

## SUMMARY OF ENFORCEMENT OF “U” DECISIONS FINDING UNCONSTITUTIONALITY OF ACTS OF INSTITUTIONS OF BOSNIA AND HERZEGOVINA

DECISION NO.	SUBJECT OF REVIEW OF CONSTITUTIONALITY <sup>1</sup>	DECISION OF THE CONSTITUTIONAL COURT	ACTIONS AFTER THE ADOPTION OF THE DECISION
U-16/24 of 23 January 2025	<b>Law on Salaries and Other Compensations in the Judicial and Prosecutorial Institutions at the level of Bosnia and Herzegovina</b>	<p>Law on Salaries and Other Compensations in the Judicial and Prosecutorial Institutions at the level of Bosnia and Herzegovina (<i>Official Gazette of Bosnia and Herzegovina</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15, 77/20, 9/23 and 29/23) <b>is not compatible</b> with Article II(4) of the Constitution of Bosnia and Herzegovina (“BiH”) and Article 1 of Protocol No. 12 to the European Convention for the Protection of Human Rights and Fundamental Freedoms (“the European Convention”) because it does not contain provisions on compensations to be paid in the event of serious illness or death of a close family member.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Salaries and Other Compensations in the Judicial and Prosecutorial Institutions at the level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15, 77/20, 9/23 and 29/23) with Article II(4) of the Constitution of BiH and Article 1 of Protocol No. 12 to the European Convention, within six months after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-16/24 was published in the <i>Official Gazette of BiH</i> no. 6/25 of 7 February 2025.</p> <p>The deadline for the enforcement of the decision expires on 8 August 2025.</p>
U-10/24 of 23 January 2025	<b>Law on the Registration of Legal Entities Established by Institutions of BiH (<i>Official Gazette of BiH</i>, 33/02, 37/03 and 76/11)</b>	<p>Law on the Registration of Legal Entities Established by Institutions of BiH (<i>Official Gazette of BiH</i>, 33/02, 37/03 and 76/11) <b>is not compatible</b> with Article I(2) of the Constitution of BiH and Article 2 of Annex II to the Constitution of BiH because it does not address the issue of registration of the Academy of</p>	<p>Decision of the Constitutional Court no. U-10/24 was published in the <i>Official Gazette of BiH</i> no. 7/25 of 14 February 2025.</p>

<sup>1</sup> 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.

		<p>Sciences and Arts of BiH established on the basis of the Law on the Academy of Sciences and Arts of BiH (<i>Official Gazette of the Socialist Republic of BiH</i>, 40/75 and 33/81; and <i>Official Gazette of the Republic of BiH</i>, 15/94), the latter remaining in effect and being part of the legal system of BiH based on the constitutional principle of continuation of laws.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court of BiH, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on the Registration of Legal Entities Established by Institutions of BiH on (<i>Official Gazette of BiH</i>, 33/02, 37/03 and 76/11) with Article I(2) of the Constitution of BiH and Article 2 of Annex II to the Constitution of BiH, within six months after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>The deadline for the enforcement of the decision expires on 15 August 2025.</p>
U-9/24 of 19 September 2024	<p><b>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of Bosnia and Herzegovina</b> (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20, /23 and 29/23)</p>	<p>Article 11 of the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of Bosnia and Herzegovina (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20, 9/23 and 29/23) <b>is not compatible</b> with Article II(4) of the Constitution of Bosnia and Herzegovina ("BiH") and Article 1 of Protocol No. 12 to the European Convention for the Protection of Human Rights and Fundamental Freedoms ("the ECHR").</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Article 11 of the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20, 9/23 and 29/23) with Article II(4) of the Constitution of BiH and Article 1 of Protocol No. 12 to the ECHR, within six months of the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p> <p>Pursuant to Article 72(5) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to</p>	<p>Decision of the Constitutional Court no. U-9/24 was published in the <i>Official Gazette of BiH</i> no. 68/24 of 18 October 2024.</p> <p>The deadline for the execution of the order expires on 4 April 2025.</p>

		inform the Constitutional Court about the measures taken with a view to implementing this decision within the deadline referred to in the preceding paragraph.	
U-11/23 of 18 January 2024	<b>Article 3 paragraph (1)(4) and paragraph 2, and Article 12 of the Law on Utility Fees (<i>Official Gazette of the Socialist Republic of BiH</i>, 21/77, 35/88 and 26/89)</b>	<p>Article 3 paragraph 1(4) and paragraph 2, and Article 12 of the Law on Utility Fees (<i>Official Gazette of the Socialist Republic of BiH</i>, 21/77, 35/88 and 26/89) <b>are not compatible</b> with Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the ECHR.</p> <p>Pursuant to Article 61(2) of the Rules of the Constitutional Court of BiH, Article 3 paragraph 1(4) and paragraph 2, and Article 12 of the Law on Utility Fees (<i>Official Gazette of the SR of BiH</i>, 21/77, 35/88 and 26/89) <b>are repealed</b>.</p> <p>Pursuant to Article 61(3) of the Rules of the Constitutional Court, Article 3 paragraph 1(4) and paragraph 2, and Article 12 of the Law on Utility Fees (<i>Official Gazette of the SR of BiH</i>, 21/77, 35/88 and 26/89) <b>shall cease to be in effect</b> on the day after the date of publication of this decision of the Constitutional Court in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-11/23 was published in the <i>Official Gazette of BiH</i> no. 12/24 of 16 February 2024.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day following the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>
U-22/22 of 23 March 2023	<b>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20)</b>	<p>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20) <b>is not compatible</b> with Articles I(2) and II(4) of the Constitution of BiH, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the International Covenant on Civil and Political Rights (“the ICCPR”) because it does not contain provisions on the right to accommodation expenses and family separation allowance for professional staff in the judicial institutions of BiH.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH</p>	<p>Decision of the Constitutional Court no. U-22/22 was published in the <i>Official Gazette of BiH</i> no. 29/23 of 25 April 2023.</p> <p><b>The deadline for the execution of the order</b> expired on 25 October 2023.</p> <p>The Council of Ministers of BiH adopted a Proposal of a Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH at its 43rd meeting held on 19 March 2024.</p>

(*Official Gazette of BiH*, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20) with regard to the right to accommodation expenses and family separation allowance for professional staff in the judicial institutions of BiH with Articles I(2) and II(4) of the Constitution of BiH, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR, within six months of the date of publication of this decision in the *Official Gazette of BiH*.

The Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH was referred to the Parliamentary Assembly of BiH on 21 March 2024 to be considered as a matter of urgency.

The motion to consider the law in summary procedure was carried in the second round of voting at the 19th session of the Parliamentary Assembly of BiH held on 3 July 2024.

Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH was published in the *Official Gazette of BiH* no. 79/24 of 19 November 2024.

<p>U-23/22 of 19 January 2023</p>	<p><b>Article 5(1)(a) of the Law on the Flag of BiH (<i>Official Gazette of BiH</i>, 19/01 and 23/04)</b></p>	<p>Part of Article 5(1)(a) of the Law on the Flag of BiH ( <i>Official Gazette of BiH</i>, 19/01 and 23/04) that reads: “common Institutions or institutions governed by common institutions or answerable to common institutions” <b>is not compatible</b> with Article I(2) as read with Article III(1) of the Constitution of BiH. Pursuant to Article 61(2) of the Rules of the Constitutional Court, the part of Article 5(1)(a) of the Law on the Flag of BiH (<i>Official Gazette of BiH</i>, 19/01 and 23/04) that reads: “common Institutions or institutions governed by common institutions or answerable to common institutions” <b>is repealed</b>. Pursuant to Article 61(3) of the Rules of the Constitutional Court, the part of Article 5(1)(a) of the Law on the Flag of BiH (<i>Official Gazette of BiH</i>, 19/01 and 23/04) that reads: “common Institutions or institutions governed by common institutions or answerable to common institutions” <b>shall cease to be in effect</b> on the day after the date of publication of this decision of the Constitutional Court of BiH in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-23/22 was published in the <i>Official Gazette of BiH</i> no. 11/23 of 17 February 2023.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>
<p>U-25/22 of 19 January 2023</p>	<p><b>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20)</b></p>	<p>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20) <b>is not compatible</b> with Articles I(2) and II(4) of the Constitution of BiH, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR because it does not contain provisions on compensations for mandatory on-call or standby duty.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05, 32/07, 17/13, 5/14, 40/14, 48/15 and 77/20) with regard to compensations for mandatory</p>	<p>Decision of the Constitutional Court no. U-25/22 was published in the <i>Official Gazette of BiH</i> no. 9/23 of 10 February 2023.</p> <p><b>The deadline for the execution of the order</b> expired on 10 August 2023.</p> <p>The Council of Ministers of BiH adopted a Proposal of a Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH at its 43rd meeting held on 19 March 2024.</p>

		<p>on-call or standby duty in the judicial institutions of BiH with Articles I(2) and II(4) of the Constitution of BiH, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR.</p>	<p>The Law was referred to the Parliamentary Assembly of BiH on 21 March 2024 to be considered as a matter of urgency.</p> <p>The motion to consider the law in summary procedure was carried in the second round of voting at the 19th session of the Parliamentary Assembly of BiH held on 3 July 2024.</p> <p>Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH was published in the <i>Official Gazette of BiH</i> no. 79/24 of 19 November 2024.</p>
U-9/21 of 2 December 2021	<p><b>Article 12(2) and (4) of the Rules of Service of the Armed Forces of BiH no. 06-02-3-4958/12 of 28 December 2012</b></p>	<p>Article 12(2) and (4) of the Rules of Service in the Armed Forces of BiH no. 06-02-3-4958/12 of 28 December 2012 <b>is not compatible</b> with Article II(3)(f) and (g) of the Constitution of BiH and Articles 8 and 9 of the ECHR.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Minister of Defence of BiH <b>is ordered</b> to harmonise Article 12(2) and (4) of the Rules of Service in the Armed Forces of BiH no. 06-02-3-4958/12 of 28 December 2012 with Article II(3)(f) and (g) of the Constitution of BiH and Articles 8 and 9 of the ECHR, within three months of the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p> <p>Pursuant to Article 72(5) of the Rules of the Constitutional Court, the Minister of Defence of BiH <b>is ordered</b> to inform the Constitutional Court about the measures taken with a view to implementing this decision within the deadline referred to in the preceding paragraph.</p>	<p>Decision of the Constitutional Court no. U-9/21 was published in the <i>Official Gazette of BiH</i> no. 76/21 of 17 December 2021.</p> <p>On 22 February 2022, the Ministry of Defence of BiH issued a Rule Amending the Rules of Service in the Armed Forces of BiH, in line with the Decision of the Constitutional Court no. U-9/21.</p>

U-5/16  
of 26  
March  
2021 –  
second  
partial  
decision

**Article 109(1) and (2) of the Criminal Procedure Code of BiH (*Official Gazette of BiH*, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13)**

The second sentence of paragraph 1 and paragraph 2 of Article 109 of the Criminal Procedure Code of BiH (*Official Gazette of BiH*, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) **are not compatible** with Article II(3)(f) of the Constitution of BiH and Article 8 of the ECHR.

Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH **is ordered** to harmonise the second sentence of paragraph 1 and paragraph 2 of Article 109 of the Criminal Procedure Code of BiH (*Official Gazette of BiH*, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article II(3)(f) and (g) of the Constitution of BiH and Article 8 of the ECHR, within six months of the date of delivery of this decision.

Decision of the Constitutional Court no. U-15/16 (second partial decision) was published in the *Official Gazette of BiH* no. 22/21 of 13 April 2021.

Decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 6 April 2021.

**The deadline for the execution of the order** expired on 6 October 2021.

On 26 January 2022, the Constitutional Court issued a **ruling on non-enforcement** finding that the Parliamentary Assembly of BiH failed to implement the Decision of the Constitutional Court no. U-5/16 within the set deadline. At the same time, the Constitutional Court **ordered** that the second sentence of paragraph 1 and paragraph 2 of Article 109 of the Criminal Procedure Code of BiH be applied in line with the said decision, the standards under the Constitution and the ECHR, and the case law of the Constitutional Court of BiH and of the European Court of Human Rights (ECtHR).

The ruling was published in the *Official Gazette of BiH* no. 8/22 of 15 February 2022.

On 30 April 2024, the Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.



<p>U-8/17 of 30 November 2017</p>	<p><b>Article 1(1)(7) of the Rulebook Amending the Rulebook on Wearing a Uniform (adopted by the director of the Border Police of BiH) no. 17-07-02-1161-7/06 of 30 January 2017</b></p>	<p>Part of Article 1(1)(7) of the Rulebook Amending the Rulebook on Wearing a Uniform no. 17-07-02-1161-7/06 of 30 January 2017 (adopted by the director of the Border Police of BiH) that reads “Police officers, when in uniform, their bears must be shaved” <b>is not compatible</b> with Article II(3)(f) and (g) of the Constitution of BiH and Articles 8 and 9 of the ECHR.</p> <p>Pursuant to Article 61(2) of the Rules of the Constitutional Court, the part of Article 1(1)(7) of the Rulebook Amending the Rulebook on Wearing a Uniform no. 17-07-02-1161-7/06 of 30 January 2017 (adopted by the director of the Border Police of BiH) that reads: “Police officers, when in uniform, their bears must be shaved” <b>is repealed</b>.</p> <p>Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed Article 1(1)(7) of the Rulebook Amending the Rulebook on Wearing a Uniform no. 17-07-02-1161-7/06 of 30 January 2017 (adopted by the director of the Border Police of BiH) that reads: “Police officers, when in uniform, their bears must be shaved” <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-8/17 was published in the Official Gazette of BiH“ no. 90/17 of 22 December 2017.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>
<p>U-6/16 of 6 July 2017</p>	<p><b>Article 114(3) of the Law on Police Officers of BiH (<i>Official Gazette of BiH</i>, 27/04, 63/04, 5/06, 33/06, 58/06, 15/08, 35/09 and 7/12)</b></p>	<p>Article 114(3) of the Law on Police Officers of BiH (<i>Official Gazette of BiH</i>, no. 27/04, 63/04, 5/06, 33/06, 58/06, 15/08, 35/09 and 7/12) <b>is not compatible</b> with Article I(2) of the Constitution of BiH.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Article 114(3) of the Law on Police Officers of BiH (<i>Official Gazette of BiH</i>, no. 27/04, 63/04, 5/06, 33/06, 58/06, 15/08, 35/09 and 7/12) with Article I(2) of the Constitution of BiH, within six months of the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-6/16 was published in the <i>Official Gazette of BiH</i> no. 57/17 of 11 August 2017.</p> <p><b>The deadline for the execution of the order</b> expired on 11 February 2018.</p> <p>On 31 May 2018, the Constitutional Court issued a <b>ruling on non-enforcement</b> finding that the Parliamentary Assembly of BiH failed to implement the decision within the set deadline. At the same time, the Court found that Article 114(3) of the Law on Police Officers of BiH <b>shall cease to be in effect</b> on</p>



			<p>the day after the date of publication of this ruling in the <i>Official Gazette of BiH</i>.</p> <p>The ruling was published in the <i>Official Gazette of BiH</i> no. 42/18 of 22 June 2018.</p> <p>The ruling was communicated to the Prosecutor's Office of BiH on 19 July 2018.</p> <p>The Prosecutor's Office of BiH did not respond to the ruling on non-enforcement.</p>
U-21/16 of 1 June 2017	Article 78(3), (4) and (5) of the Law on the Intelligence and Security Agency of BiH	<p>Article 78(3), (4) and (5) of the Law on the Intelligence and Security Agency of BiH (<i>Official Gazette of BiH</i>, 12/04, 20/04, 56/06, 32/07, 50/08 and 12/09) <b>is not compatible</b> with Article I(2) of the Constitution of BiH as read with Article II(3)(f) of the Constitution of BiH and Article 8 of the ECHR.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Article 78(3), (4) and (5) of the Law on the Intelligence and Security Agency of BiH (<i>Official Gazette of BiH</i>, 12/04, 20/04, 56/06, 32/07, 50/08 and 12/09) with Article I(2) of the Constitution of BiH as read with Article II(3)(f) of the Constitution of BiH and Article 8 of the ECHR, within six months of the date of delivery of this decision.</p>	<p>Decision of the Constitutional Court no. U-21/16 was published in the <i>Official Gazette of BiH</i> no. 43/17 of 16 June 2017.</p> <p>The decision was referred to the Parliamentary Assembly of BiH on 12 June 2017.</p> <p><b>The deadline for the execution of the order</b> expired on 13 December 2017.</p> <p>On 31 May 2018, the Constitutional Court issued a <b>ruling on non-enforcement</b> finding that the Parliamentary Assembly of BiH failed to implement the decision within the set deadline. At the same time, the Court <b>ordered</b> that, pending implementation of this decision by the Parliamentary Assembly of BiH, the disputed provisions be applied in line with the said decision, the standards under the Constitution and the ECHR, and the case law of the Constitutional Court of BiH and of the ECtHR.</p>

			The ruling was published in the <i>Official Gazette of BiH</i> no. 42/18 of 22 June 2018.
U-5/16 of 1 June 2017 – <i>first partial decision</i>	<b>Article 84(2), (3) and (4), Article 117(d), Article 118(3), Article 225(2) and Article 226(1) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13)</b>	<p>Article 84(2), (3) and (4) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) <b>is not compatible</b> with Article I(2) of the Constitution of BiH.</p> <p>Article 117(d) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) <b>is not compatible</b> with Article I(2) as read with Article II(3)(f) of the Constitution of BiH.</p> <p>Article 118(3) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) <b>is not compatible</b> with Article I(2) as read with Article II(3)(f) of the Constitution of BiH.</p> <p>Article 225(2) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) <b>is not compatible</b> with Article I(2) as read with Article II(3)(f) of the Constitution of BiH.</p> <p>Article 226(1) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) <b>is not compatible</b> with Article I(2) of the Constitution of BiH.</p> <p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise, within six months of the date of delivery of this</p>	<p>Decision of the Constitutional Court no. U-5/16 was published in the <i>Official Gazette of BiH</i> no. 49/17 of 7 July 2017.</p> <p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 29 June 2017.</p> <p><b>The deadline for the execution of the order</b> expired on 30 December 2017.</p> <p>On 31 May 2018, the Constitutional Court issued a <b>ruling on non-enforcement</b> finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-5/16. At the same time, the Court <b>ordered</b> that Article 84(2), (3) and (4), Article 117(d), Article 118(3), Article 225(2) and Article 226(1) of the Criminal Procedure Code of BiH be applied in line with the said decision, the standards under the Constitution and the ECHR, and the case law of the Constitutional Court of BiH and of the ECtHR.</p> <p>The ruling was published in the <i>Official Gazette of BiH</i> no. 42/18 of 22 June 2018.</p> <p>Law Amending the Criminal Procedure Code of BiH was published in the <i>Official Gazette of BiH</i> no. 65/18 of 21 September 2018.</p>

		<p>decision, the following provisions: Article 84(2), (3) and (4) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article I(2) of the Constitution of BiH; Article 117(d) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article I(2) as read with Article II(3)(f) of the Constitution of BiH; Article 118(3) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article I(2) as read with Article II(3)(f) of the Constitution of BiH; Article 225(2) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article I(2) as read with Article II(3)(e) of the Constitution of BiH; and Article 226(1) of the Criminal Procedure Code of BiH (<i>Official Gazette of BiH</i>, 3/03, 32/03, 36/03, 26/04, 63/04, 13/05, 48/05, 46/06, 76/06, 29/07, 32/07, 53/07, 76/07, 15/08, 58/08, 12/09, 16/09, 93/09 and 72/13) with Article I(2) of the Constitution of BiH.</p>	
<p><b>U-23/14 of 1 December 2016</b></p>	<p><b>Article 10.12 paragraph 2 of Subchapter B and Article 20.16.A paragraph 2(a) through (j) of Chapter 20 (Transitional and Final Provisions) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06,</b></p>	<p>Part of <b>Article 10.12 paragraph 2 of Subchapter B</b> that reads: “Each constituent people shall be allocated one seat in every canton” and Article 20.16.A paragraph 2(a) through (j) of Chapter 20 (Transitional and Final Provisions) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08, 37/08, 32/10, 18/13, 7/14 and 31/16) <b>are not compatible</b> with Article I(2) of the Constitution of BiH.</p>	<p>Decision of the Constitutional Court no. U-23/14 was published in the <i>Official Gazette of BiH</i> no. 1/17 of 6 January 2017.</p> <p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 29 December 2016.</p> <p><b>The deadline for the execution of the order</b> expired on 30 June 2017.</p>

	24/06, 32/07, 33/08, 37/08, 32/10, 18/13, 7/14 and 31/16)	<p>Pursuant to Article 61(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the part of Article 10.12 paragraph 2 of Subchapter B that reads: “Each constituent people shall be allocated one seat in every canton” and Article 20.16.A paragraph 2(a) through (j) of Chapter 20 (Transitional and Final Provisions) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08, 37/08, 32/10, 18/13, 7/14 and 31/16) with Article I(2) of the Constitution of BiH, within six months of the date of delivery of this decision.</p>	<p>On 6 July 2017, the Constitutional Court issued a <b>ruling on non-enforcement</b> finding that the Parliamentary Assembly of BiH failed to implement the decision within the set deadline. At the same time, the Court found that the relevant part of Article 10.12. paragraph 2 of Subchapter B <b>shall cease to be in effect</b> on the day after the date of publication of this ruling in the <i>Official Gazette of BiH</i>.</p> <p>The ruling was published in the <i>Official Gazette of BiH</i> no. 54/17 of 28 July 2017.</p> <p>The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.</p> <p>In view of the complexity of the issues covered by this decision, the Constitutional Court decided that it would subsequently examine in detail the implications of the decisions imposed by the High Representative for BiH (amendments to the Constitution of the Federation of BiH and Law Amending the Election Law of BiH, <i>Official Gazette of BiH</i> no. 67/22), as well as the implications of the Decision of the Constitutional Court no. U-27/22 addressing the constitutionality of the referenced decisions on the status of enforcement of the decision in case U-23/14.</p>
U-28/14 of	Article 10 of the Rulebook Amending the Rulebook on the criteria, procedure and	Part of Article 10 of the Rulebook Amending the Rulebook on the criteria, procedure and manner of distribution of foreign permits za foreign licences to domestic hauliers for carriage of	Decision of the Constitutional Court no. U-28/14 was published in the <i>Official Gazette of BiH</i> no. 100/15 of 29 December 2015.

<p>26 November 2015</p>	<p>manner of distribution of foreign licences to domestic hauliers for carriage of goods (<i>Official Gazette of BiH</i>, 79/09) and Chapter III paragraph 1(2) and paragraph 2(2) of the Notice on the initiation of procedure of distribution of CEMT permits and bilateral annual permits for France and Belgium for the year 2015</p>	<p>goods (<i>Official Gazette of BiH</i>, 79/09) that amends Article 16(2)(a) <b>is not compatible</b> with Article II(3)(k) of the Constitution of BiH and Article 1 of Protocol No. 1 to the ECHR.</p> <p>Pursuant to Article 61(2) of the Rules of the Constitutional Court, the part of Article 10 of the Rulebook Amending the Rulebook on the criteria, procedure and manner of distribution of foreign permits za foreign licences to domestic hauliers for carriage of goods (<i>Official Gazette of BiH</i>, 79/09) that amends Article 16(2)(a) <b>is repealed</b>.</p> <p>Pursuant to Article 61(3) of the Rules of the Constitutional Court, the repealed part of Article 10 of the Rulebook Amending the Rulebook on the criteria, procedure and manner of distribution of foreign permits za foreign licences to domestic hauliers for carriage of goods ( <i>Official Gazette of BiH</i>, 79/09) that amends Article 16(2)(a) <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>
<p>U-14/12 of 26 March 2015</p>	<p>Articles 9.13, 9.14, 9.16 and 12.3 of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02,9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08, 37/08, 32 /10, 18/13 and 7/14)</p>	<p>Articles 9.13, 9.14, 9.16 and 12.3 of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02,9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08, 37/08, 32 /10, 18/13 and 7/14) <b>are not compatible</b> with Article II(4) of the Constitution of BiH and Article 1 of Protocol No. 12 to the ECHR.</p>	<p>Decision of the Constitutional Court no. U-14/12 was published in the <i>Official Gazette of BiH</i> no. 38/15 of 12 May 2015.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, there is no order for the enforcement of the decision of the Constitutional Court.</p> <p>Decision of the High Representative amending Articles 9.13, 9.14 and 9.16 of the Law Amending the Election Law of BiH was</p>

			published in the <i>Official Gazette of BiH</i> no. 67/22 of 7 October 2022.
U-29/13 of 28 March 2014	<b>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05 and 32/07)</b>	<p>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05 and 32/07), on the grounds of not containing provisions on reimbursement of accommodation costs during work, <b>is not compatible</b> with Article I(2) of the Constitution of BiH and Article II(4) of the Constitution of BiH, as read with Article 14 of the ECHR, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05 and 32/07) with regard to reimbursement of accommodation costs with Article I(2) of the Constitution of BiH and Article II(4) of the Constitution of BiH, as read with Article 14 of the ECHR, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR, within six months of the date of delivery of this decision.</p>	<p>Decision of the Constitutional Court no. U-29/13 was published in the <i>Official Gazette of BiH</i> no. 40/14 of 20 May 2014.</p> <p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 12 May 2014.</p> <p><b>The deadline for the execution of the order</b> expired on 13 November 2014.</p> <p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 14 May 2015, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-29/13 within the set deadline.</p> <p>The Prosecutor's Office of BiH never responded to the ruling on non-enforcement.</p> <p>Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH was published in the <i>Official Gazette of BiH</i> no. 77/20 of 27 November 2020.</p>
U-7/12 of 30 January 2013	<b>Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05 and 32/07)</b>	Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH ( <i>Official Gazette of BiH</i> , 90/05 and 32/07) <b>is not compatible</b> with Article I(2) of the Constitution of BiH and Article II(4) of the Constitution of BiH, as read with Article 14 of the ECHR, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR because it does not	Decision of the Constitutional Court no. U-7/21 was published in the <i>Official Gazette of BiH</i> no. 17/13 of 5 March 2013.



		<p>contain provisions with regard to reimbursement of travel costs, meal allowance and family separation.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH (<i>Official Gazette of BiH</i>, 90/05 and 32/07) with regard to reimbursement of travel costs, meal allowance and family separation with Article I(2) of the Constitution of BiH and Article II(4) of the Constitution of BiH, as read with Article 14 of the ECHR, Article 1 of Protocol No. 12 to the ECHR and Article 26 of the ICCPR, within six months of the date of delivery of this decision.</p>	<p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 27 February 2013.</p> <p><b>The deadline for the execution of the order</b> expired on 27 August 2013.</p> <p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 23 December 2013, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-7/12 within the set deadline.</p> <p>The Prosecutor's Office of BiH never responded to the ruling on non-enforcement.</p> <p>The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i> no. 5/14 of 21 January 2014.</p> <p>Law Amending the Law on Salaries and Other Compensations in Judicial and Prosecutorial Institutions at the Level of BiH was published in the <i>Official Gazette of BiH</i> no. 77/20 of 27 November 2020.</p>
U-6/12 of 13 July 2012	Law on Civil Procedure before the Court of BiH ( <i>Official Gazette of BiH</i> , 36/04 and 84/07)	<p>Law on Civil Procedure before the Court of BiH (<i>Official Gazette of BiH</i>, 36/04 and 84/07) <b>is not compatible</b> with Article II(3)(e) of the Constitution of BiH and Article 6(1) of the ECHR.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise the Law on Civil Procedure before the Court of BiH (<i>Official Gazette of BiH</i>, 36/04 and 84/07) with regard to delegation of competences with Article II(3)(e) of the</p>	<p>Decision of the Constitutional Court no. U-6/12 was published in the <i>Official Gazette of BiH</i> no. 75/12 of 25 September 2012.</p> <p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 6 August 2012.</p>

		<p>Constitution of BiH and Article 6(1) of the ECHR, within six months of the date of delivery of this decision.</p>	<p><b>The deadline for the execution of the order</b> expired on 7 February 2013.</p> <p>Law Amending the Law on Civil Procedure before the Court of BiH was published in the <i>Official Gazette of BiH</i> no. 36/04, 84/07, 785/12 – decision of the CC BiH, 58/13, 94/16 and 34/21.</p>
<p>U-9/11 of 23 September 2011</p>	<p><b>Articles 17 and 39(1) of the Law on Citizenship of BiH (<i>Official Gazette of BiH</i>, 4/97, 13/99, 41/02, 6/03, 14/03, 82/05, 43/09 and 76/09)</b></p>	<p>Articles 17 and 39(1) of the Law on Citizenship of BiH (<i>Official Gazette of BiH</i>, 4/97, 13/99, 41/02, 6/03, 14/03, 82/05, 43/09 and 76/09) <b>are not compatible</b> with Article I(7)(b) and (d) of the Constitution of BiH.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Articles 17 and 39(1) of the Law on Citizenship of BiH (<i>Official Gazette of BiH</i>, 4/97, 13/99, 41/02, 6/03, 14/03, 82/05, 43/09 and 76/09) with Article I(7)(b) and (d) of the Constitution of BiH, within six months of the date of delivery of this decision.</p>	<p>Decision of the Constitutional Court no. U-9/11 was published in the <i>Official Gazette of BiH</i> no. 99/11 of 13 December 2011.</p> <p>The decision of the Constitutional Court was referred to the Parliamentary Assembly of BiH on 3 November 2011.</p> <p><b>The deadline for the execution of the order</b> expired on 4 May 2012.</p> <p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 28 September 2012, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-9/11 within the set deadline. At the same time, the Constitutional Court found that the disputed provisions <b>shall cease to be in effect</b> on the day after the date of publication of this ruling in the <i>Official Gazette of BiH</i>.</p> <p>The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i> no. 85/12.</p> <p>The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.</p>

			Law Amending the Law on Citizenship of BiH was published in the <i>Official Gazette of BiH</i> no. 87/13 of 11 November 2013.
U-3/11 of 27 May 2011	<b>Article 5 of the Law on the Unique Master Citizen Number (<i>Official Gazette of BiH</i>, 32/01 and 63/08)</b>	<p>Article 5 of the Law on the Unique Master Citizen Number (<i>Official Gazette of BiH</i>, 32/01 and 63/08) <b>is not compatible</b> with Article I(2) of the Constitution of BiH.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Article 5 of the Law on the Unique Master Citizen Number (<i>Official Gazette of BiH</i>, 32/01 and 63/08) with the Constitution of BiH, within six months of the date of delivery of this decision.</p>	<p>Decision of the Constitutional Court no. U-3/11 was published in the <i>Official Gazette of BiH</i> no. 63/11 of 8 August 2011.</p> <p><b>The deadline for the execution of the order</b> expired on 9 February 2012.</p> <p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 16 January 2013, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-3/11 within the set deadline. At the same time, the Constitutional Court found that the disputed provisions <b>shall cease to be in effect</b> on the day after the date of publication of this ruling in the <i>Official Gazette of BiH</i>.</p> <p>The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i> no. 11/13 of 12 February 2013.</p> <p>The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.</p> <p>Law Amending the Law on the Unique Master Citizen Number was published in the <i>Official Gazette of BiH</i> no. 87/13.</p>

<p>U-4/11 of 27 May 2011</p>	<p><b>Articles 9.3 and 20.13.(3) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08)</b></p>	<p>Articles 9.3 and 20.13.(3) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08) <b>are not compatible</b> with Article I(2) of the Constitution of BiH.</p> <p>Pursuant to Article 63(4) of the Rules of the Constitutional Court, the Parliamentary Assembly of BiH <b>is ordered</b> to harmonise Articles 9.3 and 20.13.(3) of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08) with the Constitution of BiH, within six months of the publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-4/11 was published in the <i>Official Gazette of BiH</i> no. 63/11 of 8 August 2011.</p> <p><b>The deadline for the execution of the order</b> expired on 9 February 2012.</p> <p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 16 January 2013, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-4/11. At the same time, the Constitutional Court found that the disputed provisions <b>shall cease to be in effect</b> on the day after the date of publication of this ruling in the <i>Official Gazette of BiH</i>.</p> <p>The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i> no. 11/13 of 12 February 2013.</p> <p>The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.</p> <p>Law Amending the Election Law of BiH was published in the <i>Official Gazette of BiH</i> no. 7/14 of 28 January 2014.</p>
<p>U-9/09 of 26 November 2010</p>	<p><b>Articles 19.2 and 19.4 of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08)</b></p>	<p>Articles 19.2 and 19.4 of the Election Law of BiH (<i>Official Gazette of BiH</i>, 23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08) <b>are not compatible</b> with Article 25 of the ICCPR constituting an integral part of the Constitution of BiH.</p> <p>Article 19.2 paragraphs 1 and 3 and Article 19.4 paragraphs 2 through 8 of the Election Law of BiH (<i>Official Gazette of BiH</i>,</p>	<p>Decision of the Constitutional Court no. U-9/09 was published in the <i>Official Gazette of BiH</i> no. 48/11 of 16 June 2011.</p> <p><b>The deadline for the execution of the order</b> expired on 17 December 2011.</p>

		<p>23/01, 7/02, 9/02, 20/02, 25/02, 4/04, 20/04, 25/05, 52/05, 65/05, 77/05, 11/06, 24/06, 32/07, 33/08 and 37/08) <b>are not compatible</b> with Article II(4) of the Constitution of BiH as read with Article 25 ICCPR.</p> <p>The Parliamentary Assembly of BiH <b>is ordered</b> to amend the unconstitutional provisions of the Election Law of BiH in line with this decision, within six months of the publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>The Constitutional Court issued a <b>ruling on non-enforcement</b> on 18 January 2012, finding that the Parliamentary Assembly of BiH failed to implement the decision of the Constitutional Court no. U-9/09. At the same time, the Court ordered that Article 19.2 paragraphs 1 and 3 and Article 19.4 paragraphs 2 through 8 of the Election Law of BiH <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p> <p>The ruling on non-enforcement was published in the <i>Official Gazette of BiH</i> no. 15/12 of 27 February 2012.</p> <p>The Prosecutor's Office of BiH informed the Constitutional Court that it issued an order not to conduct an investigation.</p>
U-12/09 of 28 May 2010	<p><b>Article 35 of the Law on Salaries and Compensations in the Institutions of BiH (<i>Official Gazette of BiH</i>, 50/08 and 35/09) and Decision of the Council of Ministers of BiH on the manner and procedure of exercise of the right to maternity allowance in the institutions of BiH (<i>Official Gazette of BiH</i>, 58/09)</b></p>	<p>Article 35 of the Law on Salaries and Compensations in the Institutions of BiH (<i>Official Gazette of BiH</i>, 50/08 and 35/09) <b>is not compatible</b> with Article II(4) of the Constitution of BiH as read with Article 1 of Protocol No. 12 to the ECHR, Articles 1, 2 and 11 of the UN Convention on the Elimination of All Forms of Discrimination against Women, Article 26 of the ICCPR and Article 10 of the International Covenant on Economic, Social and Cultural Rights.</p> <p>Pursuant to Article 63(2) of the Rules of the Constitutional Court, Article 35 of the Law on Salaries and Compensations in the Institutions of BiH (<i>Official Gazette of BiH</i>, 50/08 and 35/09) <b>is repealed</b>.</p> <p>Pursuant to Article 63(2) of the Rules of the Constitutional Court, Decision of the Council of Ministers of BiH on the manner</p>	<p>Decision of the Constitutional Court no. U-12/09 was published in the <i>Official Gazette of BiH</i> no. 80/10 of 28 September 2010.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>

		<p>and procedure of exercise of the right to maternity allowance in the institutions of BiH (<i>Official Gazette of BiH</i>, 58/09) <b>is repealed</b>, as the legal basis for its adoption ceased to exist following the repeal of Article 35 of the Law on Salaries and Compensations in the Institutions of BiH (<i>Official Gazette of BiH</i>, 50/08 and 35/09).</p> <p>Pursuant to Article 63(3) of the Rules of the Constitutional Court, the repealed Article 35 of the Law on Salaries and Compensations in the Institutions of BiH (<i>Official Gazette of BiH</i>, 50/08 and 35/09) and Decision of the Council of Ministers of BiH on the manner and procedure of exercise of the right to maternity allowance in the institutions of BiH (<i>Official Gazette of BiH</i>, 58/09) <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	
U-5/09 of 25 September 2009	<b>Law on the Protection of Domestic Production under the CEFTA (<i>Official Gazette of BiH</i>, 49/09)</b>	<p>Law on the Protection of Domestic Production under the CEFTA (<i>Official Gazette of BiH</i>, 49/09) <b>is not compatible</b> with Article III(3)(b) of the Constitution of BiH.</p> <p>Pursuant to Article 63(2) of the Rules of the Constitutional Court, the Law on the Protection of Domestic Production under the CEFTA (<i>Official Gazette of BiH</i>, 49/09) <b>is repealed</b> in its entirety.</p> <p>Pursuant to Article 63(3) of the Rules of the Constitutional Court, the repealed Law on the Protection of Domestic Production under the CEFTA (<i>Official Gazette of BiH</i>, 49/09) <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>Decision of the Constitutional Court no. U-5/09 was published in the <i>Official Gazette of BiH</i> no. 18/10 of 9 March 2010.</p> <p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p>
U-1/08 of 25 January 2008	<b>Article 11(6) of the Law on Financing the Institutions of BiH (<i>Official Gazette of BiH</i>, 61/04)</b>	<p>Part of Article 11(6) of the Law on Financing the Institutions of BiH (<i>Official Gazette of BiH</i>, 61/04) that reads: "If the budget is not adopted by 31 March, no expenditures for any purpose will be paid save payments of outstanding debt until the budget is</p>	<p>Decision of the Constitutional Court no. U-1/08 was published in the <i>Official Gazette of BiH</i> no. 27/08 of 1 April 2008.</p>



		<p>not properly adopted” <b>is not compatible</b> with Article VIII(2) of the Constitution of BiH.</p> <p>Pursuant to Article 63(2) of the Rules of the Constitutional Court, the part of Article 11(6) of the Law on Financing the Institutions of BiH that has been declared unconstitutional <b>is repealed</b>.</p> <p>Pursuant to Article 63(3) of the Rules of the Constitutional Court, the part of Article 11(6) of the Law on Financing the Institutions of BiH that has been declared unconstitutional <b>shall cease to be in effect</b> on the day after the date of publication of this decision in the <i>Official Gazette of BiH</i>.</p>	<p>In view of the fact that the Constitutional Court repealed the disputed provisions and that those provisions ceased to be in effect on the day after the date of publication in the <i>Official Gazette of BiH</i>, <b>there is no order</b> for the enforcement of the decision of the Constitutional Court.</p> <p>Decision of the High Representative enacting Law on Amendments to the Law on Financing the Institutions of BiH was published in the <i>Official Gazette of BiH</i> no. 38/22 of 10 June 2022.</p>
U-1/99 of 14 August 1999	Articles 3, 5, 6, 7, 9, 10, 11, 12, 13, 15, 19, 20, 21(3), 22, 24, 25, 26, 27, 28 and 29 of the Law on the Council of Ministers of BiH and the Ministries of BiH ( <i>Official Gazette of BiH</i> , 4/97)	<p>Articles 3, 5, 6, 7, 9, 10, 11, 12, 13, 15, 19, 20, 21(3), 22, 24, 25, 26, 27, 28 and 29 of the Law on the Council of Ministers of BiH and the Ministries of BiH (<i>Official Gazette of BiH</i>, 4/97) <b>are not compatible</b> with of the Constitution of BiH.</p> <p>The Parliamentary Assembly of BiH <b>is given a three-month deadline</b> of the date of publication of this decision in the <i>Official Gazette of BiH</i> to harmonise the referenced provisions of the Law with the Constitution of BiH.</p>	<p>Decision of the Constitutional Court no. U-1/99 was published in the <i>Official Gazette of BiH</i> no. 16/99 of 28 September 1999.</p> <p>Law on the Council of Ministers of BiH and the Ministries of BiH, published in the <i>Official Gazette of BiH</i> no. 11/00 of 11 April 2000, stipulated that Law on the Council of Ministers of BiH and the Ministries of BiH published in the <i>Official Gazette of BiH</i> no. 4/97 of 23 December 1997 <b>ceased to be in effect</b>.</p>