

YOUR RIGHTS AS THE INJURED PARTY IN CRIMINAL PROCEEDINGS IN BOSNIA AND HERZEGOVINA

YOUR CORE RIGHTS ARE

Right to report a crime

Right to be informed on your rights, decisions, and remedies

Right to pursue a property claim

Right to take part in the trial and be heard before the court to a reasonable extent

Right to complain against negative prosecutorial decisions and appeal against a certain aspect of the verdict



“I am the injured party. What should I do?”



REPORT the criminal offense to the police/prosecutor **WITHOUT ANY DELAY.**

FILE THE REPORT IN WRITING OR VERBALLY AS ACCURATELY AS POSSIBLE. IF THE REPORT IS DONE VERBALLY OR BY PHONE, MINUTES OF THE CONVERSATION WILL BE TAKEN, OR AN OFFICIAL NOTE MADE.

- ➔ **Inform the police/prosecutor in detail about your injuries and any loss or damage** that you have suffered because of the crime. Tell them about any loss of earnings, and all the damage, pain, and suffering that you may have experienced. They are trained professionals to whom you can trust, who will respect you, and have a full understanding of your situation. They will not shame you or discredit you in any way.
- ➔ **Keep any documents and other evidence related to these matters**, if available, and submit them to the prosecutor, especially to support your property claim in the criminal proceedings.
- ➔ **Ask the police which prosecutor's office oversees the investigation** in your case and make sure to keep yourself informed on the developments in the case.
- ➔ **Seek legal aid to protect and exercise your rights.** Free legal aid is provided to the citizens of BiH under certain conditions and there are various options to choose from, coming from state institutions to civil society organisations.



Right to be informed on your rights, decisions, and remedies



to be **informed about the prosecutor's decision** not to conduct or to cease the investigation, including the reasons why, in writing, and within three (3) days.



to **complain against these decisions within eight (8) days** - the complaint can be submitted to the prosecutor of the Prosecutor's Office of BiH or the Prosecutor's Office of Brcko District of BiH, depending on who made the decision, while in the Federation of BiH and Republika Srpska the complaint can be submitted to the Chief Prosecutor of the Prosecutor's Office of the Federation of BiH and the Chief Prosecutor of the Prosecutor's Office of Republika Srpska respectively.



to be **informed by the court** if the prosecutor and the perpetrator conclude a plea bargain agreement which is accepted by the court



to be **informed of the prosecutor's decision** to withdraw the indictment and the court's decision to suspend criminal proceedings.



to **ask the police which prosecutor's office oversees the investigation** in your case and to be kept informed on the developments in the case



Right to take part in the trial and be heard before the court to a reasonable extent



to be **invited to and attend the hearing** of a witness or a court expert outside the courtroom as well as the reconstruction of the event.



to **testify during the investigation** and at the main trial based on the legal provisions on the manner of hearing of specific categories of witnesses



to **attend the main trial and give a closing statement on the circumstances of the property claim**



to **receive a copy of the verdict**



to **appeal against the verdict but only regarding the decision on the property claim and the costs of criminal proceedings**





Right to pursue a property claim

- ➔ to **submit a property claim**¹ with the prosecutor during the investigation or with the court at the trial;
- ➔ to **propose the procedure of mediation** regarding the property claim
- ➔ to **pursue the property claim through a civil action** if the accused is acquitted, charges reject or trial discontinued.



The right to seek legal aid to protect and exercise your rights

Free legal aid is provided to the citizens of BiH under certain conditions and there are various options to choose from, coming from state institutions to civil society organisations. Detailed information on exercising the right of access to free legal aid is available in the current laws on the provision of free legal aid in BiH.

Contacts of Providers of Free Legal Aid in BiH

Federation of Bosnia and Herzegovina

Cantonal Institutes for Providing Free Legal Aid as follows:

Kantonalni zavod za pružanje pravne pomoći Tuzla
Džafer Mahala 51, 75000 Tuzla
Tel: +387 35 307 864, 307 866
E-mail: kzppp@tk.kim.ba

Kantonalni zavod za pravnu pomoć Zenica
Kočevska čikma 1, 72000 Zenica
Tel: +387 32 407 792, 201 670
Fax: +387 32 201 671
E-mail: zdk.zavod@gmail.com

Kantonalni zavod za pružanje pravne pomoći Široki Brijeg
Trg Gojka Šuška 3d, 88220 Široki Brijeg
Tel: +387 39 704 804
Fax: +387 39 703 175

Kantonalni zavod za pružanje pravne pomoći Odžak
Titova bb, 76290 Odžak
Tel: +387 31 763 507
E-mail: upp.odzak@gmail.com

Kantonalni zavod za pružanje besplatne pravne pomoći Sarajevo
Branilaca Sarajeva 21, 71000 Sarajevo
Tel: +387(0)33 275-660
Fax: +387(0)33 275-661
E-mail: zbpp@ks.gov.ba
Director Velija Nuhanović, dipl.iuris
Tel: +387 33 275-660
E-mail: velija.nuhanovic@ks.gov.ba
<http://zbpp.ks.gov.ba/>

Kantonalni zavod za besplatnu pravnu pomoć Bihac
502. viteške brigade 2, 77000 Bihac
Tel: +387 37 224-192, 228-606, 228-605
E-mail: s.zavod.bi@gmail.com

Kantonalni zavod za pravnu pomoć Goražde
Ferida Dizdarevića bb, 73 000 Goražde
Tel: +387 38 221 270
Fax: +387 38 220 405
E-mail: murisctp@yahoo.com

Republika Srpska

Centar za pružanje besplatne pravne pomoći (Centre for Providing Free Legal Aid)²

Office in Banja Luka
Rodića 4, 78000 Banja Luka
Tel: +387 51 233 570, 233 571
Fax: +387 51 233 560
E-mail: info@mpr-centar.org
www.mpr-centar.org

Office in Dobo
Ulica Svetog Save 24, 74000 Dobo
E-mail: doboj@mpr-centar.org
Tel: +387 53 200 210

Office in Trebinje
Obala Luke Vukalovića, 66 89000 Trebinje
Tel: +387 59 272 551
Fax: +387 59 272 550
E-mail: trebinje@mpr-centar.org

Office in East Sarajevo
Dobrobosanska 14, 71123, Istocno Sarajevo
Tel: +387 51 310 450
E-mail: info@mpr-centar.org

Office in Bijeljina
Profesora Bakajlića 35, 76300 Bijeljina
Tel: +387 55 224-250, 224-252
Fax: +387 55 224-251
E-mail: bijeljina@mpr-centar.org

Brčko District of Bosnia and Herzegovina

Kancelarija za pravnu pomoć Brčko Distrikta BiH (Office for Legal Aid of the Brcko District of BiH)
Trg pravde 10, 76100 Brcko Distrikt BiH
Tel: +387 49 219-075
Fax: +387 49 219-070
E-mail: kppbd@kppbd.ba
www.kppbd.ba

NGO

Centar za pružanje besplatne pravne pomoći ženama Zenica (Centre for Providing Free Legal Aid to Women Zenica)
Mejdandžik 9, 72000 Zenica
Tel: +387 32 402 049
cenppz@bih.net.ba
www.cenppz.org.ba
Offices of the Centre are also located in Kakanj, Tešanj and Žepče

Fondacija Lokalne Demokratije (Foundation of Local Democracy)
Bravadžiluk bb, 71000 Sarajevo
Tel: +387 33 237 240
Fax: +387 33 236 899
E-mail: info@fld.ba barsa@bih.net.ba
tubsasa@bih.net.ba adl@bih.net.ba
www.fld.ba

Vaša prava BiH (Your Rights BiH) Office in Sarajevo
Safeta Hadžića 66a, 71000 Sarajevo
Tel: +387 33 789 105
Fax: +387 33 789 106
www.vasaprava.org

Office in Banja Luka
Meše Selimovića 17
Tel: +387 51 232 920
E-mail: banjaluka@vasaprava.org

Office in Bosanski Petrovac
Bosanska 110
Tel: +387 37 881 248
E-mail: bpetrovac@vasaprava.org

Office in Goražde
Seada Sofovića Sofe 10
Tel: +387 38 220 544
E-mail: gorazde@vasaprava.org

1) The property claim can refer to, alternatively or cumulatively, request for the reimbursement of damage (material and immaterial), recovery of items (moveable and immovable property) and annulment of a particular legal transaction.
2) Providing free legal aid in civil proceedings in terms of exercising the right to compensation for material and non-material damage caused by criminal offenses