

**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	Association/Community of Serb majority municipalities in Kosovo – general principles/main elements
Date	25 Aug 2015
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 Prime Minister Isa Mustafa and the Serbian delegation led by Prime Minister Aleksandar Vucic
Third parties	Agreement unsigned, meeting was chaired by the Federica Mogherini, High Representative of the European Union for Foreign Affairs and Security Policy
Description	This agreement establishes an Association/Community of Serb majority municipalities in Kosovo as foreseen by the First Agreement signed in April 2013. It outlines the Association/Community's competencies, composition, relations with central bodies, funding, and steps for implementation.

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Agreement document	<a href="#">KV_150825_Association-Community of Serb Majority Municipalities in Kosovo General Principles Main Elements.pdf</a>   <a href="#">Download PDF</a>
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## 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	Groups→Racial/ethnic/national group→Substantive Summary: The agreement in its entirety establishes a sub-state body, the Association/Community of Serb majority municipalities in Kosovo.  Page 1, Legal framework 1) The Association/Community of Serb majority municipalities in Kosovo is established as an association/community of municipalities as foreseen by the First Agreement, the Law on ratification of the First Agreement and Kosovo law.  Page 3, Relations with the central authorities 9) The Association/Community will promote the interests of the Kosovo Serb community in its relations with the central authorities.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/ displaced persons	Groups→Refugees/displaced persons→Rhetorical Page 1, Objectives 4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to: ... g) adopt measures to improve local living conditions for returnees to Kosovo;

Social class No specific mention.

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## Gender

Women, girls and gender No specific mention.

Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

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## 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 Page 5, General and final provisions  
20) The Association/Community will be entitled to have its own official symbols (coat of arms and flag), in accordance with Kosovo law.

Independence/secession No specific mention.

Accession/  
unification No specific mention.

Border  
delimitation No specific mention.

Cross-  
border  
provision Page 1, Objectives  
4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to:  
...  
m) establish relations and enter into cooperation arrangements with other associations of municipalities, domestic and international.

Page 5, Budget and support  
17) The Association/Community will be funded from:  
...  
d) contributions, grants, donations as well as financial support from other associations and organisations, domestic and international as well as from the Republic of Serbia; the Community/Association will be exempt from duties and taxes in the pursuit of its objectives, on the same basis as the participating municipalities.

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**Governance**

Political institutions (new or reformed)

Governance→Political institutions (new or reformed)→New political institutions (indefinite)

Page 1, Legal framework

1) The Association/Community of Serb majority municipalities in Kosovo is established as an association/community of municipalities as foreseen by the First Agreement, the Law on ratification of the First Agreement and Kosovo law.

Page 1, Legal framework

2) On the basis of the First Agreement which recognises its distinct character, the Kosovo Government will adopt a decree directly applicable, which will be reviewed by the Constitutional Court. The Community/Association will be a legal entity defined by its Statute, which will comprise at least the elements set out below.

Page 2, Organisational structure

6) The Association/Community will have the following organs:

a) an Assembly as a supreme body composed of representatives appointed by each assembly of the participating municipalities, among their elected members. The Assembly will have the right to adopt amendments to the Statute, rules of procedure and all necessary regulations and administrative decisions as per its Statute and related to its objectives. All amendments to the Statute, rules of procedure and all necessary regulations and decisions adopted by the Assembly will be applicable to its members unless one of its members formally expresses a different decision.

b) a President, who will represent the Community/Association, including before the central authorities and outside Kosovo. The President will be assisted by a Vice-President. The President and the Vice-President will be elected by the Assembly from among the members of the participating municipalities assemblies and their mayors.

c) a Council composed of a maximum of 30 members among residents of the participating municipalities, including all mayors of the participating municipalities; the Council is an advisory body which provides guidance to the work of the Association/Community.

d) a Board composed of 7 members voted by the Assembly from among the mayors and residents of the participating municipalities, the exact composition to be defined in the Statute, with the right to take the necessary decisions for the daily management of the Community/Association. The members of the Board will be supported in their work by professional collegia composed of experts, divided into and covering those areas falling under the objectives and tasks of the Association/Community. The Statute will define the number of professional collegia and their assignment to the members of the Board.

e) an administration, headed by a Chief of Administration appointed by and reporting to the Board, supporting the work of the Community/Association, in particular the Board and the President. The staff of the administration will benefit from an employment status, in accordance with Kosovo Law, including the Law on Labour and the Law on Civil Service, enabling them to perform their administrative duties. The members of the Association/Community may decide to use a number of employees to support the Community/Association in the execution of its objectives.

f) a complaints office with a mandate to examine complaints in relation to its objectives.

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 Page 2, Organisational structure  
6) The Association/Community will have the following organs:  
...  
e) an administration, headed by a Chief of Administration appointed by and reporting to the Board, supporting the work of the Community/Association, in particular the Board and the President. The staff of the administration will benefit from an employment status, in accordance with Kosovo Law, including the Law on Labour and the Law on Civil Service, enabling them to perform their administrative duties. The members of the Association/Community may decide to use a number of employees to support the Community/Association in the execution of its objectives.

Constitution No specific mention.

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## **Power sharing**

Political  
power  
sharing No specific mention.

Territorial  
power  
sharing

Power sharing→Territorial power sharing→Local/municipal government  
Page 1, Legal framework

1) The Association/Community of Serb majority municipalities in Kosovo is established as an association/community of municipalities as foreseen by the First Agreement, the Law on ratification of the First Agreement and Kosovo law.

Page 1, Legal framework

2) On the basis of the First Agreement which recognises its distinct character, the Kosovo Government will adopt a decree directly applicable, which will be reviewed by the Constitutional Court. The Community/Association will be a legal entity defined by its Statute, which will comprise at least the elements set out below.

Page 1, Legal framework

3) The Statute will be adopted by a constituent assembly composed of the voted members of the assemblies of the participating municipalities.

Page 1-2, Objectives

4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to:

- a) strengthen local democracy;
- b) exercise full overview to develop local economy; exercise full overview in the area of education
- d) exercise full overview to improve local primary and secondary health and social care;
- e) exercise full overview to coordinate urban and rural planning;
- g) adopt measures to improve local living conditions for returnees to Kosovo;
- h) conduct, coordinate and facilitate research and development activities;
- i) promote, disseminate and advocate issues of common interest of its members and represent them, including to the central authorities;
- j) provide services to its members in accordance with Kosovo law;
- k) assess the delivery of public services to its members and their residents as to support the Community/Association in forming positions of common interests for the participation to the work of the central authorities;
- l) conduct monitoring as required for the implementation of its objectives;
- m) establish relations and enter into cooperation arrangements with other associations of municipalities, domestic and international.

Page 2, Objectives

5) The Community/Association will exercise other additional competences as may be delegated by the central authorities.

Page 2, Organisational structure

6) The Association/Community will have the following organs:

- a) an Assembly as a supreme body composed of representatives appointed by each assembly of the participating municipalities, among their elected members. The Assembly will have the right to adopt amendments to the Statute, rules of procedure and all necessary regulations and administrative decisions as per its Statute and related to its objectives. All amendments to the Statute, rules of procedure and all necessary regulations and decisions adopted by the Assembly will be applicable to its members unless one of its members formally expresses a different decision.



Economic power sharing No specific mention.

Military power sharing No specific mention.

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## Human rights and equality

Human rights/RoL general No specific mention.

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.

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## Rights related issues

Citizenship No specific mention.

Democracy Page 1, Objectives  
4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to:  
a) strengthen local democracy;

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.

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## **Rights institutions**

NHRI	No specific mention.
Regional or international human rights institutions	No specific mention.

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## **Justice sector reform**

Criminal justice and emergency law	No specific mention.
State of emergency provisions	No specific mention.

Judiciary and courts Page 3, Relations with the central authorities  
11) The Association/Community will have the right to initiate or participate in proceedings before the competent Courts, including to the Constitutional Court, against any acts or decisions from any institution affecting the exercise by the Association/Community of its powers in accordance with its Statute.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

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### **Socio-economic reconstruction**

Development or socio-economic reconstruction Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development  
Page 1, Objectives  
4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to:  
...  
b) exercise full overview to develop local economy; exercise full overview in the area of education  
d) exercise full overview to improve local primary and secondary health and social care;  
e) exercise full overview to coordinate urban and rural planning;

National economic plan No specific mention.

Natural resources No specific mention.

International funds Page 5, Budget and support  
17) The Association/Community will be funded from:  
...  
d) contributions, grants, donations as well as financial support from other associations and organisations, domestic and international as well as from the Republic of Serbia; the Community/Association will be exempt from duties and taxes in the pursuit of its objectives, on the same basis as the participating municipalities.

Business	No specific mention.
Taxation	Socio-economic reconstruction→Taxation→Other Page 5, Budget and support 17) The Association/Community will be funded from: ... d) contributions, grants, donations as well as financial support from other associations and organisations, domestic and international as well as from the Republic of Serbia; the Community/Association will be exempt from duties and taxes in the pursuit of its objectives, on the same basis as the participating municipalities.
Banks	No specific mention.

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## Land, property and environment

Land reform/ rights	Land, property and environment→Land reform/rights→Land reform and management Page 1, Objectives 4) In accordance with the First Agreement, the Association/Community will have as its main objectives in delivering public functions and services to: ... e) exercise full overview to coordinate urban and rural planning;  Land, property and environment→Land reform/rights→Property return and restitution Page 4, Legal capacity 14) The Association/Community will be endowed with the legal capacity necessary under Kosovo law to perform its objectives, including the right to own moveable and immoveable property, to co-own companies that provide local services within the scope of the Association/Community and to conclude contracts, including employment contracts.
Pastoralist/ nomadism rights	No specific mention.
Cultural heritage	No specific mention.
Environment	No specific mention.

Water or riparian rights or access	No specific mention.
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## Security sector

Security Guarantees	No specific mention.
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Ceasefire	No specific mention.
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Police	Page 4, Relations with the central authorities 13) Acting on behalf of the Association/Community, the four mayors of the northern municipalities will provide the Ministry of Interior a list of candidates for nomination as regional Police Commander as specified in Article 9 of the First Agreement.
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Armed forces	No specific mention.
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DDR	No specific mention.
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Intelligence services	No specific mention.
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Parastatal/ rebel and opposition group forces	No specific mention.
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Withdrawal of foreign forces	No specific mention.
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Corruption	No specific mention.
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Crime/  
organised  
crime      No specific mention.

Drugs      No specific mention.

Terrorism      No specific mention.

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## **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.

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## 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>

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