

**OFFICE OF THE  
HIGH REPRESENTATIVE**

Emerika Bluma 1, 71000 Sarajevo  
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30 September 2002

Ms. Danica Glavnić,  
Municipal Speaker  
Municipal Council of Neum  
Herzegovina-Neretva Canton  
Federation of Bosnia and Herzegovina  
Bosnia and Herzegovina

OHR-RRTF/LA/2002/581

Dear Ms. Glavnić,

I refer to your letter of 25 April 2002 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 Municipal Council of Neum to allocate by direct agreement a socially-owned plot of land in Tiha Luka, Neum, covering the area of 72 m<sup>2</sup> adjacent to the current plot of land registered in the land books as cadastral unit number 1705/203 (1142/8), covering the area of 318 m<sup>2</sup> with equal share of use to Messrs. Drago Kovačević and Ladislav Abrahamsberg from Sarajevo. The combined plot will be registered as 1705/203 (1142/8) and cover an area of 390 m<sup>2</sup> instead of 318 m<sup>2</sup>.

The extracts from the land books' records that you enclose demonstrate that the right of use to the above mentioned cadastral unit 1705/203 (1142/8) is registered to Messrs. Drago Kovačević and Mr Ladislav Abrahamsberg with 1/2 share of use.

Based on Article 47 of the Law on Construction Land and Article 27 of the Statute of Municipality of Neum and Article 5 of the Decision on conditions and manners of allocation of construction land for the purpose of construction, the land allocation in question was confirmed by the Municipal Council of Neum, in its decision number R-01-I-68/00 of 27 March 2002.

The Municipal Council of Neum Decision further establish the beneficiary obligation to pay land allocation compensation in the amount of 2,700 KM and enclosed with the waiver request was the payment order in the specified amount.

The Municipal Public Attorney's Office, in their opinion number M 31/02 of 25 April 2002 state that upon examination of the all documentation there are no legal impediments to allocating the construction land by direct agreement for the purpose determined by urban permit number UP/I-05/iii-346-401/1-85 dated 7 November 1985.

Further, the Municipal Court of Neum in its certificate number RZ: 38/2002 of 9 September 2002 confirmed that there is no legal dispute regarding the land plot in question.

In light of the information that you have provided, this office authorises the Municipality of Neum 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 be 'Peter-Bas Backer', written over a vertical line that serves as a placeholder for a signature.

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