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Sarajevo

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Status mht. lovforslag om ændring af Amnestiloven i Republika Srpska.

Vedlagt følger brev fra OHR/UNHCR der redegør for den nuværende situation på amnesti lovgivnings området i Republika Srpska. Udenrigsministeriet anmodes om at vidresende kopi til Udlændingestyrelsen.

interet

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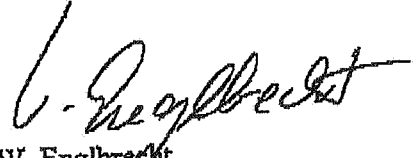
1 April 1999

It has come to our attention that the current status of proposed amendments to the Law on Amnesty of the Republika Srpska, recently passed by the Republika Srpska National Assembly, requires clarification.

The draft Law on Amendments to the Law on Amnesty was passed by the National Assembly of the Republika Srpska on February 23, 1999. It was not, however, subsequently promulgated by the then-President of the Republika Srpska and has been re-submitted to the Republika Srpska National Assembly for a future Assembly session. At the present time, it remains contentious whether the full legislative process necessary for the coming into force of this legislation has been completed.

It must be made absolutely clear, therefore, that draft evaders and deserters from the Republika Srpska continue to constitute one of UNHCR's categories of individuals requiring continued international protection. In light of the above considerations, the only Law which, for the time being, is unquestionably applicable in this area remains the 1996 Law on Amnesty of Republika Srpska. This Law is not in compliance with Article VI of Annex 7 of the General Framework Agreement for Peace in BiH and constitutes a serious impediment to return. It does not grant amnesty to RS citizens for offences of desertion, draft evasion and refusal to respond to a military call-up. In addition, this Law does not cover the last seven days of the conflict, that is, offences committed between 14 December and 22 December 1995.


P.A. Bearpark
Deputy High Representative
For Reconstruction and Return


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