



UNMIK/REG/2002/15
26 July 2002

REGULATION NO. 2002/15

**ON THE PROMULGATION OF
A LAW ADOPTED BY THE ASSEMBLY OF KOSOVO
ON THE METHODOLOGY FOR SETTING THE LEVEL OF BASIC PENSION
IN KOSOVO, AND DETERMINING THE COMMENCEMENT DATE FOR
PROVISION OF BASIC PENSIONS**

The Special Representative of the Secretary-General,

Pursuant to the authority given to him under United Nations Security Council resolution 1244 (1999) of 10 June 1999,

In conformity with Sections 9.1.44 and 9.1.45 of the Constitutional Framework for Provisional Self-Government (UNMIK Regulation No. 2001/9),

Taking into account a communication from the President of the Assembly of Kosovo, dated 8 July 2002, concerning a law adopted by the Assembly of Kosovo on 4 July 2002,

Hereby promulgates effective as of the date of signature the law adopted by the Assembly of Kosovo on 4 July 2002 attached to the present Regulation (Law No. 2002/1).

Signed on this 26th day of July 2002.

Michael Steiner
Special Representative of the Secretary-General



PROVISIONAL INSTITUTIONS OF SELF-GOVERNMENT

THE ASSEMBLY OF KOSOVO

Law No. 2002/1

On the Methodology for Setting the Level of Basic Pension in Kosovo,
and Determining the Commencement Date for
Provision of Basic Pensions

The Assembly of Kosovo,

Pursuant to the authority given to it under United Nations Interim Administration Mission in Kosovo (UNMIK) Regulation No. 2001/9 of 15 May 2001 on the Constitutional Framework for Provisional Self-Government and UNMIK Regulation No. 2001/35 of 22 December, 2001 on Pensions in Kosovo,

Taking into account UNMIK Regulation No. 2001/35 on Pensions in Kosovo, particularly Section 4.2 on the methodology for setting the Basic Pension level and Section 32.1 on determining the commencement date for providing the Basic Pensions,

In conformity with Sections 9.1.34-45 of UNMIK Regulation No. 2001/9 of 15 May 2001 on the Constitutional Framework for Provisional Self-Government,

For the purpose of deciding the methodology for setting the amount of Basic Pension and of determining the commencement date for providing Basic Pensions,

Hereby adopts the following Law:

SECTION I

COMMENCEMENT DATE FOR PROVISION OF BASIC PENSIONS

The Basic Pension shall be payable effective from 1 July 2002.

Eligible pensioners applying to the Kosovo Pension Administration up to and including 31 October 2002 shall receive payments effective from 1 July 2002.

Eligible pensioners applying to the Kosovo Pension Administration after 31 October 2002 shall receive payments effective from the beginning of the month in which such application as made.

SECTION II

RATE OF BASIC PENSION

For the year 2002 the rate of the Basic Pension is set at 28 EURO per month, whereas for the subsequent years the rate of the Basic Pension shall be set annually pursuant to the following paragraphs.

The Basic Pension shall be based on the value of the minimum-calorie Food Basket as defined in paragraph III below. For the purpose of setting a monthly Basic Pension benefit target for the subsequent year, the Ministry of Finance and Economy shall prepare an annual assessment of the monthly average market cost of a minimum-calorie food basket.

The minimum-calorie food basket shall contain 2,100 calorie needs per day per adult. It shall consist of food items and reference values determined by the Ministry of Finance and Economy in accordance with international standards and the structure of basic-needs consumption in Kosovo, in consultation with other relevant Kosovo authorities.

The Ministry of Finance and Economy will be required to certify to the Government of Kosovo no later than December 1 of each year that a sufficient amount has been allocated in the draft budget for the subsequent year to pay Pensions at the target level. If the Ministry cannot certify that there are adequate funds available to pay the Pension benefit at the target level, it shall present to the Government for its approval a justified proposal for a new budget level within the budgetary constraints, which shall however not be lower than the level for the current year. The benefit level shall not be adjusted during the course of the year.

SECTION III

AUTHORITY OF THE MINISTRY OF FINANCE AND ECONOMY AND THE MINISTRY OF LABOUR AND SOCIAL WELFARE

The Ministry of Finance and Economy and the Ministry of Labor and Social Welfare may issue decisions, administrative instructions and rules on any matters pertaining to their respective functions attributed to them under this Law and UNMIK Regulation No. 2001/35.

SECTION IV

ENTRY INTO FORCE

The present Law shall enter into force on 26 July 2002.