

Peace Agreement Access Tool PA-X <https://pax.peaceagreements.org/>

Country/ entity	Kosovo Serbia Yugoslavia (former)
Region	Europe and Eurasia Europe and Eurasia Europe and Eurasia
Agreement name	Cadastral Records (Technical Dialogue Agreement)
Date	2 Sep 2011
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Interstate/intrastate conflict(s) (Balkan Conflicts (1991 - 1995) (1998 - 2001))
Stage	Framework/substantive - partial
Conflict nature	Government/territory
Peace process	Kosovo-Serbia Normalisation Process
Parties	Agreement unsigned, parties believed to be the Kosovo delegation, led by Dr. Edita Tahiri and the Serbian delegation led by Mr. Borko Stefanovic.
Third parties	Agreement unsigned, meeting was chaired by the EU facilitator, Mr. Robert Cooper.
Description	Short agreement in which the parties agree to make every effort to establish a fully reliable cadastre in Kosovo, in order to protect the rights of people with legitimate claims to property. It provides for forming a tripartite implementation group and technical agency in order to identify gaps in original pre-1999 cadastral records, and also sets out the modalities for resolving disputes.

Agreement document [KV_110902_Cadastral Records \(Technical Dialogue Agreement\).pdf](#)  | [Download PDF](#)

Groups

Children/ youth	No specific mention.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/ displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender	No specific mention.
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Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

State definition

Nature of state (general) No specific mention.

State configuration No specific mention.

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

Independence/ secession No specific mention.

Accession/ unification No specific mention.

Border delimitation No specific mention.

Cross-border provision No specific mention.

Governance

Political institutions (new or reformed) No specific mention.

Elections No specific mention.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution No specific mention.

Power sharing

Political power sharing	<p>Power sharing→Political power sharing→General State level</p> <p>Page 1, 1. The solution to the Libya crisis can only be a political one and requires a national reconciliation process involving all Libyans, including the institutional, security and military actors who are prepared to participate peacefully, with the safe return of displaced persons and refugees and the creation of a transitional justice, reparation and national amnesty process as well as the implementation of Article 34 [Note: touches on a ceasefire, DDR, terrorism, withdrawal of forces and implementation] on security arrangements of the Libyan Political Agreement.</p> <p>Power sharing→Political power sharing→International involvement State level</p> <p>Page 1, 5. The first instance in the adjudication mechanism will be undertaken by a Commission consisting of International and cadastral and property experts from Kosovo. The majority of the experts will be appointed by the EUSR, taking into account the interests of all communities concerned.</p> <p>Page 1, 6. The Kosovo Supreme Court will act as the second, appeal, instance of this adjudication mechanism. Decisions by the Kosovo Supreme Court will be taken by a panel in which international judges will hold the majority and will be final and enforceable and not subject to challenge.</p>
Territorial power sharing	No specific mention.
Economic power sharing	No specific mention.
Military power sharing	No specific mention.

Human rights and equality

Human rights/RoL general	No specific mention.
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Bill of rights/
similar No specific mention.

Treaty incorporation No specific mention.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/
access No specific mention.

Protection measures No specific mention.

Other No specific mention.

Rights institutions

NHRI No specific mention.

Regional or international human rights institutions No specific mention.

Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

Judiciary and courts No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction No specific mention.

National economic plan No specific mention.

Natural resources No specific mention.

International funds No specific mention.

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land reform/
rights

Land, property and environment→Land reform/rights→Property return and restitution

Summary: The agreement in its entirety provides for identifying gaps in original pre-1999 cadastral record in order to establish a fully reliable cadastre in Kosovo.

Page 1, 1. In order to protect the rights of people with legitimate claims to property, the parties will jointly make every effort to establish a fully reliable cadastre in Kosovo.

Page 1, 2. A tripartite implementation group, consisting of cadastral experts from the two parties and chaired by the EU will monitor the work of a technical agency, (selected by the EU after consultation with both parties), whose role will be to identify gaps in original pre-1999 cadastral records.

Page 1, 3. The EUSR will receive scanned copies of all original pre-1999 cadastral records removed from Kosovo. Upon request, the EUSR will provide specific information from Kosovo.

Page 1, 4. The technical agency, mentioned in bullet 2, will compare all copies of the original pre-1999 private property cadastral records¹ with the reconstructed Kosovo cadastre. Cases where the comparison shows the records not to be the same will be transferred by the tripartite implementation group to an adjudication mechanism in Kosovo. This adjudication mechanism will make a final determination as to which cadastral record is correct.¹ This will include private property, private commercial property and private church property cadastral records.

Page 1, 5. The first instance in the adjudication mechanism will be undertaken by a Commission consisting of International and cadastral and property experts from Kosovo. The majority of the experts will be appointed by the EUSR, taking into account the interests of all communities concerned.

Page 1, 6. The Kosovo Supreme Court will act as the second, appeal, instance of this adjudication mechanism. Decisions by the Kosovo Supreme Court will be taken by a panel in which international judges will hold the majority and will be final and enforceable and not subject to challenge.

Page 1, 7. Decisions resulting from above adjudication mechanism will be notified to all stakeholders concerned. The Kosovo Cadastre Agency will implement the final decision resulting from above adjudication mechanism by effecting the necessary changes in the Kosovo cadastre.

Page 1, 8. The tripartite implementation group will monitor the quick implementation and functioning of the above arrangements and will regularly brief the Dialogue on progress_

Pastoralist/
nomadism
rights No specific mention.

Cultural
heritage No specific mention.

Environment No specific mention.

Water or
riparian
rights or
access No specific mention.

Security sector

Security
Guarantees No specific mention.

Ceasefire No specific mention.

Police No specific mention.

Armed
forces No specific mention.

DDR No specific mention.

Intelligence
services No specific mention.

Parastatal/
rebel and
opposition
group
forces No specific mention.

Withdrawal of foreign forces No specific mention.

Corruption No specific mention.

Crime/organised crime No specific mention.

Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory No specific mention.

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source Government of the Republic of Serbia, Negotiation process with Pristina
<http://www.kim.gov.rs/eng/pregovaracki-proces.php>
