

Amendment to Constitution of Sarajevo, 27 March 1997

Draft

Amendment to Constitution of Sarajevo

AMENDMENT I

1. After Article 4., a new Article 4a. is inserted, reading as follows:

" In the Sarajevo Canton, the municipalities Centar, Novi Grad, Novo Sarajevo and Stari Grad shall form the City of Sarajevo (hereafter: the City) as a unit of local self-government.

The competence and internal organisation of the City shall be regulated by the City Statute.

The City shall also regulate issues of vital national interest."

2. After Article 4a, a new Article 4b shall be inserted, reading as follows:

" The City shall have a City Council with 28 Councillors.

Municipal Councils of the municipalities that form the City shall each nominate 7 delegates to the City Council from among the municipal councillors.

A minimum of 20% of seats in the City Council shall be guaranteed to Bosniaks, Croats and the group of Others, regardless of the election results.

If the minimum number of seats referred to in paragraph 3. of this Article can not be filled by electing city councillors from among the municipal councillors, city councillors shall be elected from among the candidates from the lists of political parties who participate in the municipal councils, on the basis of election results".

3. In Article 18 (j), the word "municipalities" will be replaced by the words " a municipality, the City".

4. After Article 18, a new Article 18a shall be inserted, reading as follows:

"Chair and Deputy Chair

The Assembly shall elect the Chairman and Deputy Chairman of the Assembly from among the deputies. The Chairman and Deputy Chairman shall not be elected from among the same constituent people."

In Article 19, paragraph 1. shall be deleted.

5. In Article 23. After paragraph 1., a new paragraph 2. shall be inserted, reading as follows:

" There shall be equitable representation from all peoples living in the Canton throughout all levels of the Cantonal executive"

6. Article 26 shall be amended as follows:

"Vice-President of the Canton

The Assembly shall also elect the Vice-President of the Canton. The Vice-President shall be elected for 2 year period and may not be reelected more than two times consecutively.

The Vice-President of the Canton shall carry out the tasks as defined by the President of the Canton, as well as other tasks as defined by special Cantonal regulation.

The President and Vice-President of the Canton shall not come from the same constituent people”.

7. At the end of Article 29 (f) the words “and the City” are added.

8. After Article 29., a new Article 29a. is inserted, reading as follows:

” The Minister and Deputy Minister of the Interior and the Minister and Deputy Minister for Housing Policy shall not be appointed from among the same constituent people.

The Ministers and Deputy Ministers referred to in the previous paragraph shall have the obligation to work together and to closely consult each other taking any important decision.”

9. In Article 31, first sentence, the word “Vice-Presidents” shall read “Vice-President”.

10. In Article 32 after paragraph 2., a new paragraph 3. shall be inserted, reading as follows:

“There shall be equitable representation from all peoples living in the Canton throughout all levels of the Cantonal judiciary,”

11. In Article 37 after paragraph 1. A new paragraph 2. shall be inserted, reading as follows;

” At the level of municipalities within the Sarajevo Canton, one representative of the second biggest population group shall be the Chairman of the Municipal Council on the condition that this population group has at least 10% of the overall population of the municipality. “

Paragraphs 2 and 3 of Article 37 become paragraphs 3. And 4.

12. Article 38, last paragraph, shall be amended as follows:

” Function of the Canton, the City and municipalities shall be financed by the budget, adopted by the Cantonal Assembly, City Council and Municipal Council, respectively, in accordance with Canton and Federation regulations.”

13. In Article 42, after paragraph 3, new paragraph 4 shall be inserted, reading as follows:

” The provisions of Amendment I to this Constitution may not be amended without the previous consent of the representatives of the Federation partners and without the consent of the parties represented in the Cantonal Assembly.”

Office of the High Representative