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## LAW ON AMENDMENTS TO THE LAW ON TRAVEL DOCUMENTS OF BOSNIA AND HERZEGOVINA

### Article 1

In the Law on Travel Documents of Bosnia and Herzegovina (“Official Gazette of BiH”, no. and 4/97, 1/99, 9/99, 27/00, 32/00, 19/01, 47/04, 53/07 and 15/08), Article 1 is amended and reads:

#### “Article 1

This Law shall regulate all types and a form of travel documents of Bosnia and Herzegovina, authorities responsible for issuing of travel documents, procedure for issuing travel documents and central register and personalization of travel documents of Bosnia and Herzegovina (Hereinafter: the Law).”

### Article 2

In Article 2, after paragraph (1), a new paragraph (2) shall be added and read as follows:

“BiH citizenship shall be proved by any travel document provided for by the Law, other than travel document for refugees, travel document for individuals with no citizenship and travel certificate for foreigners, which neither verify nor presume a citizenship of the holder.”

### Article 3

In Article 3, after paragraph (1), a new paragraph shall be added and read as follows:

“A foreigner recognized as a refugee in Bosnia and Herzegovina is entitled to possess a travel document for refugees; an individual with approved temporary residence in Bosnia and Herzegovina is entitled to possess a travel document for stateless persons, and foreigners are entitled to possess a travel certificate for foreigners, in accordance with the Law and the Law on movement and stay of aliens and asylum.”

### Article 4

Article 4 shall be amended and read:

#### “Article 4

Travel documents for BiH citizens in terms of this Law are: Passport, Diplomatic Passport, Service Passport, Group Passport, Travel Certificate, Seaman’s Book and other documents enabling travelling of BiH citizens abroad in accordance with international agreements.

A Citizen may possess only one travel document of the same kind.

Travel documents for foreigners in terms of this Law are: travel document for refugees, travel documents for stateless persons and travel certificate for foreigners.”

#### Article 5

In paragraph (1) of Article 5, a full stop at the end shall be erased and the following words shall be added: “unless otherwise provided for by bilateral agreements or multilateral contracts”.

Paragraph (2) shall be erased.

#### Article 6

Article 8 shall be amended and read as follows:

##### “Article 8

Travel documents could only be used by a holder in whose name it has been issued.

A holder of a travel document, a BiH citizen younger than 14 years of age, i.e. a person incapable of doing business may travel abroad accompanied by one or both parents or a legal representative, i.e. tutor, or must have a consent of both parents or legal representative, i.e. tutor, verified with the competent authority, if traveling accompanied by another person. A consent of both parents is not required in exceptional events set forth in Article 18, paragraph (3) of the Law.”

#### Article 7

A new Article 8a shall be added after Article 8, and read as follows:

##### “Article 8a

Passport, diplomatic and service passport shall contain a contactless electronic memory element.

Form, contents and minimum security features of the passport form referred to in Articles 6 and 7 of the Law shall be set forth by the Ministry of Civil Affairs of BiH.

Format and contents of data in electronic memory element, means of their registration, manner of reading and protection of data contained in electronic memory element shall be set forth by the authority responsible for maintenance of central registers in accordance with the Law governing the field of central registers and data exchange.

Pursuant to the Law governing the field of central registers and data exchange, the authority for maintenance of central registers is a certified authority in charge of establishment of the system for ePassport and data exchange, and it shall lay down technical procedures for establishment of the system of ePassports and data exchange.

Pursuant to the law governing the field of central registers and data exchange, the authority responsible for maintenance of central registers shall lay down technical requirements for data protection with the competent authorities responsible for issuing of travel documents.”

#### Article 8

In Article 10, paragraphs (4) and (5) shall be erased.

A new paragraph (4) shall be added after paragraph (3) and read as follows:

“A leader of the group registered in the Group Passport must possess his/her own passport. “

Current paragraph (6) shall become paragraph (5).

#### Article 9

In Article 13, paragraph (1), item 3 shall be amended and read:

“3. Ministry of Foreign Affairs of BiH”.

In paragraph (1) a new item 4 shall be added and read as follows:

“4. Ministry of Security of BiH”.

After paragraph (3), a new paragraph (4) shall be added and read as follows:

“Travel documents for refugees, travel document for stateless person and travel certificate for foreigners are issued by the Ministry of Security of BiH.”

#### Article 10

In Article 16, paragraph (2) shall be amended and read as follows:

“The Ministry of Foreign Affairs of BiH shall lay down form and contents of the application for issuing of diplomatic passport and travel certificate. The Ministry of Security of BiH shall lay down form and contents of the application for issuing of travel document for refugees, travel document for stateless people and travel certificate for foreigners.”

#### Article 11

Article 17 shall be erased.

#### Article 12

In Article 18, paragraph (1) shall be amended and read:

“An application for issuing a travel document shall be submitted in person. Manner for taking out of travel documents shall be laid down by the Ministry of Civil Affairs of BiH.”

A new paragraph (5) shall be added after paragraph (4) and read as follows:

“Travel certificate for BiH citizens and travel certificate for foreigners may be issued ex officio by the competent authority.”

#### Article 13

In Article 19, paragraph (1) shall be amended and read as follows:

“Apart from the application form for issuing of travel document, the applicant shall submit his/her identity card or another public document proving the identity, permanent residence and citizenship. An authority responsible for maintenance of central registers, in accordance with the law governing the field of central registers and data exchange, shall lay down manners of electronic examination of data contained in the application.”

A new paragraph (2) shall be added after paragraph (1) and read as follows:

“If data on JMB of BiH citizen, the applicant, have not been registered with the authority responsible for central JMB registers, then an application for registration and designation of JMB in accordance with the Law on personal identification number shall be filed.”

Current paragraph (2) shall become paragraph (3) and read as follows:

“To an application for issuance of travel documents, an applicant shall be obliged to provide his/her biometric data (photograph, fingerprint, signature) and to submit the evidence proving the payment of travel document cost. An authority responsible for maintenance of central registers, in accordance with the law governing the field of central registers and data exchange, shall lay down manners of biometric data acquisition.”

Paragraph (5) shall be amended and read:

“Procedure, cost and responsibilities of travel documents issuing authorities within the deadline shorter than laid down in the preceding paragraph of this Article shall be set forth by the Ministry of Civil Affairs of Bosnia and Herzegovina.”

A new paragraph (5) shall be added after paragraph (6) and read as follows:

“Exceptionally of the provisions of paragraph (1) of this Article, to the application for issuing of travel document for foreigners, an applicant shall submit documents as provided for by the regulation issued pursuant to the Law on movement and stay of aliens and the asylum.”

Current paragraphs (3), (4) and (5) shall become paragraphs (4), (5) and (6).

#### Article 14

Article 19b shall be amended and read:

“The competent authority responsible for issuing travel documents shall, at the request of the holder of travel document, replace the travel document.”

#### Article 15

In Article 25, after paragraph (1) a new paragraph (2) shall be added and read as follows:

“In accordance with the law governing the field of central registers and data exchange, the authority responsible for keeping central register shall lay down:

- a) registers,
- b) manner of distribution and exchange of data on issued travel documents between central register and competent authority,
- c) manner of storing of travel documents forms and distribution of personalized and blank forms,
- d) security standards at the locations of competent authorities where applications for issuing of travel documents are submitted.”

#### Article 16

In Article 25a, paragraph (1) shall be amended and read as follows:

“A fine in amount of 100 to 400 BAM shall be pronounced for an infringement to:

Item 1 shall be amended and read:

“1. A person who crossed or try to cross borders of Bosnia and Herzegovina using invalid travel document.”

After item 3, a new item 4 shall be added

“4. A BiH citizen who crossed a border of Bosnia and Herzegovina using travel documents not regulated by this Law or using identity card other than identity card of BiH citizens.”

Paragraph (3) shall be erased.

#### Article 17

In Article 25c, the word ”entity” shall be erased.

#### Article 18

Article 26 shall be amended and read as follows:

#### “Article 26

Competent authorities referred to in Article 13 of the Law shall be obliged to distribute data to the central register of travel documents which shall be established in accordance with the law governing the field of central registers and data exchange in Bosnia and Herzegovina.”

#### Article 19

Article 27 shall be amended and read:

“The authorities responsible for issuing travel documents are obliged to immediately register data in the central register on dispossessed, lost, destroyed or stolen travel documents. The authority responsible for maintenance of the central register shall specify manners of data distribution.”

#### Article 20

Article 28 shall be amended and read:

#### “Article 28

The authority responsible for maintenance of central register for travel documents is responsible for personalization and storing of travel documents, diplomatic travel documents and service travel documents. The authority keeping central register of travel documents is responsible for procurement and maintenance of equipment for entering personal data in the travel documents forms, for central registers and storing of travel documents forms.

The Ministry of Civil affairs of BiH shall lay down responsibilities and manner of procurement of travel documents forms set forth by this Law through a specific act.

Through particular act, the authority responsible for maintenance of central register shall lay down rules and procedures related to transport of public documents to the authorities designated in Article 13 of the Law.

Through particular act, the authority responsible for maintenance of central register shall lay down standards for procurement and maintenance of equipment by which the authority set forth in Article 13 of the Law enter data into central register.

The Ministry of Civil Affairs of BiH shall, by particular act, lay down fees of travel documents.”

#### Article 21

Article 29 shall be amended and read:

“Travel documents provided for by this Law shall be issued for the validity period of five years, and to individuals younger than seven years of age for the validity period of three years, with the exception of travel document for refugees and travel document for stateless person issued for the validity period of two years, and travel certificate for BiH citizens and travel certificate for foreigners issued for the validity period of 30 days.”

#### Article 22

This Law shall enter into force on the eighth day after its publication in the “Official Gazette of BiH”, and shall be published in the official gazettes of the entities and Brčko District of BiH. Implementation of this Law shall begin after technical conditions are met, which shall be specified by a particular act of the Ministry of Civil Affairs of BiH. Travel documents issued prior to implementation of this Law, shall be valid as specified in the travel document.

Provisions of Article 7 of this Law shall begin to apply after technical conditions are met, which shall be set forth by a specific act of the Ministry of Civil Affairs of BiH.

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Sarajevo

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Chairman of the House of the Representatives of  
The Parliamentary Assembly of BiH  
Milorad Živković, Ph.D. signed

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Chairman of the House of Peoples of  
The Parliamentary Assembly of BiH  
Sulejman Tihić, Msc. signed