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**OFFICIAL GAZETTE
OF
REPUBLIKA SRPSKA**

Tuesday, 20th August 2002 Banja Luka No 51, year. XI

Based on Amendment XL point 2. on Constitution of Republika Srpska ("Off. Gaz. Republika Srpska", No 28/94), hereby I DECLARE THE PROCLAMATION OF ENVIRONMENTAL PROTECTION FUND

I declare the Law on Environmental Protection Fund which was adopted by the National Assembly of Republika Srpska on its seat dated 25 July 2002.

No: 01-020-574/02
29 July 2002.
Banja Luka

President of Republic,
Mr. Mirko Šarović

THE LAW ON ENVIRONMENTAL PROTECTION FUND

Article 1.

By this Law the Fund for financing of the environmental protection in Republika Srpska is founded.

Article 2.

The title of the Fund is: "Environment Protection Fund of the Republic of Srpska (in text: the Fund). The Fund is financial organization which has attributes of a legal entity and is registered in the Court Register. The seat of the Fund is in Banja Luka.

Article 3.

Business of the Fund is collection and distribution of financial resources for the environmental protection in the area of Republika Srpska, and it shall be used especially for the following purposes:

- Support to realization of tasks which are result of obligations and responsibilities towards international community in the sector of environmental protection;
- Environmental damage prevention in case when it is not possible to apply the responsibility for damage to a certain person;
- Costs of prevention or removal of environmental damage which requires direct intervention;
- Support to measures aimed at environmental protection especially in the field of development and financing of information system, education and information dissemination, research and activities of public related to environmental protection;
- Improvement of development of economic structure beneficial for environmental;
- Preservation of protected landscapes;
- Improvement of ecological awareness of public and research of environmental protection.

Article 4.

Fund's revenues are secured from:

- Natural resources use charges and environmental impact charges;
- Budget of the Republic;
- Polluters fee;
- Donations and other voluntary giving;
- Other sources in accordance with the Law.

Article 5.

Resources stated in the Article 4. Of this Law are placed at disposal in the area of the Republic of Srpska in accordance to financial Plan of the Fund. Financial plan is created by the Fund provided the opinion of the Ministry for urbanism, housing – communal business, construction and ecology (in the text Ministry in charge of environmental protection), in accordance with the Strategic Environmental Protection Plan of Republika Srpska. Annual Financial plan is created by the Management Board of the Fund with accord of the Government of RS (in the text: the Government).

Article 6.

Bodies of the Fund are: the Management Board, the Supervisory Board and the Director. Members of the bodies and the Director are elected for the period of four years. The Director and employees in the expert services of the Fund cannot be members of the Management and the Supervisory Board.

Article 7.

The Management Board of the Fund has President and six members nominated and dismissed by the National Assembly of Republika Srpska (in the text the National Assembly) at the proposal of the Government. During the nomination of the members of the Management Board territorial and expertise coverage shall e taken into account, including the participation of the NGOs.

Article 8.

The Management Board of the Fund with the opinion of the Ministry in charge and consent of the Government adopts:

- Statute;
- Plans and programs of work;
- Financial plan and yearly account;
- General acts.

The Management Board of the Fund, at least one time annually, submits a progress report to the Government and National Assembly, and performs other business prescribed by the Law, Statute and General Acts of the Fund.

Article 9.

The Supervisory Board of the Fund has a President and four members nominated and dismissed by the National Assembly at the proposal of the Government.

Article 10.

The Supervisory Board supervises the business of the Fund and work of its bodies and submits the report to the Government and the National Assembly.

Article 11.

The Director of the Fund is nominated and dismissed by the Government based on the proposal of the Management Board. The Director of the Fund is nominated 30 days after constitution of the Management Board.

Article 12.

The Director of the Fund:

- presents and represents the Fund;

- executes decisions of the Management and Steering Board of the Fund;
- manages the Fund and organizes the work of its expert services;
- performs other tasks prescribed by the Law, Statute and General Acts of the Fund.

Article 13.

For performing tasks of the Fund expert services are formed. Organization, business and tasks of expert services are established by the Statute and General Acts of the Fund.

Article 14.

This Law is enacted eight days upon publishing in the Off. Gaz. of Republika Srpska”.

No: 01-626/02

25. July 2002. Banja Luka
President of National Assembly,
Dr Dragan Kalinić