

# Accession Requirement

Accession Requirement		Status			
		Un-Satisfied	Partially Satisfied	Satisfied	Legislation imposed by OHR
<b>#3 Human Rights Institutions</b>					
Commitment to adequate funding of the Human Rights Chamber, Ombudsperson and Commission for Displaced Persons and Refugees	<ul style="list-style-type: none"> <li>• BiH</li> </ul>	X			
Full compliance with decisions of the Human Rights Chamber and recommendations of the Ombudsperson	<ul style="list-style-type: none"> <li>• BiH</li> <li>• Fed</li> <li>• RS</li> </ul>		X X	X	
Establishment of a working group with OHR and Council of Europe for restructuring human rights protection mechanisms in accordance with recommendations of the Venice Commission	<ul style="list-style-type: none"> <li>• Fed</li> <li>• RS</li> </ul>		X X		
Passage of legislation on the Ombudsmen recommended by the Venice Commission and guaranteeing their continuing independence	<ul style="list-style-type: none"> <li>• Fed</li> </ul>		X		
Establishment of the Ombudsmen as a multi-ethnic institution	<ul style="list-style-type: none"> <li>• RS</li> </ul>		X		
<b>#4 Judicial System</b>					
Adoption of the laws to establish independent selection procedures for judges and prosecutors and priority to adequate judicial salaries	<ul style="list-style-type: none"> <li>• Fed</li> <li>• RS</li> </ul>		X X		
<b>#5 Constitutional Court</b>					

Commitment to adequate funding of the Constitutional Court in a manner which sustains its independence and implementation of its decisions	• BiH	X			
<b>#6 Compliance with the European Convention on Human Rights</b>					
Adoption of Immigration and Asylum Law	• BiH			X	
Adoption of Law on Associations and Foundations respecting independence of Non-Governmental Organisations	• BiH • Fed • RS		X X X		
Establishment of groups to examine compatibility of legislation with ECHR, and regular consultation with OHR and CoE on legislative initiatives	• Fed • RS		X X		
Legislation on Conscientious Objection and Alternative Service	• Fed • RS	X X			
Revised Law on Internal Affairs	• RS	X			
Revised Law on Citizenship	• BiH • Fed • RS	X	X	X	
Adoption of the Criminal Code and Code of Criminal Procedure	• RS		X		

<b>Accession Requirement</b>		<b>Status</b>			
		Un-Satisfied	Partially Satisfied	Satisfied	Legislation imposed by OHR
<b>#7 ICTY</b>					

Full Cooperation with the ICTY	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>	X X			
<b>#9 Property Laws (Return of Refugees and Displaced Persons)</b>					
Full co-operation and compliance with Annex 7 on Refugees and Displaced Persons of the Dayton Peace Agreement in the Implementation of the property laws	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>	X X			
Revised laws to guarantee the right to return of individuals whose apartments have been permanently reallocated to another person	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>			X X	X X
Revised Law on Housing Relations	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>			X X	X X
Establishment of a mechanism to ensure access to and recognition of personal documents	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>	X X			
Full implementation of the Decisions of the Human Rights Chamber concerning former Yugoslav National Army (JNA) apartments	<ul style="list-style-type: none"> <li>Fed</li> </ul>		X		
Establishment of an effective property claims process	<ul style="list-style-type: none"> <li>RS</li> </ul>		X		
<b>#11 Education</b>					
Substantial progress in the amendment of textbooks, including withdrawal of all offensive materials by beginning of 1999/2000 school year	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>	X	X		
Review of the education system in order to eradicate all aspects of ethnic segregation	<ul style="list-style-type: none"> <li>Fed</li> <li>RS</li> </ul>	X X			

<i>Total Human rights accession-related requirements</i>	<i>40</i>	<i>15</i>	<i>18</i>	<i>7</i>	<i>4<sup>1</sup></i>
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1 Of six CoE accession criteria requiring adoption of legislation, only two – the BiH Law on Immigration and Asylum, and the BiH Revised Law on Citizenship – were adopted by relevant governmental bodies. The other four were imposed.

The ‘x’ symbol when italicized indicates assessment change

## **OHR Human Rights/ Rule of Law Department**