

FIG Working Week
17 - 21 May, Bulgaria
From the wisdom of the ages
to the challenges of modern world
SOFIA 2015

**CASE STUDY OF THE REFORMS ON LAWS
FOR THE CADASTER IN THE
REPUBLIC OF KOSOVO**

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CADASTRE SERVICES DEVELOPMANET

UNMIK Rregulation 2001/19 on
establishmnt temporary institutions on
Inderim management in Kosovo;

Law no. 2002/4 on Mordgage;

Law no.2002/5 on establishment of the
Real estate right register; and

**Law No. 02/L-96 on Cadastre, amanded
by law no.04/L-013**

By the law on Property righte register

- a. Immovable property;
- b. Mortgage;
- c. Servittuedes; and
- d. Right of usse of the sotial and states
property.

Law no.03/L-040 on the local selfgovernment, and
Law no.03/L-049 on local goverment finance



Registration made in accordance to

- a. Final Court Decision;
- b. Decision of the state authority (state institutions);
- c. Contract on transpher of the immovable property right verified by the public authorities (Public Notary);
- d. Decision or Contract issued for the Kosovo Privatization Agency;
- e. Decision made by Commission on Reconstruction Cadaster Information;
- f. Decision by the Land Consolidation Commision; and
- g. Other document, regulated by the special law for cadastre registration.



Development of DELEGATED RIGHTS


Standars for Kosovo;

Contact Group;

Ahtisarit Statement;


**Declaration on
independace of Rep. of
Kosovo.**

- a) Cadastre Data;
- b) Civile registration;
- c) Registration of voters;
- d) Business registration and licencing;
- e) Distribution of the payments of the social support; and
- f) Forestry protection.



OBSTACLES

- Delegated competences to the Municipalities, and creating opportunities for political management on Cadastre Sec.;
- Different level of providing services; and
- Different development of the Cadastre Sectors on municipalities, without coordination of the incomes from fees, and using it in interests of departments.



Proposal for new integrated Law on Cadaster

Content of the new Law on Cadaster

Proposal:

- Vertical organization of Cadastrel services;
- Sustainable self-financing system.

Benefits:

Better coordination, and approximation with good practices;

Facilitation of the Kosovo budget; and

Sustainable and uniform development of the Cadaster.




FIG CHAMBER OF GRADUATED SURVEYORS **FIG Working Week** 17 - 21 May, Bulgaria From the wisdom of the ages to the challenges of modern world **FIG** SOFIA 2015

PRINCIPALES

- Principal of registration;
- Principal of publicity;
- Principal of trust;
- Principal of legality;
- Principal of priority; and
- Principal of formality.




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Conclusion

Draft Law on Cadaster (integrated Law on Mordgage, Law on Property Rights Register).

1. Organisation of the cadastral services in vertical sceme, with selffinancing.
2. Organisation of the cadastral services in vertical sceme, financed by the Kosovo Budget; and
3. Organisation of the cadastral services in vertical sceme, financed mixed, incoms from the fees and state budget.




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Thank you for Your attention!