

(Official Gazette of the Federation of Bosnia and Herzegovina no. 12/10)

Pursuant to Article IV B 7 a) (IV) of the Constitution of the Federation of Bosnia and Herzegovina, hereby I enact the following

DECREE

**PROMULGATING THE LAW ON AMENDMENTS TO THE CRIMINAL PROCEDURE
CODE OF THE FEDERATION OF BOSNIA AND HERZEGOVINA**

This is to promulgate the Law on Amendments to the Criminal Procedure Code of the Federation of Bosnia and Herzegovina, as enacted by the Parliament of the Federation at the session of the House of Representatives on 9 March 2010 and the session of the House of Peoples on 11 March 2010.

Number 01-02-140/10
12 March 2010,
Sarajevo

Chairwoman
Borjana Krišto, m.p.

LAW

**ON AMENDMENTS TO THE CRIMINAL PROCEDURE CODE OF THE FEDERATION
OF BOSNIA AND HERZEGOVINA**

Article 1

In the Criminal Procedure Code of the Federation of Bosnia and Herzegovina (“Official Gazette of the Federation of Bosnia and Herzegovina”, nos. 35/03, 37/03, 56/03, 78/04, 28/05, 55/06, 27/07, 53/07 and 9/09) in Article 152, paragraph (1) shall be amended to read as follows:

“(1) When the Court pronounces a sentence of imprisonment against a defendant, the Court may order custody against the defendant, i.e. the custody shall be extended if that is necessary for unhindered conduct of the criminal proceedings, taking into consideration all circumstances pertaining to perpetration of the criminal offense, i.e. personality of the perpetrator. If it pronounces the sentence of imprisonment of five years or more severe sentence, the Court shall immediately order or extend the custody. In such cases a special ruling shall be made, and the appeal against the ruling shall not stay its execution”.

In paragraph (3), the second sentence shall be added to read as follows: “Exceptionally, in complex cases and for the important reasons, the panel may take the decision extending the custody additionally for six months maximum”.

Article 2

Provisions of this Law shall apply in all cases in which the final and binding judgment was not reached prior to the entry into force of this Law.

Article 3

This Law shall enter into force one day after its publication in the “Official Gazette of Bosnia and Herzegovina”.

Chairman
of the House of Peoples
of the Parliament of the Federation of BiH
Stjepan Krešić, m.p.

Chairman
of the House of Representatives
of the Parliament of the Federation of BiH
Safet Softić, m.p.