



**PARLIAMENTARY ASSEMBLY OF THE MEDITERRANEAN**  
**ASSEMBLEE PARLEMENTAIRE DE LA MEDITERRANEE**  
الجمعية البرلمانية للبحر الأبيض المتوسط

**1<sup>st</sup> Standing Committee**  
**on Political and Security related cooperation**

**“Constitutional Changes in Bosnia and Herzegovina”**

Rapporteur: Hon. Miro Petek (Slovenia)

*Resolution discussed on 29 October 2011, during the VI Plenary Session, Palermo*

The Parliamentary Assembly of the Mediterranean,

- a) acknowledging the role of the Parliamentary Assembly of the Mediterranean as a political platform for ensuring peace and stability of the Member States;
- b) aware that Bosnia and Herzegovina, as a sovereign, independent as well as internationally and legally recognised state, is composed of two Entities: the Federation of Bosnia and Herzegovina and the Republika Srpska, established by the General Framework Agreement for Peace in Bosnia and Herzegovina, with the signing of the Dayton Peace Agreement in November 1995;
- c) considering that the Parliamentary Assembly of Bosnia and Herzegovina has been represented in the Parliamentary Assembly of the Mediterranean on equal footing as other Member States;
- d) taking into account that the priority foreign policy objective of Bosnia and Herzegovina is to join the European Union and NATO;
- ~~e) having regard to the provisions of the Declaration on the urgency of constitutional reforms, signed in 2005; (SERBIA)~~
- f) emphasizing the need for cooperation of all constituent peoples of Bosnia and Herzegovina in the spirit of mutual partnership;
- g) welcoming the democratic characteristic of Bosnia and Herzegovina;
- h) welcoming the European Union initiative, the so-called Butmir process of 2009, as an attempt to reach a consensus among political players of Bosnia and Herzegovina in order to implement constitutional reforms;

- i) noting the efforts of the German Chancellor Angela Merkel with leaders of political parties of Bosnia and Herzegovina in order to reach a consensus on the implementation of constitutional reforms;
- j) recognising the necessity **and inevitability** of constitutional changes for the further development and stability of Bosnia and Herzegovina; **(SERBIA)**
- k) calling on political leaders to work on the basis of the democratic elections held in October 2010

The members of the Parliamentary Assembly of the Mediterranean have agreed to

- pay particular attention to the progress of Bosnia and Herzegovina as regards the implementation of constitutional reforms;
- encourage Bosnia and Herzegovina in its implementation and performance:
  1. **call on the elected political leaders to engage in a constructive dialogue which will lead to the formation of a new government without further delay (GREECE);**
  2. call on political leaders in Bosnia and Herzegovina to put in perspective the preservation of peace and stability in Bosnia and Herzegovina and to honour the Constitution of Bosnia and Herzegovina that is in force;
  3. call on representatives of the international organizations working in Bosnia and Herzegovina to facilitate and support the functioning of sovereign, constitutional and democratic institutions of Bosnia and Herzegovina;
  4. call on democratically elected political leaders to conciliate their work regarding EU accession and to continue with implementation of reform projects;
  5. call on Bosnia and Herzegovina to take advantage of its cultural diversity to contribute to the efforts of PAM in the Mediterranean region;
  6. call on political leaders of Bosnia and Herzegovina to prepare and implement the constitutional reform which will ensure a more efficient functioning of Bosnia and Herzegovina institutions and bodies that could conduct negotiations of the country's accession to the European Union, thus reducing administrative costs and simplifying procedures;
  7. call on political leaders of Bosnia and Herzegovina to harmonise the Constitution of Bosnia and Herzegovina with the European Convention on Human Rights and the Fundamental Freedoms;
  8. call on political leaders in Bosnia and Herzegovina to reach, through a constructive dialogue, the solution of the implementation of the Ruling of the European Court for Human Rights in case Sejdić/Finci vs. Bosnia and Herzegovina;

9. call on political leaders of Bosnia and Herzegovina to amend the constitution, thus limiting the use of the entity veto in matters pertaining to accession of Bosnia and Herzegovina to Euro-Atlantic integrations;
10. call on political leaders of Bosnia and Herzegovina to dispense with entity voting when essential European acts are to be adopted;
11. call on all political forces of Bosnia and Herzegovina to consolidate the common objective as regards the state to access the Euro-Atlantic integrations;
12. call on political leaders of Bosnia and Herzegovina, as soon as possible, to harmonise the compromise agreements on constitutional changes that will be based on an equal position of both entities and the three constituent peoples of Bosnia and Herzegovina **and other citizens of Bosnia and Herzegovina (BiH)**;
13. call on political leaders of Bosnia and Herzegovina to form constitutional changes that will not infringe upon the principle of territorial integrity and sovereignty of the state Bosnia and Herzegovina;
14. call on political leaders of Bosnia and Herzegovina to build a strategic collective vision for development and stabilisation of the state in the political, economic, social, cultural, and other spheres;
15. call on the members of the Parliamentary Assembly of the Mediterranean to support and encourage the political players of Bosnia and Herzegovina in the formation of compromise solutions with regard to constitutional changes;
16. call on the European Commission **and the Council of Europe (Venice Commission)** to assist and actively participate in the formation of constitutional changes in Bosnia and Herzegovina **(BiH)**;
17. call on the delegation of the Parliamentary Assembly of Bosnia and Herzegovina to, once a year, report on activities and progress as regards the shaping of constitutional changes to the Parliamentary Assembly of the Mediterranean;
18. envisage the holding, under PAM auspices and in cooperation with the UN and regional organisations, of a parliamentary meeting dedicated to support the reform process towards the end of 2011.