



Emerika Bluma 1, 71000 Sarajevo  
Tel. 28 35 00 Fax. 28 35 01

## Department for Legal Affairs



# LAW ON CHANGES AND AMENDMENTS TO THE CRIMINAL PROCEDURE CODE OF BOSNIA AND HERZEGOVINA

**“Official Gazette of Bosnia and Herzegovina”, 13/05**

**NOTE:** [The Criminal Procedure Code of Bosnia and Herzegovina was published in the “Official Gazette of Bosnia and Herzegovina”, 3/03](#)

**PARLIAMENTARY ASSEMBLY  
OF BOSNIA AND HERZEGOVINA**

Based on Article IV.4.a) of the Constitution of Bosnia and Herzegovina, the Parliamentary Assembly of Bosnia and Herzegovina, at the 52<sup>nd</sup> session of the House of Representatives held on 18 February 2005 and at the 38<sup>th</sup> session of the House of Peoples held on 22 February 2005, adopted the

**LAW  
ON CHANGES AND AMENDMENTS TO THE  
CRIMINAL PROCEDURE CODE  
OF BOSNIA AND HERZEGOVINA**

**Article 1**

Paragraph (1) of the Article 144 of the Criminal Procedure Code of Bosnia and Herzegovina ("Official Gazette of Bosnia and Herzegovina", No.36/03) shall be changed to read as follows:

"The detainee shall have the right to receive visits by persons of his own choice except for the cases when the preliminary proceedings judge passes the written decision on placing embargo to particular visits because of their detrimental affect on the course of the procedure"

Paragraph (2) of the Article 144 shall be changed to read as follows:

"In line with international law and internal regulations regulating the custody issues the detainees who are the foreign citizens shall have the right to visits by their diplomatic and consular representatives or the representatives of the state protecting their interests except for the cases when the preliminary proceedings judge passes the written decision on placing embargo to particular visits because of their detrimental affect on the course of the procedure."

Paragraph (3) of the Article 144 shall be changed to read as follows:

"A detainee may have confidential written communication with any person exclusive of the cases when the preliminary proceedings judge passes the written decision banning such correspondence. A detainee may not be prohibited from sending a request, complaint or appeal.

Article 2

Article 145 shall be deleted.

Article 3

Article 146 shall be changed to read as follows:

"Article 146  
Detainees' visits

“The President of the Court, the preliminary proceedings judge, the individual judge or the President of the Panel may visit the detainees at all times, may talk to them and may hear their complaints.”

Article 4

This Law shall enter into force on the eighth day of its publishing in the “Official Gazette of Bosnia and Herzegovina.”

PA BH No. 158/05

22 February 2005

Sarajevo

Chair of House of Representatives of BH  
BH Parliamentary Assembly  
**Sefik Džaferovic**

Chair of House of Peoples of  
BH Parliamentary Assembly  
**Velimir Jukic**