



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

Pristina, 15 June 2011
Ref. No.: VMP121/11

DECISION 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
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. 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 which has now been received


DECISION

The Court, having deliberated on the matter on 14 June 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 of four months until 23 October 2011,
- II. To remain seized of the matter,
- III. 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, and
- IV. This Decision is effective immediately.

Judge Rapporteur


Judge Robert Carolan

President of the Constitutional Court


Prof. Dr. Enver Hasani