Committee on Constitutional Affairs and Legislation, at its 60th session held on September 21, 2021, approved the text of the Draft Constitutional law for implementation of Amendments I to XXIX to the Constitution of the Republic of Serbia, as follows:

**DRAFT CONSTITUTIONAL LAW FOR IMPLEMENTATION OF**

**AMENDMENTS I TO XXIX TO THE CONSTITUTION OF THE REPUBLIC OF SERBIA**

Article 1

Amendments I to XXIX to the Constitution of the Republic of Serbia (hereinafter: Amendments) shall be implemented as of the day of promulgation by the National Assembly unless otherwise stipulated by this Law regarding the implementation of individual amendments.

Article 2

Courts and public prosecutor’s offices shall continue their work until the alignment with the Amendments in accordance with regulations specifying their jurisdiction and organization and the status of judges and public prosecutors and deputy public prosecutors unless otherwise stipulated by this Law.

Article 3

Law on Judges, Law on Organization of Courts, Law on Public Prosecutor’s Office, Law on High Judicial Council and Law on State Prosecutorial Council shall be aligned with the Amendments within one year from Amendments’ entry into force.

Provisions of other laws shall be aligned with the Amendments within two years.

Article 4

The High Judicial Council and the High Prosecutorial Council shall be established in accordance with the laws that align the election of their members and their jurisdiction with the Amendments, within 60 days from the day of entry into force of these laws.

The President of the High Judicial Council and President of the High Prosecutorial Council shall be elected within 15 days from the day of the election of all members of the High Judicial Council, or the High Prosecutorial Council.

Article 5

The High Judicial Council and the State Prosecutorial Council shall continue to perform their functions in line with the jurisdiction specified by the laws that were in force at the time of their election.

Members of the current composition of the High Judicial Council who were elected among judges as well as members of the current composition of the High Prosecutorial Council elected among deputy public prosecutors shall continue to perform their functions as members of the High Judicial Council and the High Prosecutorial Council in line with Amendments, until expiration of the term of office they were elected to.

The High Judicial Council and High Prosecutorial Council shall be deemed constituted by the election of other members in accordance with Amendments and the law.

Article 6

The High Judicial Council, the State Prosecutorial Council, the Government and the National Assembly shall continue to exercise their competencies with respect to judges, presidents of courts, public prosecutors and deputy public prosecutors entrusted to them according to the applicable laws, until the establishment of the High Judicial Council and the High Prosecutorial Council, in accordance with the laws that align the election of their members and their jurisdiction with Amendments, unless otherwise stipulated by this Law.

Article 7

Judges at the Supreme Court of Cassation and court staff at the Supreme Court of Cassation shall continue to perform their functions and shall be employed with the Supreme Court.

The deputies of the Republic Public Prosecutor shall continue to perform their function as public prosecutors in Supreme Public Prosecutor's Office and prosecutorial staff at the Republic Public Prosecutor's Office shall continue to be employed in the Supreme Public Prosecutor's Office.

Article 8

Judges elected to the permanent tenure before the Amendments’ entry into force, shall continue to perform their functions in courts to which they were elected.

Deputy public prosecutors elected to the permanent tenure before the Amendments’ entry into force, shall continue to perform their functions as public prosecutors in public prosecutor’s offices to which they were elected.

Article 9

Judges and deputy public prosecutors who were elected for a term of office of three years, before the entry into force of Amendments, shall be deemed elected to a permanent tenure of judges, or public prosecutors, which shall be confirmed by a decision of the High Judicial Council, or the State Prosecutorial Council.

The National Assembly shall continue to elect deputy public prosecutors elected for the first time to these functions until constitution of the new composition of the High Judicial Council and the High Prosecutorial Council, and the new composition of the High Judicial Council and the High Prosecutorial Council shall declare that their functions became permanent.

Article 10

The President of the Supreme Court of Cassation who was elected before the Amendments’ entry into force shall continue to perform the function until the expiry of his/her term of office to which he/she was elected and can be elected as the President of the Supreme Court in accordance with the laws that align his/her election with the Amendments.

The Presidents of courts elected before the Amendments’ entry into force shall continue to perform the function until the expiry of the term of office to which they were elected and can be elected to the function of the president of the court in the same court, in accordance with the laws that align their election with Amendments.

The Republic Public Prosecutor who was elected before the Amendments’ entry into force shall continue to perform the function of the Supreme Public Prosecutor until the expiry of the term of office to which he/she was elected, and can be elected to the function of the Supreme Public Prosecutor in accordance with the laws that align his/her election with the Amendments.

Public Prosecutors elected before the Amendments’ entry into force shall continue to perform the function as Chief Public Prosecutors until the expiry of the term of office to which they were elected and can be elected as heads of Public Prosecutor’s Offices in the same Public Prosecutor’s Offices in accordance with the laws that align their election with the Amendments.

Article 11

This constitutional law shall enter into force on the day of promulgation at the session of the National Assembly.