

# **BOSNA AND HERZEGOVINA**



## **Ministry for Human Rights and Refugees**



### **"Review of the Situation and Needs in the Implementation of Annex VII of DPA - Revised"**

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*DONOR COORDINATION FORUM - Sarajevo, 12th May 2009*



## **CURRENT STRATEGY FOR THE IMPLEMENTATION OF ANNEX VII OF THE DPA**

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**The Strategy of Bosnia and Herzegovina for the Implementation of Annex VII of the Dayton Peace Agreement made in the end of 2002 was the first joint, framework State document defining goals and planning required actions and reforms towards a final implementation of the provisions of Annex VII of the General Framework Agreement for Peace in BiH (Agreement on Return of Refugees and Displaced Persons).**

**That document is particularly important because it was accepted both by respective State and entity institutions and by international community in BiH, as well as by the Peace Implementation Council (PIC).**



## **RESULTS ACHIEVED**

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**There is no doubt that extraordinary results were achieved in implementing certain Strategy goals. That was also followed by the establishment and institutionalization of a transparent system which has become the safeguard of equality of all refugees, displaced persons and returnees.**

**DURING THE PAST THIRTEEN YEARS SINCE SIGNING THE DPA**

**-almost all occupied property has been returned to its pre-war owners;**

**-thousands of houses have been reconstructed;**

**-representation of minorities in the public sector has increased;**

**-freedom of movement is today enjoyed by everybody;**

**-the safety of returnees has been significantly improved;**

**-huge areas contaminated with mines were cleaned and**

**-infrastructure has been considerably repaired.**



## **THE NEED AND THE STRATEGY REVISION PROCESS**

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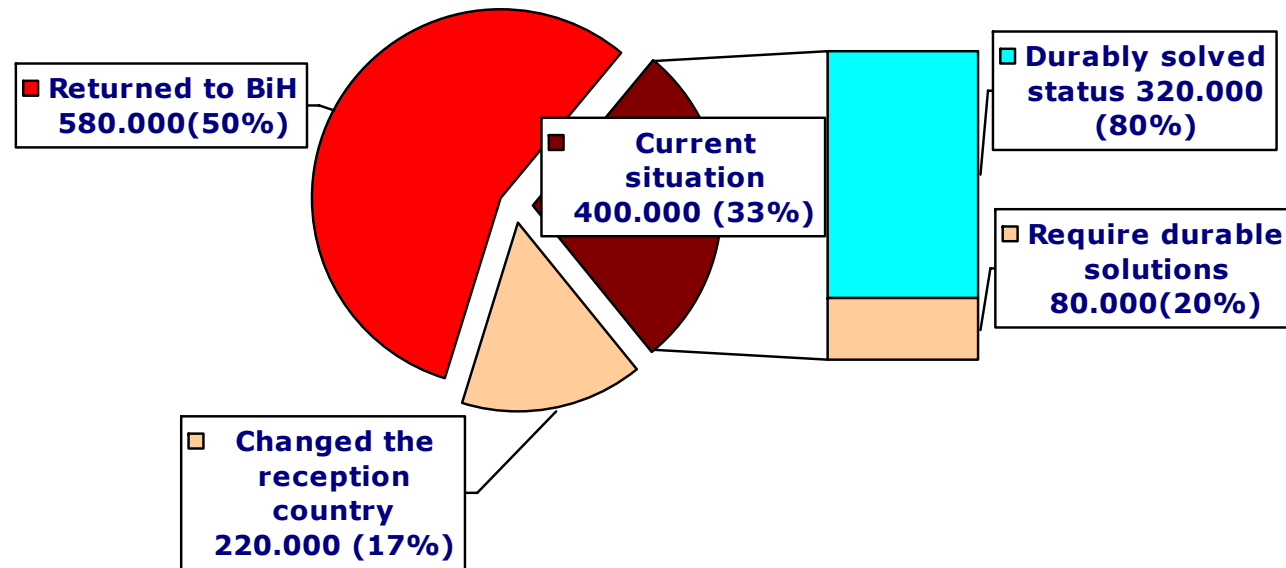
**However, despite all those improvements, there still remains a lot to be done in order to enable unhindered access to rights defined in Annex VII for all people in BiH.**

**It has been evidently necessary to review and strengthen the efforts on the implementation of Annex VII.**

**To this end, the BiH Ministry of Human Rights and Refugees and UNHCR, in close consultations with other key actors, have initiated the revision of the Strategy for the Implementation of Annex VII of the Dayton Peace Agreement.**



## CURRENT SITUATION Refugees from BiH



It is estimated that out of 1.2 million of our citizens who left BiH 1992-1995 and who have been registered as refugees from BiH, around 400,000 persons still live outside Bosnia and Herzegovina.

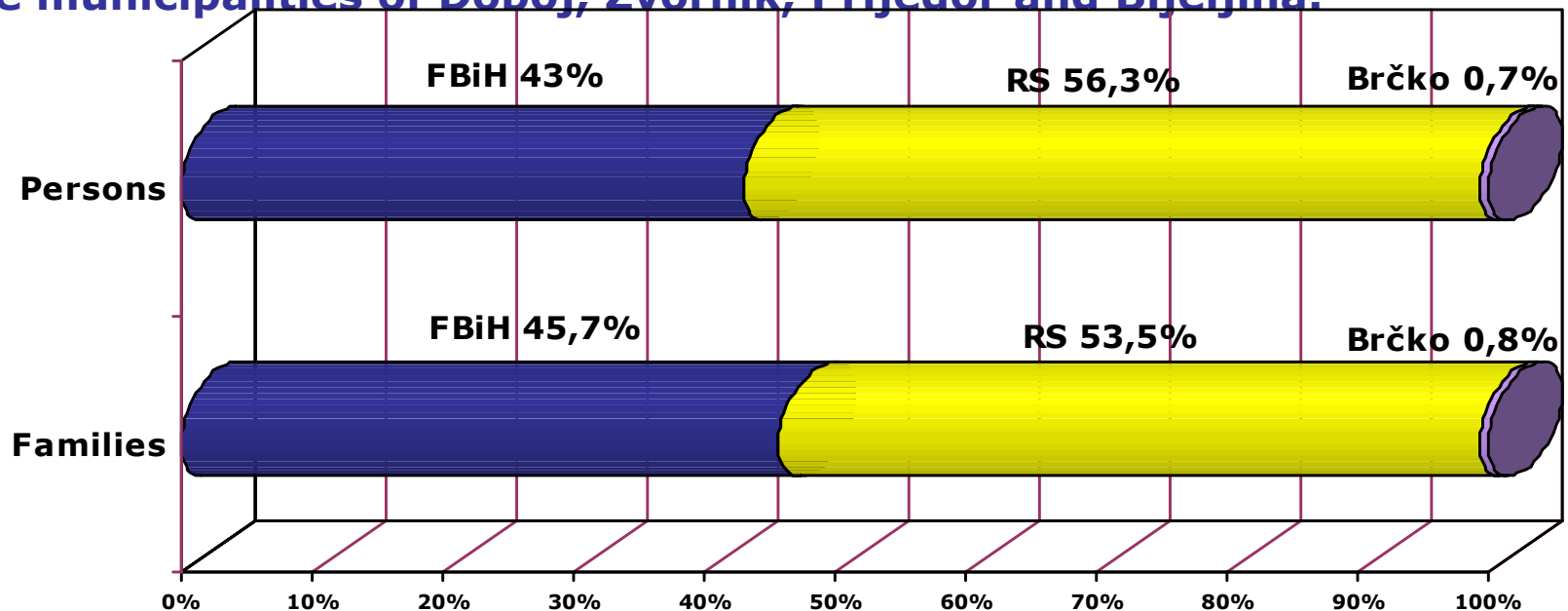
Most of them have been integrated in their host countries, while it is estimated that nearly 80,000 refugees from BiH are still in need of durable solutions, which may include their return to BiH.



## CURRENT SITUATION Displaced Persons in BiH

Currently, 39,000 families are holding DP status in BiH with a total of 117,000 Displaced Persons, out of which approximately 50,500 or 43% are displaced on the territory of BiH Federation, approximately 66,000 or 56% on the territory of RS and 800 or 0.9% on the territory of Brčko District of BiH.

In BiH Federation, the majority of IDP's reside in municipalities on the territories of Sarajevo and Tuzla Canton, then in the city of Mostar, while IDP majority in RS is accommodated in Banja Luka, followed by the municipalities of Doboj, Zvornik, Prijedor and Bijeljina.



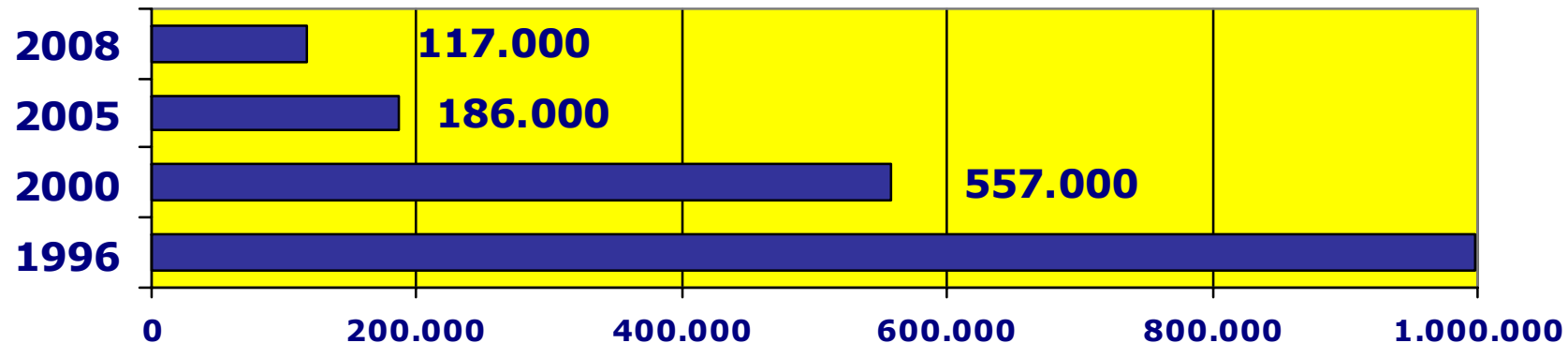


## Displacement in BiH broken down per year

After signing the peace agreement in late 1995, around one million of persons was displaced in BiH, making almost a quarter of the pre-war population of Bosnia and Herzegovina.

By the end of 2000 the number of IDP's has been almost bisected.

Upon the IDP's Re-registration exercise conducted in 2005 and following the revision of their status, current number is reduced to slightly more than one tenth.



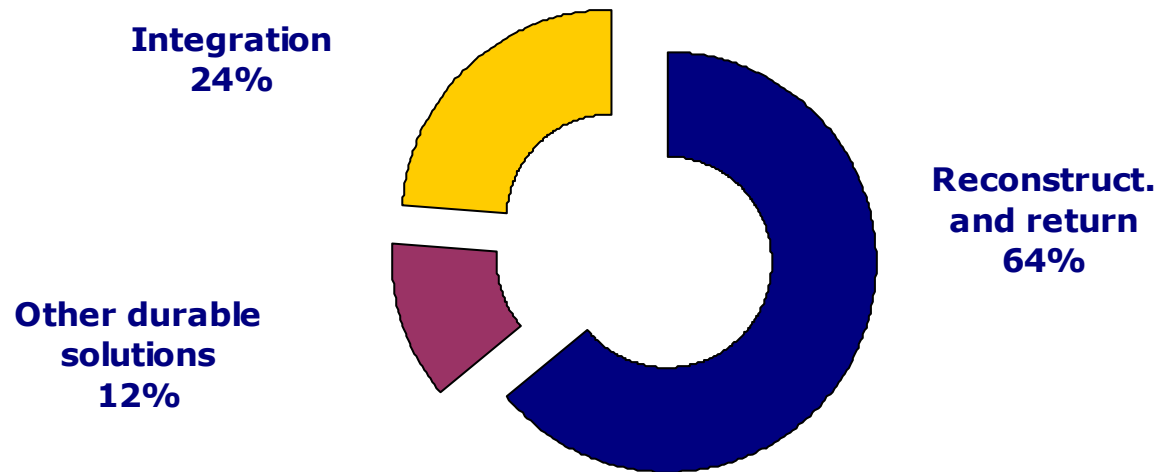


## Durable solutions of the displacement problem

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Durable solutions could be found by way of reconstruction for the largest number of IDPs in BiH (for approximately 64% of them), whereas for the rest of them (approximately 36%), some other kind of housing should be found, whether it is the stimulation of solving housing issues in pre-war places of residence or integration in the places of displacement.

### Possible durable solutions for the displacement problem in BiH







## **Collective forms of Accommodation**

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**Displaced persons live in different types/forms of accommodation in two entities and in Brčko District. While displaced persons on the territory of Brčko are accommodated solely in individual housing units, the two entities provide for various forms of collective accommodation.**

**However, as opposed to the BiH Federation, where special facilities officially recognized as collective centres still exist, as well as other forms of collective accommodation, in the Republika Srpska displaced persons are collectively accommodated in adapted units, namely facilities of former schools, cultural centres, military barracks, health centres, etc. where accommodation conditions are very poor, as well as in facilities leased for collective accommodation, mainly hotel or motel facilities or company facilities used for accommodation of their employees. The accommodation standard of refugees and displaced persons in those facilities is also very low.**

**Unfortunately, there are 2,800 families or around 7,500 individuals who still live in various forms of collective accommodation and finding proper solutions for them is undoubted priority of Bosnia and Herzegovina.**



## CURRENT SITUATION

### Security situation

Currently, the security situation is generally satisfying. Although individual incidents appear, security no longer represents an obstacle for the return process. Also, encouraging is the improvement of the situation in the field of de-mining of over 85 millions m<sup>2</sup>.

#### De-mining process broken down per year

Godina	Deminirano (m <sup>2</sup> )	AP	AT	NUS	Kuća
1996	8.500.000	32.975	5.927	31.774	0
1997					
1998	6.579.390				
1999	6.553.480				
2000	7.111.680				
2001	5.856.460				
2002	6.588.290	1.532	251	1.575	300
2003	6.510.950	1.495	156	1.066	181
2004	6.612.720	3.016	210	1.523	100
2005	10.607.600	2.120	183	1.475	65
2006	10.266.090	3.506	164	1.499	70
2007	10.327.650	1.843	186	1.007	35
UKUPNO:	85.514.310	46.487	7.077	39.919	751

#### Current situation with regard to mined territories in BiH

The total remaining surface for possible de-mining amounts 1,882 km<sup>2</sup> or nearly 3.68 % of territory of Bosnia and Herzegovina.



## **CURRENT SITUATION**

### **Communal and Social infrastructure**

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**Needs for reconstructing damaged and destroyed infrastructure in the areas of return are in direct correlation with return possibilities and return's sustainability.**

**Overall, the current situation does not fulfill the fundamental needs of both returnees and domicile population.**

**However, this problem reflects far more on returnees and decisions to return and remain in their areas of pre-war residence.**

**Therefore, the improvement of the relevant situation requires a comprehensive strategic approach and planning with special focused reference on the returnee areas.**



## **Electrification as a specially important infrastructure element**

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**Currently, over 2,600 housing units in 65 municipalities of Bosnia and Herzegovina are not connected to the electricity network. Some returnees live in “darkness” for many years and in some cases over 10 years.**

**Furthermore, indicators from the field demonstrate that more than a half of the remaining housing units that need to be reconstructed for return purposes will require significant or extremely large interventions on the electrical network.**



# CURRENT SITUATION

## Housing Stock Situation

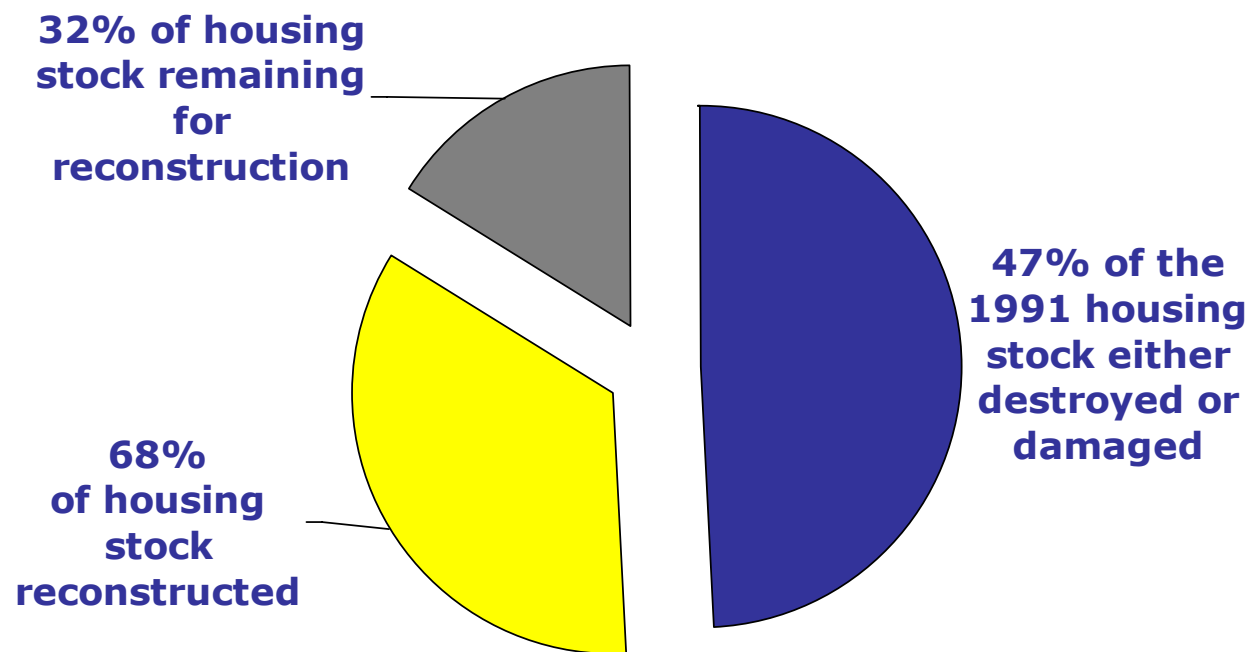
<b>Opis/područje</b>	<b>FBIH</b>	<b>%</b>	<b>RS</b>	<b>%</b>	<b>Brčko</b>	<b>%</b>	<b>UKUPNO BIH</b>
Broj stambenih jedinica prema popisu iz 1991. godine	661.201	62%	391.226	36%	22.123	2%	<b>1.074.550</b>
Ukupan broj ratom oštećenih i uništenih st. jedinica	301.647	67%	135.660	30%	15.366	3%	<b>452.673</b>
<b>Stepen oštećenosti 1995. godine</b>	<b>46%</b>		<b>35%</b>		<b>69%</b>		<b>42%</b>
Uništeno i oštećeno nakon DPA	11.205	82%	2.496	18%	n/a		<b>13.701</b>
Obnovljene stambene jedinice	232.367	72%	72.388	23%	12.365	4%	<b>317.120</b>
<b>Stepen obnovljenosti stambenog fonda</b>	<b>74%</b>		<b>52%</b>		<b>80%</b>		<b>68%</b>
Broj preostalih oštećenih i uništenih stambenih jedinica	80.485	51%	65.768	41%	3.001	2%	<b>149.254</b>
<b>Stepen neobnovljenosti stambenog fonda</b>	<b>26%</b>		<b>48%</b>		<b>20%</b>		<b>32%</b>



## Situation of the housing stock

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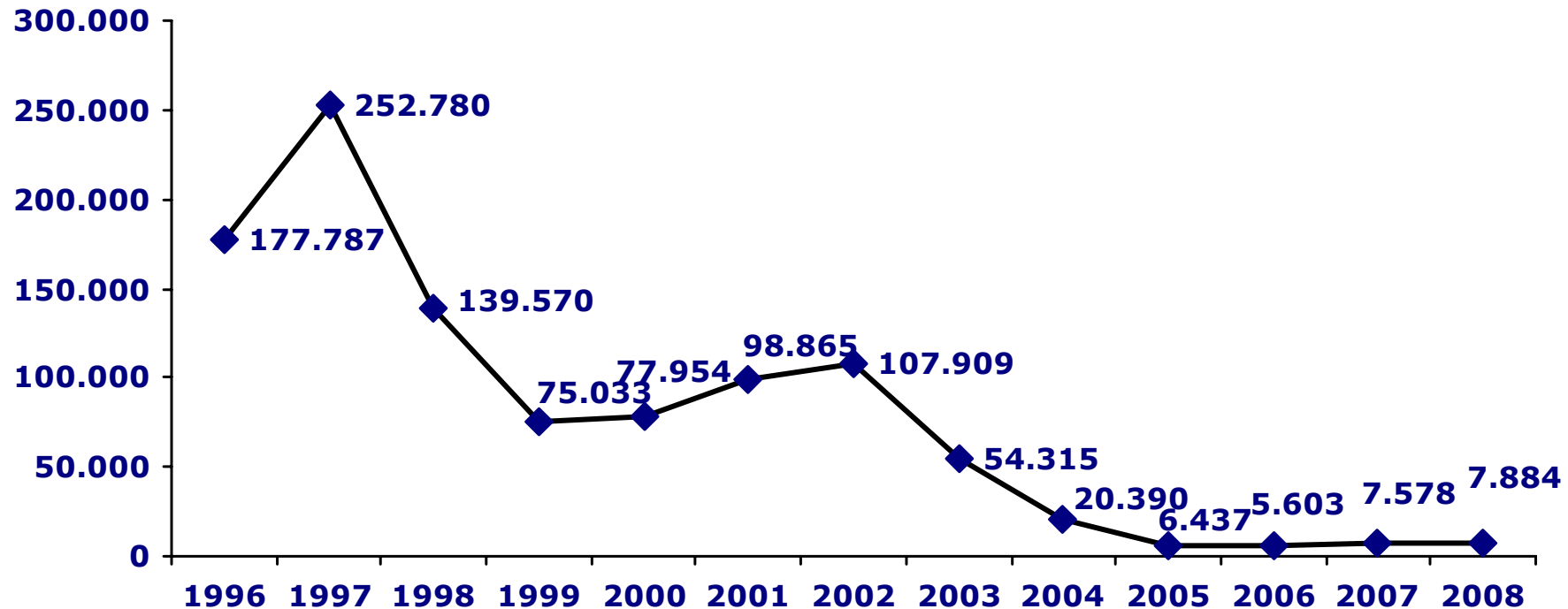
Census of population and apartments from 1991 – 1,1 housing units





## Return to BiH since 1996 up to now

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According to official statistics over a million returns have been recorded in BiH out of which approximately 450,000 were refugees and approximately 580,000 displaced persons.

In that number approximately 470,000 "so called minority" returns were recorded.



## Investments into the Return sector

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During the period of six years implementation of the Strategy a total of approx. 726 millions have been invested into the reconstruction sector and the sustainability sector, with the participation of local institutions in financing the returns and sustainability with approx. 75% and international donors 28%.

Resources invested into reconstruction are decreasing whereas means for the return sustainability are in upgrowth. In addition, the participation of foreign donors is constantly decreasing whereas the participation of local institutions is in progress.

With 11,5 mil KM of the planned investments, foreign funds represent 8% of the 136,5 mil. KM which makes the total amount of resources for the support of the return and its sustainability planned in 2009.

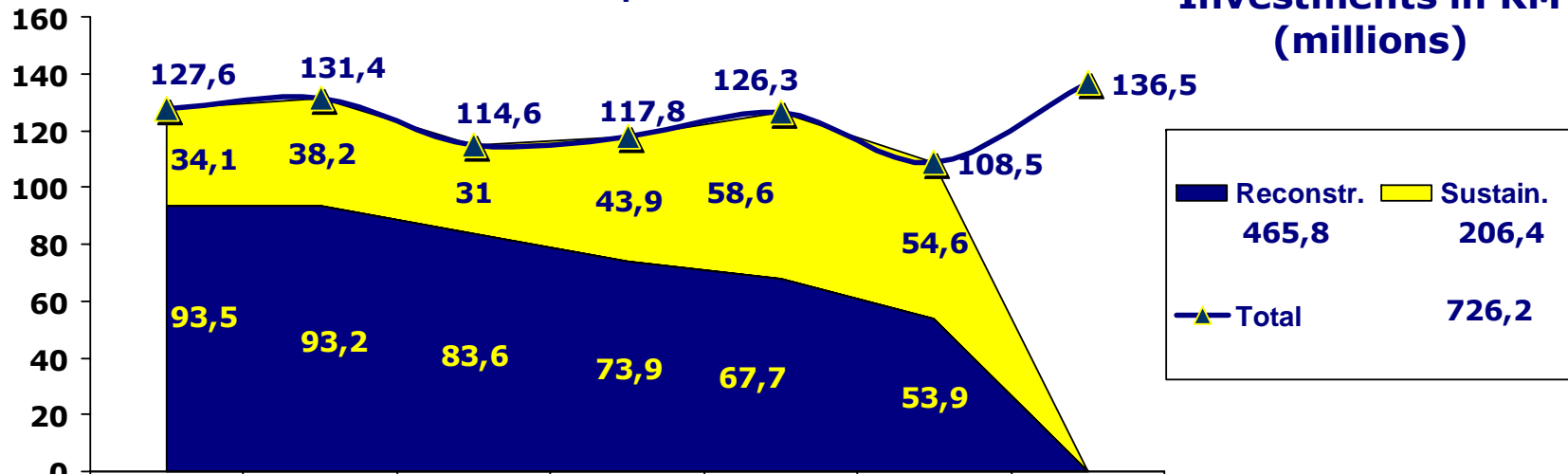




# Overview of investments in period 2003 - 2008

Overview of investments into reconstruction and return sustainability  
in the period 2003 -2008

Investments in KM  
(millions)



Reconstr.	465,8	Sustain.	206,4
Total	726,2		

	2003	2004	2005	2006	2007	2008	Plan for 2009
Sustain.	34,1	38,2	31	43,9	58,6	54,6	
Reconstr.	93,5	93,2	83,6	73,9	67,7	53,9	
Total	127,6	131,4	114,6	117,8	126,3	108,5	136,5

**Note:**

*Investments indicated for 2008 do not include resources allocated in the budget of the state institutions (ongoing projects).*



## Estimate for intervention needs

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<b>Number of registered applications of potential reconstruction beneficiaries</b>				
<b>Number of applications (roughly)</b>	<b>Number of return municipalities</b>		<b>Total</b>	<b>%</b>
	<b>FBiH</b>	<b>RS</b>		
<b>Non registered applications</b>	<b>2</b>	<b>1</b>	<b>0</b>	<b>0%</b>
<b>do 50</b>	<b>16</b>	<b>13</b>	<b>567</b>	<b>1%</b>
<b>50 – 150</b>	<b>21</b>	<b>15</b>	<b>4.143</b>	<b>10%</b>
<b>150 – 500</b>	<b>30</b>	<b>22</b>	<b>17.023</b>	<b>36%</b>
<b>500 – 1.000</b>	<b>6</b>	<b>8</b>	<b>9.889</b>	<b>26%</b>
<b>over 1.000 (+ Brčko)</b>	<b>4</b>	<b>3</b>	<b>11.636</b>	<b>27%</b>
<b>Total</b>	<b>79</b>	<b>63</b>	<b>43.258</b>	<b>100%</b>



## **CONCLUSIONS OF THE COUNCIL OF MINISTERS**

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**The Council of Ministers at its 74<sup>th</sup> session held on 29 January 2009 discussed and determined the Revised Strategy, which was after that submitted to the BiH Parliamentary Assembly for consideration and adoption.**

**According to these conclusions, MHRR was tasked to draft a program of substantial and sustainable completion of the return process, compensation and fair compensation and other rights deriving from Annex VII of the DPA, ensure necessary funds and implement the program in accordance with adopted principles on the whole territory of Bosnia and Herzegovina.**

**Also, the Council of Ministers during its 6<sup>th</sup> thematic session held on 13 November 2008 while considering the information about the population census and apartments in BiH came to the conclusion that the target year for the population census will be 2011 and the 1991 census shall be still the basis for ethnic representation in all institutions at all levels until 2014. MHRR has also been tasked to propose activities for the realization of the return programme for the period 2009 – 2014 jointly with the Entity and other competent institutions.**



## CONCLUSIONS OF THE PARLIAMENTARY ASSEMBLY OF BIH

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- With reference to the adopted and presented conclusions of the Council of Ministers of BiH relating to the Budget for the return, population census and the Revised Strategy, the BiH Parliamentary Assembly also during the adoption of the 2009 annual budget of BiH institutions and international obligations ensuring 35 million KM, with the additional conclusion to initiate a procedure to ensure 400 millions KM of crediting means for the needs of financing the return process.
- According to this conclusion, the crediting means need to be ensured within 90 days from the day of publishing the Budget and realized in the period of the coming two years as in accordance with the return program, to be prepared by MHRR.
- Depending on the content of the conclusion of the Parliamentary Assembly, MHRR shall jointly with other partner institutions and organizations, initiate urgent activities on drafting of the Program and most probably a whole chain of new regulations, procedures, etc.



## **NEXT STEPS**

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**After indorsement of the Revised Strategy by the BiH Parliamentary Assembly, adoption of the comprehensive return program shall follow together with the Action Plan for the implementation of the Return Process.**

**This Action Plan should comprise strategic recommendations and measures including CLEARLY DEFINED:**

- **Goals**
- **Holders of activities/Focal Points**
- **Deadlines**
- **Expected results**



## CONCEPT OF THE RETURN PROGRAM

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With reference to the previously presented, following are the basic principles on which the proposal for the realization of the return program in the period 2009 – 2014 will be founded:

- Substantial finalization of the sustainable return process shall proceed in phases, in a systematic manner and harmonized all over BiH territory with a clear division of roles and responsibilities of the competent institutions;
- All refugees, displaced persons and returnees who fulfill eligibility criteria set by the law, i.e. conditions for acquiring return related reconstruction assistance, will be spared from the large administrative procedures;
- The need to rank beneficiaries according to special criteria, as well as the selection of final beneficiaries for each project separately - will cease with the probable switch onto the project approach. Evaluations of project proposals will be done in accordance with that plan, expected results and means ensured for that purposes;
- The program shall envisage all segments of solving the outstanding issues related to refugees, displaced persons and returnees as to be determined by the BiH Parliamentary Assembly.



**THANK YOU FOR YOUR ATTENTION!**

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**MINISTRY FOR HUMAN RIGHTS AND REFUGEES  
Sarajevo, Trg BiH br.1**

**PRESENTED BY :  
Sector for Refugees, Displaced Persons and  
Housing Policy**

**Tel: 033/703-901, 703-903 Fax: 033/703-995**

**E-mail :  
[mario.nenadic@mhrr.org](mailto:mario.nenadic@mhrr.org)  
[nermina.dzepar@mhrr.org](mailto:nermina.dzepar@mhrr.org)**