

**OFFICE OF THE
HIGH REPRESENTATIVE**

Emerika Bluma 1, 71000 Sarajevo
Tel: 387 33 283500 Fax: 387 33 283501

3 January, 2003

Mr. Obren Petrović
Mayor of Doboj Municipality
Republic Srpska
Bosnia and Herzegovina

OHR-RRTF/LA/2003/625

Dear Mr. Petrović

I refer to your letter of 4 December, 2002 requesting a written waiver from the High Representative's Decision of 27 April 2000, and its extensions of 30 March 2001, and 31 July, 2002 that bans the allocation of state owned property, including former socially-owned land.

In particular, you request this office to allow the Municipality of Doboj to allocate eight land plots, to the Ministry of the Interior-Centre of Public Security of Doboj, for the purpose of construction of business-housing premises intended to housing purposes of displaced persons and refugees employed with the respective Ministry, Centre of Public Security of Doboj as follows:

-Land plot 833/27, 834/10, 834/15, 834/12, 835/10, 837/6, 1352/2, of the old land survey, corresponding to cadastral plot 4893/11 of the new land survey registered in the cadastral plot number 729, covering the area of 1658 m2 cadastral municipality of Doboj, and the land plot 834/11, of the old land survey, corresponding to the cadastral plot 4890/1 of the new land survey, registered in the cadastral record number 762, covering the area of 199 m2, cadastral municipality of Doboj.

-Land plot 833/27 was created from the land plot 833/6 registered in the land record number 2955, cadastral municipality of Doboj;

-Land plot 834/10 was created from the land plot 834/6 registered in the land record number 1922, cadastral municipality of Doboj,

-Land plot 834/15 was created from the land plot 834/1 registered in the land record number 1922, cadastral municipality of Doboj,

-Land plot number 834/12 was created from the land plot number 834/6 registered in the land record 1922, cadastral municipality of Doboj,

-Land plot number 835/10 was created from the land plot number 835/1, registered in the land record number 1922, cadastral municipality of Doboj,

-Land plot number 837/6 was created from the land plot number 837/1, registered in the land record number 1532, cadastral municipality of Doboj,
-Land plot number 834/11 was created from the land plot number 834/6 registered in the land record number 1922, cadastral municipality of Doboj;
-The cadastral plot number 4893/11 was created from the land plot 4893/1, registered in the cadastral record number 729, cadastral municipality of Doboj, and cadastral plot 4890/1 was created from the cadastral plot number 4890, registered in the cadastral record number 762, cadastral municipality of Doboj.

The land records that you enclose demonstrate that the above mentioned cadastral numbers refer to socially owned construction land and that the right of the land disposal rests with Doboj Municipality.

Additionally, the Basic and District courts in Doboj certified that there were neither ongoing lawsuits regarding the allocated land plots nor administrative disputes regarding the proposed land allocation.


The land allocation in question was confirmed by the Municipal Assembly of Doboj, in its Decision number 01-013-104/02 of 5 July, and approved by the RS Deputy Public Attorney, Mr. Božo Cvijanović in the Opinion number M-204 of 4 September, 2002. In his Opinion Mr Cvijanović stated that the Municipal Decision on land allocation was in compliance with domestic legislation. The Urban permit was issued on 10 June 2002, and its amendments on 18 October 2002.

The Ministry of the Interior is obliged to pay 148.560,00 KM for the compensation, and for the land facilities (rent) 102.469,20 KM.

In light of the information that you have provided, this office authorises the Doboj Municipality to allocate the aforesaid land to the Ministry of the Interior-Centre of Public Security in Doboj 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,


Ambassador Peter-Bas Backer
Deputy High Representative for Return and Reconstruction