



Republika e Kosovës
Republika Kosovo-Republic of Kosovo
Kuvendi - Skupština - Assembly

Law No. 03/L-142

ON PUBLIC PEACE AND ORDER

Assembly of Republic of Kosovo,

In support of Article 65 (1), of the Constitution of Republic of Kosovo,

With the purpose of establishing legal rules for preservation of public peace and order.

Adopts

LAW ON PUBLIC PEACE AND ORDER

CHAPTER I
GENERAL PROVISIONS

Article 1
Purpose

The purpose of this law is to regulate personal conduct in order to preserve public peace and order.

Article 2
Scope

The scope of this Law is to preserve public peace and order by defining minor offences against public peace and order, and providing penalties for committing the minor offences.

Article 3 **Definitions**

1. Terms used in this law have the following meaning:

1.1. **“Public Peace and Order”** means the public adherence to the legal system and public institutions and the protection of the legal interests and freedoms of individuals.

1.2. **“Public place”** means any indoor or outdoor area, whether privately or publicly owned, to which the public has access by right or by invitation, expressed or implied, whether by payment of money or not, but not a place used exclusively by one or more individuals for a private gathering or other personal use.

1.3. **“Private space”** means property with access by the permission of the owner, possessor, or other authorized person.

1.4. **“Fight”** means a physical confrontation between two or more individuals in an attempt to harm one another.

1.5. **“Prostitution”** means performing sexual acts for material benefit, in money or other equivalent value.

1.6. **“Official person”** means person elected or appointed to a public entity or an authorized person in a business organization or other legal person, who by law or by other provision issued in accordance with the law, exercises public authority, and who within this authority exercises specific duties or a person who exercises duties, based on authorization provided for by law.

1.7. **“Noise”** means excessive and undesirable sound.

1.8. **“Competent Body”** means Ministry of Internal Affairs.

CHAPTER II **MINOR OFFENCES AGAINST PUBLIC PEACE AND ORDER**

Article 4 **Aggressive behavior**

1. Whoever in public place incites or participates in a fight shall be punished for minor offence, unless the severity of the fight constitutes as a criminal offence.

2. The offender of the minor offense foreseen in paragraph 1 of this Article shall be liable for a penalty a fine from fifty (50) € to seven hundred (700) € or imprisonment up to fifty (50) days.

3. If the minor offence foreseen in paragraph 1 of this Article is committed toward official persons or persons protecting peace and public order pursuant to the applicable law on public gatherings, he/she shall be liable for the penalty with a fine from one hundred fifty (150) € to nine hundred (900) € or imprisonment up to sixty (60) days.

Article 5 **Verbal Assault**

1. Whoever in public place uses any insulting language with the intent to provoke a breach of peace and public order shall be punished for minor offence.

2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for a penalty with a fine from thirty (30) € to five hundred (500) € or imprisonment up to forty (40) days.

3. If the minor offences foreseen in paragraphs 1 of this Article is committed toward official persons or persons protecting peace and public order pursuant to the applicable law on public gathering, he/she shall be liable for the penalty with a fine from one hundred (100) € to seven hundred (700) € or imprisonment up to fifty (50) days.

Article 6 **Indecent sexual behaviors**

1. Whoever in a public place performs a sexual act, or exposes an intimate part of the body, or any other inappropriate sexual behavior that causes a public disturbance shall be punished for minor offence.

2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from one hundred (100) € to seven hundred (700) € or imprisonment up to fifty (50) days.

Article 7 **Engaging in Prostitution**

1. Whoever engages in the sexual act of prostitution shall be punished for minor offence.

2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from one hundred (100) € to nine hundred (900) € or imprisonment up to sixty (60) days.

Article 8
Public Nuisance – Noise Violations

1. Whoever causes unnecessary and unbearable noises that can be heard by the habitants around or in the street and that disturbs other persons between the hours of 22:00 p.m. and 07:00 a.m. on weekdays, and between the hours of 23:00 p.m. and 07:00 a.m. on Saturdays and Sundays shall be punished for minor offence.
2. If the minor offences foreseen in paragraphs 1 of this Article are committed by a natural person, he/she shall be liable for the penalty with a fine from thirty (30) €to five hundred (500) €
3. If the minor offences foreseen in paragraphs 1 of this Article are committed by a owner or responsible person of a business, he/she shall be liable for the penalty with a fine from one hundred fifty (150) €to seven hundred (700) €

Article 9
Public Intoxication

1. Whoever appears in a public place manifestly intoxicated or under the influence of a controlled substance, not therapeutically administered and endangers himself/herself or other persons or property shall be punished.
2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from thirty (30) €to five hundred (500) €or imprisonment up to thirty (30) days.

Article 10
Begging in public place

1. Whoever in a public place asks for alms in an intrusive manner shall be punished for minor offence.
2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from thirty (30) €to five hundred (500) €

Article 11
Display of Obscene and Assaulting Material

1. Whoever distributes or displays any writing, sign or visible representation which is insulting or obscene with the intent to threaten a breach of peace shall be punished for minor offence.
2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the

penalty with a fine from one hundred (100) € to eight hundred (800) € or possible arrest and imprisonment up to forty (40) days.

Article 12 Negligent Supervision of Animals

1. Whoever in public places owns or who has custody of an animal and does not supervise the animal through appropriate protective means shall be punished for minor offence.

2. The offender of the minor offence foreseen in paragraphs 1 of this Article shall be liable for the penalty with a fine from fifty (50) € to five hundred (500) €

Article 13 Protection of Juveniles

1. An owner or responsible person of a business who allows a juvenile under the age of sixteen (16) years to enter and/or stay in a business where serves alcohol from 22:00 p.m. to 7:00 a.m. without the escort of the parents or guardians shall be punished for minor offence.

2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from fifty (50) € to seven hundred (700) € or possible arrest and imprisonment up to forty (40) days.

Article 14 False Alarm

1. Whoever knowingly causes a false alarm of fire or other emergency to be transmitted to or within any emergency body shall be punished for minor offence.

2. Whoever knowingly causes a panic in a public gathering by purposely falsely referencing a fire alarm or bomb threat shall be punished for minor offence.

3. The offender of the minor offence foreseen in paragraph 1 and 2 of this Article shall be liable for the penalty with a fine from thirty (30) € to five hundred (500) € or possible arrest and imprisonment up to thirty (30) days.

Article 15 Creating a Dangerous Condition

1. Whoever places an item or device in front of a building, protective wall, or external wall which may cause physical injury to a pedestrian shall be punished.

2. Whoever throws an item or device in the street or places a dangerous item or device on an insecure location on a balcony or window sill which may cause physical injury to a pedestrian or may cause material damage to another person shall be punished with fine.

3. An individual, business owner or responsible person who does not undertake necessary measures to close or secure a well, ditch, channel, electric installation, and other equipment which represent risk to pedestrians shall be punished.

4. If the minor offences foreseen in paragraphs 1-3 of this Article are committed by a natural person, he/she shall be liable for the penalty with a fine from thirty (30) € to five hundred (500) € or possible arrest and imprisonment up to thirty (30) days.

5. If the minor offences foreseen in paragraphs 1-3 of this Article are committed by a natural person, he/she shall be liable for the penalty with a fine from one hundred fifty (150) € to eight hundred (800) € or imprisonment up to forty (40) days.

Article 16 **Disobeying lawful orders**

1. Whoever knowingly disobeys a lawful order related to public peace and order of any official person shall be punished for minor offence.

2. Individual, owner, or a responsible person of a business not obeying an order from an official representative from the electrical, heating, or water company to temporarily disconnect electrical power heating, or water supply network services in danger to the public or does not obey an order from an official representative from the electrical, heating, or water company to reconnect the services mentioned above shall be fined.

3. If the minor offences foreseen in paragraph 1 of this Article are committed by a natural person, he/she shall be liable for the penalty with a fine from one hundred (100) € to seven hundred (700) € or imprisonment up to forty (40) days.

4. If the minor offences foreseen in paragraph 1 of this Article are committed by an owner or a responsible person of a business in this capacity, he/she shall be liable for the penalty with a fine from one hundred fifty (150) € to eight hundred (800) € or imprisonment up to sixty (60) days.

Article 17 **Vandalism**

1. Whoever knowingly, willfully or in a malicious manner causes damage or destruction of public or private property structure or any of its contents shall be punished.

2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from one hundred (100) € to nine hundred (900) € or imprisonment up to

sixty (60) days.

Article 18
Failure to Supervise a Juvenile

1. If a minor offense is committed as a consequence of a parent or guardian failing to supervise his/her child who commits a minor offense pursuant to this law, the parent or guardian shall be punished for minor offence.
2. The offender of the minor offence foreseen in paragraph 1 of this Article shall be liable for the penalty with a fine from fifty (50) € to four hundred fifty (450) €

CHAPTER III
SEQUESTRATION OF MEANS

Article 19
Sequestration of property and assets

1. The competent body may immediately sequestrate property used or to be used or gained in the commission of a minor offense even if the offender of the minor offense is not the owner of the sequestrated property.
2. The competent body may sequestrate means or assets until a decision making by the court decision.

CHAPTER IV
FINAL PROVISIONS

Article 20
Supervision

Ministry of Internal Affairs is responsible for supervision of the enforcement of this law.

Article 21
Repeal

On the day of entry into force of this law, is repealed the Law on Public Peace and Order (“Official Gazette”) of SAPK No. 23/81.

Article 22
Entry into force

This law enters into force fifteen (15) days after being published in the Official Gazette of the Republic of Kosovo.

Law No. 03/L-142
17 September 2009

President of the Assembly of the Republic of Kosovo

Jakup KRASNIQI