

**BOSNIA AND HERZEGOVINA**

National procedures for the supervision of offenders

Updated on 28.02.2026.

**Practical information on specific provisions of the Convention ETS**

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**To be filled out by countries parties to the Convention only**

**Supervision of probation (community sanctions and measures)**

□ **National authority competent to receive the request** *[Name of the authority and the appropriate contact details (postal address, e-mail, phone, fax), languages that might be used for communication]*

□ **Request and supporting documents** *[as a requested state, please indicate which of the following information and the documents are required to be submitted by the requesting state]*

- judicial decision (court findings; judgement);
- summary of the facts and description of the circumstances in which the offence(s) was/were committed, including the time and place, and the nature of the involvement of the sentenced person;
- nature and legal classification of the offence(s) and applicable statutory provisions on the basis of which the judgment was issued;
- nature and duration of the probation measures;
- evaluation report (data on the family and social environment of the offender, the educational and professional situation, the general conduct of the offender, the analysis of criminal behavior, the risk of committing crimes, as well as any other data relevant to the situation of the offender);
- others (*please specify*): .....

	<p><input type="checkbox"/> <b>Information to be provided by the requested state</b> <i>[as a requesting state, please indicate which of the following information and the documents are required to be submitted by the requested state]</i></p> <ul style="list-style-type: none"> <li>○ duration and degree of compliance with the probation measures;</li> <li>○ non-compliance by the offender with a probation measure;</li> <li>○ offender cannot be found, absconds or no longer has a lawful and ordinary residence in the requested state);</li> <li>○ other (<i>please specify</i>): .....</li> </ul>
<p><b>Enforcement of the sentence (if your country reserved the right not to apply Part III of the Convention, please indicate N/A)</b></p>	<p><input type="checkbox"/> <b>National authority competent to receive the request</b> <i>[Name of the authority and the appropriate contact details (postal address, e-mail, phone, fax), languages that might be used for communication]</i></p> <hr/> <p><input type="checkbox"/> <b>Request and supporting documents</b> <i>(as a requested state, please indicate which of the following information and the documents are required to be submitted by the requesting state)</i></p> <ul style="list-style-type: none"> <li>○ Decision to revoke the suspension of the execution of the custodial sentence or to revoke the conditional release;</li> <li>○ Decision to impose a custodial sentence or measure involving deprivation of liberty;</li> <li>○ Type and details of the length of the sentence;</li> <li>○ Information related to early or conditional release;</li> <li>○ Other relevant circumstances (<i>please specify</i>): .....</li> </ul> <hr/> <p><input type="checkbox"/> <b>Information to be provided by the requested state</b> <i>[as a requesting state, please indicate which of the following information and the documents are required to be submitted by the requested state]</i></p> <ul style="list-style-type: none"> <li>○ Enforcement of the sentence once completed;</li> <li>○ Sentenced person cannot be found in the territory of the requested state;</li> <li>○ Sentenced person's escape from custody;</li> <li>○ Beginning and the end of the period of conditional release</li> <li>○ Other relevant circumstances (<i>please specify</i>): .....</li> </ul>
<p><b>Complete application of the sentence [if your country reserved the right not to apply Part IV of the Convention, please indicate N/A]</b></p>	<p><input type="checkbox"/> <b>National authority competent to receive the request</b> <i>[Name of the authority and the appropriate contact details [postal address, e-mail, phone, fax), languages that might be used for communication]</i></p>

	<p><input type="checkbox"/> <b>Request and supporting documents</b> <i>[as a requested state, please indicate which of the following information and the documents are required to be submitted by the requesting state]</i></p> <ul style="list-style-type: none"> <li>○ judicial decision (court findings; judgement);</li> <li>○ summary of the facts and description of the circumstances in which the offence(s) was/were committed, including the time and place, and the nature of the involvement of the sentenced person;</li> <li>○ nature and legal classification of the offence(s) and applicable statutory provisions on the basis of which the judgment was issued;</li> <li>○ nature and duration of the probation measures;</li> <li>○ evaluation report (data on the family and social environment of the offender, the educational and professional situation, the general conduct of the offender, the analysis of criminal behavior, the risk of committing crimes, as well as any other data relevant to the situation of the offender);</li> <li>○ others (<i>please specify</i>): .....</li> </ul>
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<b>Accepted languages (translation of the request and the supporting documents)</b>	
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<b>Channels and means of transmission</b>	<p><i>[please click on the option accepted as a requested state, and provide the appropriate details where applicable]</i></p> <ul style="list-style-type: none"> <li>○ Central Authority</li> <li>○ Interpol, in case of urgency</li> <li>○ Other authorities, bodies, agencies <i>[please specify]</i></li> </ul>
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**Information about national law and procedures on supervision of offenders  
To be filled out by all member states of the Council of Europe**

<b>Types of decisions available under the national system</b>	<ul style="list-style-type: none"> <li><input type="checkbox"/> <b>conditional release</b> <i>(release of a sentenced person after part of the custodial sentence or measure involving deprivation of liberty has been served)</i></li> <li><input type="checkbox"/> <b>early release</b> <i>(preceding conditional release, e.g. for minors or due to good behaviour)</i></li> <li><input type="checkbox"/> <b>conditional sentence:</b></li> <li><input type="checkbox"/> the imposition of a sentence has been conditionally deferred by imposing one or more probation measures</li> </ul>
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	<ul style="list-style-type: none"> <li>○ one or more probation measures have been imposed instead of a custodial sentence or measure involving deprivation of liberty</li> <li>□ <b>suspended sentence</b> (<i>custodial sentence or measure involving deprivation of liberty, the execution of which is conditionally suspended, wholly or in part, either at the time of the sentence or subsequently</i>);</li> <li>□ <b>alternative sanction</b> (<i>sanction, other than a custodial sentence or a measure involving deprivation of liberty, imposing an obligation or instruction</i>):</li> <li>□ the judgment contains a custodial sentence or measure involving deprivation of liberty to be enforced in case of non-compliance with the obligation(s) or instruction(s) concerned</li> <li>□ the judgment does not contain a custodial sentence or measure involving deprivation of liberty to be enforced in case of non-compliance with the obligation(s) or instruction(s) concerned</li> </ul>
<p><b>Probation or alternative sanctions available under national law</b></p>	<ul style="list-style-type: none"> <li>□ obligation to inform a specific authority of any change of residence or working place;</li> <li>□ obligation not to enter certain localities, places or defined areas in the requesting or requested state;</li> <li>□ obligation to present at specified times before a specific authority (police, probation services);</li> <li>□ obligation to avoid contact with specific persons;</li> <li>□ obligation to avoid contact with specific objects, which have been used or are likely to be used by the offender with a view to committing a criminal offence;</li> <li>□ obligation containing limitations on leaving the territory of the requesting/requested state;</li> <li>□ obligation to compensate financially for the prejudice caused by the offence;</li> <li>□ obligation to provide proof of compliance with the obligation to compensate financially for the prejudice caused by the offence;</li> <li>□ obligation to carry out community service;</li> <li>□ obligation to cooperate with a probation officer or with a representative of a social service having responsibilities in respect of offenders;</li> <li>□ obligation to undergo therapeutic treatment or treatment for addiction;</li> <li>□ obligation relating to behaviour (e.g. obligation to stop the consumption of alcohol), residence, education and training, leisure activities (e.g. obligation to cease playing or attending a certain sport), or containing limitations on or modalities of carrying out a</li> </ul>

	<p>professional activity<sup>1</sup>;</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> restorative justice</li> <li><input type="checkbox"/> other measures <i>(please include them below)</i></li> </ul> <p>.....</p>
<p><b>Where provided by the national law, duration of each obligation imposed</b></p>	<p>A suspended sentence lasts from one to five years.</p> <p>Community service (work for the public benefit at liberty) ranges from 10 to 90 days.</p> <p>Conditional release (parole) lasts until the expiry of the unserved portion of the sentence, if and when it is granted.</p> <p>Probation measures may remain in force as long as the reasons for which they were imposed continue to exist, while certain probation measures are time-limited, such as educational (juvenile) measures, which may last from one to three years.</p>
<p><b>Duration of the total probation period (if different from the duration mentioned above)</b></p>	
<p><b>National authorities or bodies responsible for supervising and assisting the offenders</b></p>	<p>In Bosnia and Herzegovina, there is no single authority responsible for supervising and assisting criminal offenders; instead, competencies are divided among several institutions. The main bodies are: Ministry of Justice of Bosnia and Herzegovina, responsible for policy development, coordination, and oversight of the system for the execution of criminal sanctions and probation at the state level. Institute for the Execution of Criminal Sanctions in BiH, implements custodial sentences, supervises probation measures, and provides rehabilitation and resocialization programs for convicted persons. Court of Bosnia and Herzegovina, supervises the justification and legality of imposed measures, decides on suspended sentences, conditional releases, and controls the execution of probation measures. Additionally, at the entity level (Federation of BiH, Republika Srpska), there are probation services and departments for the execution of criminal sanctions that carry out practical supervision and provide support to offenders.</p>

<sup>1</sup> This obligation does not include the supervision of compliance with any professional disqualifications imposed on the person as part of the sanction applied to the offender

**National authorities competent to monitor compliance with the probation measures or alternative sanctions.**

In Bosnia and Herzegovina, there is no single authority responsible for the enforcement of measures or alternative sanctions. At the state level, competencies are divided among several institutions, namely the Ministry of Justice of BiH, the Institute for the Execution of Criminal Sanctions in BiH, and the Court of BiH, which supervises the measures in terms of deciding on their justification.

**Criteria to supervise probation measures imposed by foreign authorities**

- The offender has his/her lawful and ordinary residence in the requested state;
- The offender is a family member of a lawful and ordinary resident person of the requested state;
- The offender follows a study or training in the requested state;
- The offender is granted with an employment contract and moves to the requested state.

**National law and procedures for supervision of the probation measures or alternative sanctions**

*Criminal Code of BiH, Criminal Procedure Code of BiH, and Law on the Execution of Criminal Sanctions of BiH*

**EU and international instruments applicable within this matter**

- Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions
- Multilateral treaties [*please specify with one*]
- Bilateral treaties [*please specify with which country*]
- Uniform legislation applicable at the bilateral level [*please specify with which country*]