



PROVISIONAL INSTITUTIONS OF SELF GOVERNMENT

KUVENDI I KOSOVËS
СКУПШТИНА КОСОВА
ASSEMBLY OF KOSOVO

Law No. 02/L-126

**ON AMENDING AND SUPPLEMENTING THE LAW ON REGISTERS OF
CIVIL STATE No. 2004/46**

The Assembly of Kosovo,

Based on Chapter 5.1 (m) and 9.1.26 (a) of the Constitutional Framework for Provisional Governing in Kosovo, (UNMIK Regulation No. 2001/9 of date 15 May 2001),

With the intention to increase the efficiency in performing duties requested by citizens from civil state service in addition to modern achievements in this field and terminology unification,

Adopts:

**THE LAW ON AMENDMENT AND SUPPLEMENT OF THE LAW ON REGISTERS
OF CIVIL STATE No. 2004/46**

Article 1

In the whole text of the Law on Civil State Registers No. 2004/46 the words "Registry books" shall be replaced with "Basic Registers", words "Birth Registry book" shall be replaced with the words "Birth Register", words "Marital Registry Book" shall be replaced with "Marital Registry", words "Death Registry Book" shall be replaced with the words "Death Register, and their forms and figuration shall be adopted according to the text thereby.

Article 2

The definition “Family Brochure” shall be added to Article 2, while other definitions are amended and have the following content:

“**Family Brochure**”, is a distinct book, given to the married couple upon the contract of their marriage,

“**Basic Registers**” are the civil state books containing the civil state data for all Kosovo citizens, such as: birth, marriage, death and other records deriving from them;

“**Birth Register**” is the book, where notes on the birth of the citizens within the matriculation territory are registered;

“**Marriage Register**” is the book where notes on the marriage of the citizens within the matriculation territory are registered;

“**Death Register**” is the book where the death notes of the citizens within the matriculation territory are registered;

“**Civil State Office**” is the office of the civil state in matriculation territory in which civil state services are performed for citizens of municipality territory;

Article 3

Article 3.1 is amended and shall have the following content: “Basic Registers are the civil state books containing the civil state data for all Kosovo citizens.”

Article 3.2 is amended and shall have the following content: “In the Basic registers the facts such as: birth, marriage, death and other data determined by the Law on Civil State are registered”;

Article 3.3 is amended and shall have the following content: “The facts determined by the law on civil state, such as: birth, marriage, death and other data of Kosovo citizens from abroad, are registered in the “Basic Registers” in the municipal offices of civil state where their dwelling-place is”.

Article 3.5 is amended and shall have the following content: “Electronic form is kept according to the instructions and unique programs of a proper Ministry.”

Article 4

Article 4.1 is amended and shall have the following content: “The Basic Register for use are kept in the municipal office of civil state, their copies are kept forever in another place”.

Article 4.2 is amended and shall have the following content: “If the civil state employee is absent, he shall be substituted by another civil state employee bearing all his authorities”.

Article 4.4 is amended and shall have the following content: “For matriculation territory the following shall be kept within the civil state office: the Birth register, Marriage register and Death register.”

Article 4.7 is amended and shall have the following content: “Basic registers are closed on December 31 of each calendar year, with a note: “ended with the following numbers” (it is written with numbers and letters the number of registrations for that year).

Article 5

Article 5 shall be amended and shall contain the following:

5.1. In first page of master register shall be noted:

- a. name of basic register (birth register, marriage register or death register),
- b. name of the office and of the municipality;
- c. date of the first and final registration;
- d. stamp;
- e. signature of the competent civil state officer;
- f. signature of the director of the civil state, and
- g. number of pages of the basic register’.

5.2. “If the name of place, matriculation territory or municipality where basic registers are kept shall be amended, these amends shall be noted as a special item of paragraph 1 of this Article.”

Article 6

Article 6 shall be amended and shall contain the following: “Birth, marriage and death facts shall be registered in basic registers in this manner.”

Article 7

In Article 8.3, word “Notes” shall be replaced with the word “Facts.”

Article 8

Article 11.3 shall be amended and shall contain the following: “Distinctive to the original basic registers, their copies shall be stored in another place by the competent body.”

Article 11.5 shall be replaced and shall contain the following:

“source registry book” shall be replaced with “original basic register” and words “description of source book” with words “rewritten from the original.”

Article 9

Article 12.2 shall be deleted;

Article 12.3 shall be amended and shall contain the following: “Basic register shall be stored by competent officer of civil state office, who will take care of its security, non damage and non destruction of the basic register”.

Article 10

Article 14 item d. shall be amended and shall contain:

“Authorized civil state official.”

Article 11

In Article 21, after paragraph 2 shall be added paragraph 3 and contains the following:

“The adoption registration that happened outside Kosovo shall be done in the basic register when the adoption is congruous with the Law.”

Article 12

In Article 24 after paragraph 12 shall be added paragraph 13 and contains the following; “On occasion of the marriage relation, the civil state employee shall give “the family brochure” to the spouses and a certificate, as evidence that the marriage is bond. The written data in “the family brochure” should be the same with the written data in the basic registers. The content and other “family brochure” procedures have been determined by the Law on Civil State.”

Article 13

Article 25.1 shall amend and contains the following:” Persons that want to bond marriage should submit the request to the competent employee of the civil state office in the relevant territory of which one or both of them have the permanent residence”.

Article 25.5 shall amend and contains the following: “Kosovo citizen in order of issuing the certificate of marital status should be present, in case he is outside the

country he should bring, through the authorized person, the certificate of the marital status or verified statement by the notary of its state.”

Article 14

In Article 27.1, the words under item b) “year of birth” shall be replaced with word ” birthday”

Article 15

In Article 30, after paragraph 2 shall be added paragraph 3 and shall contain the following: “Birth Certificate and certificate of the marital status , are valid when they have the note” for Marital status “ and have been issued from the office of the civil state within 6 months from submission of the marriage bond request”.

Article 16

Article 31.1 shall be amended and shall contain the following: “Persons with foreign citizenships, with provisional stay in Kosovo, can bond marriage among them in municipal office of the civil state according to the dwelling or emplacement”.

Article 17

Article 33.3 shall be amended and contains the following: “Request for the death registration on the death register should be done within 30 days after the death occurrence or when the corpse was found and within 60 days, when the death occurred abroad”.

Article 33.9 shall be amended as follows: “The civil state employee shall register the death fact in the death registry book without the certificate from the health institution with the declaration of two witnesses who know about the death.”

After paragraph 9 shall be added paragraph 10 with the following contents: “After the expiry of the deadline set out by paragraphs 3 and 4 of the present Article, the civil state employee can register the death solely by the decision of the competent civil state municipal body.”

Article 18

Article 38.19 shall be amended as follows: “Birth certificate, marital status certificate and death certificate have no specific term, except cases of marriage bond, shall be signed by the civil state official and shall be stamped by relevant stamp.”

Article 19

Article 41.2, the words “officials” to be amended as follows “civil state employee”;
Article 41.5 shall be amended as follows: “When the oversight and the control is performed by the relevant civil state institution, the competent civil state officials of the relevant office are obliged to provide the requested data with no obstacle, and allow for the documentation to be looked out and controlled.”

Article 20

After the adoption and the entry into force, the text of this law shall be unified with the text of the Law on Civil State Registers No.2004/46, so we shall have only one text, easier to be understood and implemented by the civil state service.

Article 21

The present Law shall enter into force after its approval by the Kosovo Assembly and promulgation by the United Nations Special Representative of the Secretary General.

Law No. 02/L-126
27 September 2007

President of the Kosovo Assembly,

Kolë Berisha