order from the decision expired on 12 August 2004. By a Decision dated 22 September 2004, the Constitutional Court found that Decision no. U-44/01 was not implemented within the set deadline and that 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 (<i>Official Gazette of the RS</i>, 25/93, 8/96, 27/96, 33/97) in relation to the names of the towns cited in the enacting clause of the Decision U-44/01, shall cease to be in force after the date of publication of the

present Decision in the *Official Gazette of BiH*.

By the Decision of the Constitutional Court U-44/01 of 22 September 2004, the names which ceased to be in force shall, until the established inconsistencies have been removed, be temporary replaced with the following names: the name "Town of Srpsko Sarajevo" shall be replaced with the name "Town of Istočno Sarajevo", the name "Srpski Drvar" shall be replaced with the name "Istočni Drvar", the name "Srpski Sanski Most" shall be replaced with the name "Oštra Luka", the name "Srpski Mostar" shall be replaced with the name "Istočni Mostar", the name "Srpsko Goražde" shall be replaced with the name "Ustiprača", the name "Srbinje", shall be replaced with the name "Foča", the name "Srpski Ključ" shall be replaced with the name "Ribnik", the name "Srpska Kostajnica" shall be replaced by the name "Bosanska Kostajnica", the name "Srpski Brod" shall be replaced with the name "Bosanski Brod", the name "Srpska Ilidža" shall be replaced with the name "Kasindo", the name "Srpsko Novo Sarajevo" shall be replaced with the name "Lukavica", the name "Srpski Stari Grad" shall be replaced with "Istočni Stari Grad", the name "Srpsko Orašje" shall be replaced with the name "Donji Žabar".

			Law Amending the RS Law on Territorial Organization was published in the <i>Official Gazette of the RS</i>, 103/05 of 21 November 2005. Law Amending the Law on the Town of Istočno Sarajevo was published in the <i>Official Gazette of the RS</i>, 74/05 of 12 August 2005.
U-5/98 of 18 and 19 August 2000 <i>Partial Decision IV</i>	RS Constitution: a) Article 68 sub-paragraph 16, as modified by Amendment XXXII, b) Article 7 paragraph 1, c) Article 28 paragraph 4	Article 68 sub-paragraph 16 of the RS Constitution as modified by Amendment XXXII, Article 7 paragraph 1, and Article 28 paragraph 4 of the Constitution of the RS are not compatible with the Constitution of BiH. Article 68 sub-paragraph 16, as modified by Amendment XXXII, Article 7(1) and Article 28(4) shall be rendered ineffective from the date of the publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-5/98 (Partial Decision IV) was published in the <i>Official Gazette of BiH</i>, 36/00 of 31 December 2000. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in effect on the following day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-5/98 of 30 June and 1 July 2000 <i>Partial Decision III</i>	RS Constitution: a) Paragraphs 1, 2, 3 and 5 of the Preamble, as amended by Amendments XXVI and LIV, b) The wording <i>a State of the Serb people</i> and of Article 1, as modified by Amendment XLIV	Regarding the RS Constitution: the Constitutional Court declares the following provisions or parts of provisions unconstitutional: a) Paragraphs 1, 2, 3 and 5 of the Preamble, as amended by Amendments XXVI and LIV, b) The wording <i>a State of the Serb people</i> and of Article 1, as modified by Amendment XLIV. The provisions or parts of provisions of the RS Constitution which the Constitutional Court has found to be incompatible with the Constitution of BiH shall be rendered ineffective as of the date of the publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-5/98 (Partial Decision III) was published in the <i>Official Gazette of BiH</i>, 23/00 of 14 September 2000. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in effect on the following day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the

			enforcement of the Constitutional Court's decision.
U-5/98 of 18 and 19 February 2000 <i>Partial Decision II</i>	RS Constitution: Article 59 paragraphs 1, 2 and 3, Article 58 paragraph 1, Article 59 paragraphs 4 and 5, Article 60, Article 68 sub-paragraph 6	The Constitutional Court declares that Article 59 paragraphs 1, 2 and 3 of the RS Constitution are unconstitutional. Article 59 paragraphs 1, 2 and 3 of the RS Constitution of the RS shall be rendered ineffective from the date of publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-5/98 (Partial Decision II) was published in the <i>Official Gazette of BiH</i>, 17/00 of 30 June 2000. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be in effect on the following day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.
U-5/98 of 29 January 2000 <i>Partial Decision I</i>	Article 2 paragraph 2, Article 6 paragraph 2, Article 44 paragraph 2, Article 98 of the RS Constitution and Article 76 paragraph 2 of the RS Constitution as modified by Amendment XXXVIII and Article 138 of the RS Constitution as modified by Amendments LI and LXV	The Constitutional Court declares the following provisions or parts of provisions of the RS Constitution RS unconstitutional: a) The word "border" in Article 2 paragraph 2; b) The words "or extradited" in Article 6 paragraph 2; c) Article 44 paragraph 2; d) Article 98 and Article 76 paragraph 2 as modified by Amendment XXXVII; and e) Article 138 as modified by Amendments LI and LXV. The provisions or parts of provisions of the RS Constitution which the Constitutional Court has found to be incompatible with the Constitution of BiH shall be rendered ineffective from the date of publication of this Decision in the <i>Official Gazette of BiH</i>.	Decision of the Constitutional Court no. U-5/98 (Partial Decision I) was published in the <i>Official Gazette of BiH</i>, 11/00 of 17 April 2000. Considering the fact that the Constitutional Court repealed the contested provisions and that they ceased to be valid on the following day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the Constitutional Court's decision.