

# (UNOFFICIAL TRANSLATION BY EKOPAK)

Official Gazette of the Federation of Bosnia and Herzegovina, No. 72/24

Based on Article IV.B.7. a)(IV) of the Constitution of the Federation of Bosnia and Herzegovina, I hereby issue the

## **DECREE ON THE PROCLAMATION OF THE LAW ON AMENDMENTS TO THE LAW ON WASTE MANAGEMENT**

The Law on Amendments to the Law on Waste Management, is hereby promulgated as adopted by the Parliament of the Federation of Bosnia and Herzegovina at the session of the House of Representatives held on 04 September 2024 and at the session of the House of Peoples held on 18 July 2024.

No: 01-02-1-399-01/24

10 September 2024

Sarajevo

President

Lidija Bradara, m.p.

## **LAW ON AMENDMENTS TO THE LAW ON WASTE MANAGEMENT**

### **Article 1**

In the Law on Waste Management ("Official Gazette of the Federation of BiH", 33/03, 72/09 and 92/17, hereinafter: Law) in Article 3, paragraph (3), the word "Management" is replaced by the words: "Respecting the principles of the circular economy, management".

### **Article 2**

In Chapter II DEFINITIONS in Article 4, indent 29, after the word "waste", the semicolon is replaced by a full stop and a new sentence is inserted as follows: "Centres can be municipal, inter-municipal, city, inter-city, cantonal, inter-cantonal and regional;"

### **Article 3**

A new Article 33a is inserted after Article 33 as follows:

#### **"Article 33a**

(1) The conditions for determining the disposal of waste in landfills, the method, control, monitoring and supervision procedures, as well as other technical conditions, working conditions for landfills, the method and conditions of waste disposal and the method and conditions of closure, will be prescribed by an implementing regulation.

(2) The provisions of the regulations in paragraph (1) of this article shall apply to all owners, disposers, operators, producers and all natural persons and legal entities who dispose of waste as part of their activity. “

#### **Article 4**

In Article 49, after paragraph (1), a new paragraph (2) is inserted as follows:

"(2) The Federal Market Inspectorate and the Federal Urban and Environmental Inspectorate are responsible for special categories of waste for which a fee is charged."

The previous paragraphs (2), (3) and (4) become paragraphs (3), (4) and (5).

#### **Article 5**

Article 53 is replaced by the following:

#### **"Article 53**

(1) Any legal entity shall be fined for violation in the amount of 10,000.00 KM to 20,000.00 KM, and in the case of a repeated violation shall be fined in the amount of 15,000.00 KM up to 25,000.00 KM if:

- does not obtain a permit for waste management activity (Article 12) or violates the conditions prescribed in the permit

- does not manage a special category of waste from Article 18a (2) of this Law

- if transports the waste so that it may cause environmental pollution, contrary to the provisions of Article 32, paragraph (1) of this Law;

- in the case of pollution caused during transport, the carrier does not clean and restore the polluted area to its original state, contrary to the provisions of Article 32, paragraph (2) of this Law;

- does not deliver the waste to the destination specified by the sender, which is approved as a waste management location, contrary to the provisions of Article 32, paragraph (3) of this Law; paragraph (4) of this Law;

- in case of impossibility of delivery to the destination, the carrier does not return the waste to the sender contrary to the provisions of Article 32, paragraph (4) of this Law;

- transports waste contrary to the provisions of Article 32, paragraph (5) of this Law;

- disposes waste contrary to the provisions of Article 33 of this Law;

- carries out cross-border transport of waste contrary to Article 39, paragraph (3) of this Law.

(2) For the violation from paragraph (1) of this article, the responsible person in the legal entity will be fined in the amount of 2,000.00 KM to 4,000.00 KM, and in the case of a repeated violation shall be fined in the amount of 4,500.00 KM to 5,000.00KM

(3) For the violation from paragraph (1) of this article, a person who performs an independent business activity/trade will be fined in the amount of 1,000.00 KM to 3,000.00 KM, and in the case of a repeated violation shall be fined in the amount of 4,000.00 KM up to 6,000.00 KM.

(4) Any legal entity shall be fined for violation in the amount of 5,000.00 KM to 10,000.00 KM, and in the case of a repeated violation shall be fined in the amount of 10,000.00 KM to 15,000.00 KM if:

- fails to submit a regular annual report to the Fund or to the system operator (PRO) and if it submits an incomplete or incorrect report from Article 18a. paragraphs (3) and (4) of this Law;
- does not submit data to the waste management information system from Article 37a. of this Law.

(5) For the violation from paragraph (4) of this article, the responsible person in the legal entity will be fined in the amount of 1,000.00 KM to 2,000.00 KM, and in the case of a repeated violation shall be fined in the amount of 1,500.00 KM to 3,000.00 KM.

(6) Person who performs an independent business activity/trade shall be fined in the amount of 500.00 KM to 1,000.00 KM for the offense referred to in paragraph (4) of this article, and in the case of a repeated offense shall be fined in the amount of 1,000.00 KM up to 2,000.00 KM.

(7) A natural person shall be fined in the amount of 500.00 KM to 2,000.00 KM for violation from paragraph (1) of this article, and in the case of a repeated violation shall be fined in the amount of 3,000.00 KM to 5,000.00 KM. "

### **Article 6**

In Article 58, after paragraph (8) a new paragraph (9) is inserted as follows:

"(9) The regulation from Article 33a will be adopted by the Federal minister within 12 months from the date of entry into force of this Law."

The previous paragraphs (9) to (13) become paragraphs (10) to (14).

### **Article 7**

This Law shall enter into force on the eighth day following its publication in the Official Gazette of the Federation of Bosnia and Herzegovina".

Chairman of the House of Representatives

Parliamentary Assembly of the Federation of BiH

Dragan Mioković, m.p.

Chairman of the House of Peoples

Parliamentary Assembly of the Federation of BiH

Tomislav Martinović, m.p.