



REPUBLIKA E KOSOVËS - РЕПУБЛИКА КОСОВО - REPUBLIC OF KOSOVO
GJYKATA KUSHTETUESE
УСТАВНИ СУД
CONSTITUTIONAL COURT

Pristina, 20 october 2011
Ref. No.:URDH,VMP 144/11

ORDER EXTENDING INTERIM MEASURES

In

Case No. KO 119-10

The Ombudsperson of the Republic of Kosovo

**Constitutional Review of Articles 14 (1) 6, 22, 24, 25 and 27 of the Law on Rights
and Responsibilities of Deputies, No. 03/L-111 of 4 June 2010**

THE CONSTITUTIONAL COURT OF THE REPUBLIC OF KOSOVO

composed of:

Enver Hasani, President
Kadri Kryeziu, Deputy President
Robert Carolan, Judge
Altay Suroy, Judge
Almiro Rodrigues, Judge
Snezhana Botusharova, Judge
Ivan Čukalović, Judge
Gjylieta Mushkolaj, Judge and
Iliriana Islami, Judge

Introduction

1. On 20 December 2010 the Constitutional Court granted interim measures in relation to the above Referral. In its Judgment the Court, *inter alia*, decided:
 - I. TO GRANT interim measures for a duration of no longer than three (3) months from 22 December 2010, and

II. TO IMMEDIATELY SUSPEND the implementation of Articles 14 (1) 6, 22, 24, 25 and 27 of the Law on Rights and Responsibilities of Deputies, No. 03/L-111 of 4 June 2010, for the same duration.

Correspondence from the Assembly of Kosovo

2. Following the service of the Decision to grant the interim measures on the Assembly the President of the Assembly wrote to the Constitutional Court by letter dated 24 January 2011 informing it that due to the fact that the Assembly had been suspended it was not possible to reply to the Referral at that time.
3. The letter from the President of the Assembly also acknowledged that the Assembly was aware of the granting of the interim measure for the period of three (3) months. The Court therefore on 21 March 2011 extended the interim measure until 22 June 2011.
4. The Assembly subsequently responded to the Referral on 16 May 2011. In this regard the Court has received, in particular, the response of the Committee for Legislation of the Assembly dated 11 May 2011.
5. By letter dated 22 July 2011 signed by the Governor, Gani Gërguri, the Central Bank of Kosovo notified the Constitutional Court that there was no correspondence between Central Bank and the Assembly of Kosovo concerning the Law on Rights and Responsibilities of the Deputies.
6. On 27 July 2011 the Ministry of Finance, in its letter signed by Minister Mr. Bedri Hamza, notified the Constitutional Court, *inter alia*, that the Ministry of Finance had received a request from the Assembly of the Republic of Kosovo on 24 December 2010 to prepare the financial statement concerning the implementation of the Law on Rights and Responsibilities of the Deputies.
7. On 4 August 2011 the Constitutional Court received further documentation from the Assembly of Kosovo containing material concerning the Law on Rights and Responsibilities of the Deputies.
8. The responses received from the Central Bank and the Ministry of Finance were forwarded to the Assembly of the Republic of Kosovo on 6 September 2011 for their information. No further response was requested nor has a response been received.
9. The Court bears in mind the following;
 - i. the fact that the Assembly of Kosovo was suspended during the period when the making of the original order was made,
 - ii. the time constraints that were encountered by the Assembly in submitting a Response to the Referral, and
 - iii. the necessity to consider the response of the Assembly, the Central Bank and the Ministry of Finance which have been received.

DECISION

The Court, having deliberated on the matter on 23 September 2011 therefore unanimously

DECIDES


- I. To extend the time limit imposed by the Court in its original Decision of 22 December 2010 by a further period until 31 December 2011, and

II. To remain seized of the matter

This Decision shall be notified to the Assembly of Kosovo and to the Applicant and shall be published in the Official Gazette of the Republic of Kosovo.

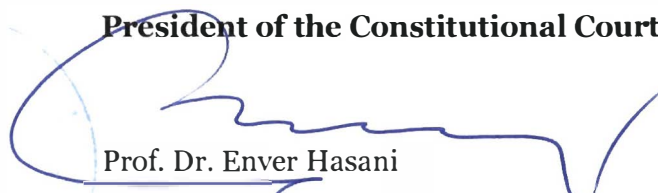
This Decision is effective immediately.

Judge Rapporteur



Judge Robert Carolan

President of the Constitutional Court



Prof. Dr. Enver Hasani