

(Official Gazette of the Federation of Bosnia and Herzegovina no. 42/11)

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 CODE OF THE
FEDERATION OF BOSNIA AND HERZEGOVINA**

This is to promulgate the Law on Amendments to the Criminal 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 19 May 2011 and the session of the House of Peoples on 16 June 2011.

Number 01-02-392/11
4 July 2011,
Sarajevo

Chairman
Živko Budimir, m.p.

LAW

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

Article 1

In the Criminal Code of the Federation of Bosnia and Herzegovina ("Official Gazette of the Federation of BiH", nos. 36/03, 37/03, 21/04, 69/04, 18/05 and 42/10), after Article 43b, a new Article 43c shall be added to read as follows:

"Article 43c.

House arrest with electronic surveillance

- (1) Persons convicted to imprisonment for a term up to one year may, with their consent, serve that sentence also as the house arrest with electronic surveillance, which implies that the convicted person may not leave the premises on which he or she resides, except in the cases prescribed by the law governing the execution of criminal sanctions.
- (2) The decision that the imprisonment may also be executed as the house arrest with electronic surveillance shall be based upon the assessment that, considering all the circumstances determining the type and range of the sentence, the perpetrator of a criminal offense is not necessarily required to be committed to an institution for execution of imprisonment, but that instead the purpose of punishment and the purpose of execution of imprisonment can also be achieved in this way.

- (3) A convicted person serving the house arrest with electronic surveillance and who leaves unjustifiably the premises on which he or she resides, shall be ordered by the court to serve the remainder of imprisonment in an institution for execution of punishment.
- (4) No execution of imprisonment sentence may be ordered in the way prescribed under paragraph 1 of this Article for the persons convicted for criminal offenses against marriage, family and youth, who live in the same household with the injured person.”.

Article 2

In Article 110, after paragraph (2), a new paragraph (3) shall be added to read as follows:

“(3) The house arrest with electronic surveillance shall be executed on the premises in which the convicted person resides in the place of permanent or temporary residence.”

Article 3

This Law shall enter into force on the eight day following its publication in the “Official Gazette of the Federation of BiH.”.

Chairwoman
of the House of Peoples
of the Parliament of the Federation of BiH
Karolina Pavlović, m.p.

Chairman
of the House of Representatives
of the Parliament of the Federation of BiH
Dr. Denis Zvizdić, m.p.