

## AGREED CONCLUSIONS 2 JULY 2011

### Freedom of Movement

1. Residents of each party should be able to travel freely within or through the territory of the other;
2. Each party will apply, as soon as operationally feasible, an ID card system for cross border/boundary travel of residents from the other party;
3. Each party may apply a system whereby ID cards will be accompanied by written 'entry/exit' documents<sup>1</sup> for persons from the other party who wish to transit to a third country;
4. As an interim solution, each party will enable residents of the other to purchase border/boundary insurance. Under the auspices of the EU, the parties will continue to work for a commercial arrangement on mutual vehicle insurance cover so that all vehicles are covered on both sides of the border/boundary as soon as possible;
5. Each party will take all necessary measures to enable residents of the other party to travel freely within or through the territory of the other using driving licences issued by their own authorities;
6. As an interim measure, the authorities in Kosovo will extend the validity of KS vehicle licence plates for an initial period of five years at the end of which the issue will be reviewed by the two parties (with the facilitation by the EU if required);
7. All car owners residing in Kosovo will use either RKS or KS (as per bullet 6 above) vehicle licence plates. These will be issued by the relevant authorities in Kosovo and distributed with facilitation by EULEX where required. Each party will do its best to ensure the implementation of above;
8. As an interim measure, the authorities in Belgrade will enable vehicles from Kosovo bearing KS vehicle licence plates to travel freely in or through its territory;
9. As an interim measure, for every car owner who wishes, temporary vehicle licence plates will be made available at the relevant border/boundary crossings;
10. With regard to readmission, and taking account of Pristina's obligations in this area, the arrangements agreed above will not create new obligations for Belgrade to accept readmission requests for persons holding Kosovo documents within the context of the existing readmission agreement between Belgrade and the EU;
11. An implementation group will be set up, chaired by the EU, by mid July, that will start preparing implementation in order to ensure that all arrangements above and any necessary follow up will be applied as soon as operationally feasible, bullet 7 arrangements will be applied from 1 November 2011;

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<sup>1</sup> All exit/entry documents will contain neutral language.

## AGREED CONCLUSIONS 2 JULY 2011

### Civil Registry Books

1. The parties will jointly make every possible effort to establish a fully reliable civil registry in Kosovo;
2. A tripartite 'joint committee', consisting of civil registry experts from the two parties and EULEX, the latter acting as a chairperson, will be established to identify gaps in missing original pre-1999 civil registry books;
3. EULEX will certify copies of all original civil registry books from Kosovo, municipality by municipality, in consultation with experts from both sides if required. EULEX will process the certified copies in order to establish a fully reliable civil registry in Kosovo;
4. Upon request, EULEX will be ready to provide specific information from Kosovo.

## **AGREED CONCLUSIONS 2 JULY 2011**

### **Acceptance of university diplomas**

1. In line with European best practice, students should have access to education programmes and employment opportunities throughout the region to make best use of their skills and talents.
2. The two parties have agreed in principle to resolve the question of the acceptance of university diplomas either through a mutually agreed international body or through a third party academic institution.
3. The details will be finalised at the next meeting of the Dialogue.

## **AGREED CONCLUSIONS – 21 NOVEMBER 2011**

### **Acceptance of University Diplomas**

1. On the basis of the operational conclusions of 02 July 2011 on the acceptance of university diplomas, the parties agree to ask the European University Association to certify university diplomas issued by universities of each party for use by the other in connection with further education and/or public employment;
2. Upon verification that university diplomas are issued by authorised institutions in line with European best practices, the certification will be done by a Committee of European academic experts, established by the European University Association.
3. Diploma supplements and transcript of records in the format of those tabled during the Dialogue, and annexed to these conclusions, will be attached to the university diploma. It will be for the authorities of either party to decide which of the documents are valid for this process, provided that the effect is the acceptance of the qualification represented by the diploma;
4. The EU will make every effort to ensure the implementation of above conclusions from 1 January 2012;

## **AGREED CONCLUSIONS 2 SEPTEMBER 2011**

### **Customs Stamp**

- The parties will make every possible effort to ensure free movement of goods in accordance with CEFTA;
- The Customs stamps, stating 'Kosovo Customs', as confirmed to all CEFTA parties, will be accepted;
- All accompanying documents and communication will also reflect this usage;

## AGREED CONCLUSIONS 2 SEPTEMBER 2011

### Cadastral Records

1. In order to protect the rights of people with legitimate claims to property, the parties will jointly make every effort to establish a fully reliable cadastre in Kosovo;
2. A tripartite implementation group, consisting of cadastral experts from the two parties and chaired by the EU will monitor the work of a technical agency, (selected by the EU after consultation with both parties), whose role will be to identify gaps in original pre-1999 cadastral records;
3. The EUSR will receive scanned copies of all original pre-1999 cadastral records removed from Kosovo. Upon request, the EUSR will provide specific information from Kosovo;
4. The technical agency, mentioned in bullet 2, will compare all copies of the original pre-1999 private property cadastral records<sup>1</sup> with the reconstructed Kosovo cadastre. Cases where the comparison shows the records not to be the same will be transferred by the tripartite implementation group to an adjudication mechanism in Kosovo. This adjudication mechanism will make a final determination as to which cadastral record is correct;
5. The first instance in the adjudication mechanism will be undertaken by a Commission consisting of International and cadastral and property experts from Kosovo. The majority of the experts will be appointed by the EUSR, taking into account the interests of all communities concerned;
6. The Kosovo Supreme Court will act as the second, appeal, instance of this adjudication mechanism. Decisions by the Kosovo Supreme Court will be taken by a panel in which international judges will hold the majority and will be final and enforceable and not subject to challenge;
7. Decisions resulting from above adjudication mechanism will be notified to all stakeholders concerned. The Kosovo Cadastre Agency will implement the final decision resulting from above adjudication mechanism by effecting the necessary changes in the Kosovo cadastre;
8. The tripartite implementation group will monitor the quick implementation and functioning of the above arrangements and will regularly brief the Dialogue on progress;

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<sup>1</sup> This will include private property, private commercial property and private church property cadastral records.

## AGREED CONCLUSION 2 DECEMBER 2011

### IBM<sup>1</sup> Agreed Conclusions

1. In line with the Lisbon Treaty, and relevant EU legislation<sup>2</sup> and given that both parties are part of the EU's Western Balkans agenda, they will be required gradually to harmonise their legislation with the EU acquis and in particular to apply the concept of IBM;
2. In the interest of faster and more effective processing, the parties, under the overall guidance of the EU, will apply the concept of IBM;
3. The parties intend gradually to set up joint integrated posts at all their common IBM crossing points. This cooperation will follow the best European practice as it is progressively further developed by the European Commission.<sup>3</sup> The work will be given a high priority; the projects will be identified jointly and will be implemented as soon as practically possible;
4. The joint, integrated, single and secure posts will be located within a 'common area of IBM crossing points', jointly delineated, where officials of each party carry out relevant controls. Exceptionally, and limited to the common IBM areas, the parties will not display symbols of their respective jurisdictions ;
5. The arrangements will include a balanced presence, in line with requirements, from both parties of all related services such as customs, police etc. and will cover matters such as the location of the crossing points, the nature of the facility, opening hours etc. In line with, and for the duration of its mandate<sup>3</sup> at the crossing points Jarinjë/Rudnice and Tabavije/Bërnjak, this presence will include EULEX officials. EULEX will also be present at crossing points Dheu i Bardhë/Konqul, Merdare/Merdarë, Mutivodë/Mutivode and Depce/Muçibabë;
6. At the core of the arrangement there will be a clear assignment of applicable legal responsibilities and liabilities to each party's jurisdiction;
7. A tri-partite implementation group, chaired by the EU, will be established to implement above arrangement as soon as practically possible. For that purpose, a technical Protocol will be developed and signed, if necessary separately with the EU, which will take account of the parties' different views on the question of status. The implications of these conclusions will be taken into account in implementing freedom of movement;
8. This agreement does not cover any general or specific revenue or fiscal matters;

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<sup>1</sup> One party recognises the line as a border; the other party recognises the line as an administrative boundary.

<sup>2</sup> As defined especially in the Schengen Borders Code, Frontex Regulation, Local Border Traffic Regulation, VIS Regulation and Community Code on Visas;

<sup>3</sup> As defined by Council Joint Action 2008/124 CEFSP, Article 3, Section a;

## AGREED CONCLUSIONS 24 February 2012

### Arrangements Regarding Regional Representation and Cooperation

1. Both parties confirm their commitment to effective, inclusive and representative regional cooperation.
2. To this effect 'Kosovo\*' is the only denomination to be used within the framework of regional cooperation.
3. The footnote to be applied to the asterisk in para 2 above will read  
*"This designation is without prejudice to positions on status, and is in line with UNSCR 1244 and the ICJ Opinion on the Kosovo declaration of independence."*
4. 'Kosovo\*' participates on its own account and speaks for itself at all regional meetings.
5. Where new agreements are to be initialled and/or signed, a representative of 'Kosovo\*' will sign under the designation in paras 2 and 3 above.
6. As concerns modifications to existing agreements signed by UNMIK, nothing in these conclusions will be interpreted as prejudicial to UNMIK's legal rights. A representative of the United Nations Mission in Kosovo (UNMIK) will be invited to meetings organised within the framework of arrangements for which it is a signatory. It is for UNMIK to decide whether to attend any particular meeting.
7. Hosts of meetings will be encouraged to avoid the display of national symbols except for their own and those of the EU, taking into account the statutes of relevant organisations.
8. The EU as Facilitator will inform relevant regional organisations and entities of these arrangements for denomination, representation and signature. They should be reflected in the practical organisation of regional meetings. The EU will monitor the implementation of these arrangements.
9. Both parties and the EU will urge partners to support these arrangements and to assist in their implementation.
10. The regional organisations referred to in these conclusions are existing and future intergovernmental organisations or arrangements whose aim is to promote cooperation or integration in the Balkan region. "Regional meetings" includes meetings of these organisations and also ad-hoc or informal meetings with similar aims. It also includes meetings with EU institutions in the context of the European agenda.
11. These arrangements are adopted on an interim basis.