

**OFFICE OF THE
HIGH REPRESENTATIVE**

Emerika Bluma 1, 71000 Sarajevo
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26 July 2001

Mr. Ismet Rahmanovic
Deputy Mayor
Municipality of Banovici
Tuzla Canton
Federation of Bosnia and Herzegovina
Bosnia and Herzegovina

OHR-RRTF/LA/2001/81

Dear Mr. Rahmanovic,

I refer to your letter No: 11/8-31-419/2001 of 14 March 2001 requesting a written waiver from the High Representative's Decision of 27 April 2000 that bans the reallocation of state owned property, including former socially-owned property.

In particular, you request this office to allow the Municipality of Banovici to allocate three plots of land, registered in the land books as cadastral units: number 269, covering the area of 25,442 m², number 270, covering the area of 2,196 m² and number 271/1, covering the area of 10480 m² - cadastral municipality of Banovici, to the Football Club "Buducnost", Banovici for the purpose of establishing a permanent right of use to the constructed land

The land records that you enclose demonstrate that the above mentioned cadastral numbers refer to socially-owned constructed land and that the disposal right rests with the Municipality of Banovici. The land had previously been owned and used by the D.O.O. Coal Mine "Banovici". Based on the Mining Law and on the Construction Law, the land in question was transmitted from the D.O.O. Coal Mine "Banovici" to the Municipality of Banovici by its Decision of 8 November 2000 and as agreed in the Contract of transmission of right of use of the above mentioned property, No: 01-05-1211/2000 of 10 January 2001.

The land allocation in question was confirmed by the Municipal Council of Banovici, in its decision number 16-800-128/01 of 2 April 2001, and approved by the municipal public attorney, Mr. Rajif Delic, in his opinion number 13/1-75/2001 of 9 May 2001.

The Football Club "Buducnost", Banovici is not obliged to pay the compensation for the land allocation, as this issue was directly settled between the previous user and the Municipality of Banovici (Contract of transmission of right of use of the property, No: 01-05-1211/2000 of 10 January 2001.)

In light of the information that you have provided, this office authorises the Municipality of Banovici to allocate the aforesaid land for the purpose described above.

To the extent that this waiver is granted on the basis of the validity of the documentation you have provided, this waiver shall itself cease to be valid if a court of competent jurisdiction, under a final and binding decision, brings into question the authenticity or accuracy of this documentation, and/or the information that it contains.

Sincerely,

A handwritten signature in black ink, appearing to read "Jayson O. Taylor". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jayson O. Taylor
Acting Deputy High Representative for Return
Deputy Head of Department
Return and Reconstruction Task Force