

**REGULATION NO. 2001/31**

UNMIK/REG/2001/31

29 October 2001

**AMENDING UNMIK REGULATION NO. 2000/67 ON THE APPROVAL OF THE KOSOVO CONSOLIDATED BUDGET AND AUTHORIZING EXPENDITURES FOR THE PERIOD 1 JANUARY TO 31 DECEMBER 2001**

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,

Taking into account United Nations Interim Administration Mission in Kosovo (UNMIK) Regulation No. 1999/1 of 25 July 1999, as amended, on the Authority of the Interim Administration in Kosovo, UNMIK Regulation No. 2001/9 of 15 May 2001 on a Constitutional Framework for Provisional Self-Government in Kosovo and UNMIK Regulation No. 2001/19 of 13 September 2001 on the Executive Branch of the Provisional Institutions of Self-Government in Kosovo,

Having promulgated UNMIK Regulation No. 2000/67 of 29 December 2000 on the Approval of the Kosovo Consolidated Budget and Authorizing Expenditures for the Period 1 January to 31 December 2001,

For the purposes of making the necessary adjustments to UNMIK Regulation No. 2000/67,

Hereby amends sections 1, 7, 9 and 11 of, and schedules 1 and 2 to, UNMIK Regulation No. 2000/67.

Consequently, the regulation, as of the date on which the present regulation enters into force, will read as follows:

**REGULATION NO. 2000/67**

**ON THE APPROVAL OF THE KOSOVO CONSOLIDATED BUDGET AND AUTHORIZING EXPENDITURES FOR THE PERIOD 1 JANUARY TO 31 DECEMBER 2001**

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,

Taking into account United Nations Interim Administration Mission in Kosovo (UNMIK) Regulation No. 1999/1 of 25 July 1999, as amended, on the Authority of the Interim Administration in Kosovo and UNMIK Regulation No. 1999/16 of 6 November 1999, as amended, on the Establishment of the Central Fiscal Authority of Kosovo and Other Related Matters,

For the purpose of approving the Kosovo Consolidated Budget for the period 1 January to 31 December 2001 and other related matters,

Hereby promulgates the following:

## Section 1

### **Definitions**

1.1 For the purposes of the present regulation:

(a) “Budget Line” shall mean the total of the expenditure categories for a particular Administrative Department, Departmental Unit or Municipality;

(b) “Expenditure Categories” shall mean Salaries and Wages, Other Goods and Services, Subsidies and Transfers, Capital Outlays and Reserve;

(c) “Central Fiscal Authority Accounting Record” shall mean the accounting record established by the Central Fiscal Authority;

(d) “Kosovo Consolidated Budget” shall mean the overall budget of Kosovo which comprises the budget transactions of the general administrative, municipal and public enterprise sectors of government activity, consolidated in accordance with internationally accepted government finance standards;

(e) “Kosovo Consolidated Fund” shall mean the fund established pursuant to UNMIK Regulation No. 1999/16, as amended;

(f) “Kosovo General Budget Section” shall mean that section of the Kosovo Consolidated Budget that encompasses the budget transactions of the Administrative Departments and associated Departmental Units or agencies;

(g) “Kosovo Municipal Budgets Section” shall mean that section of the Kosovo Consolidated Budget that encompasses the budget transactions of the established Kosovo municipal administrations; and

(h) “Kosovo Public Enterprises Statements of Expenditure and Revenue” shall mean that section of the Kosovo Consolidated Budget that encompasses the expenditures and revenues of the specified Kosovo public enterprises or enterprise groups.

1.2 References to the Administrative Department(s) in the present regulation shall be understood to refer to the corresponding transitional administrative bodies as reorganized by the Special Representative of the Secretary-General for the purposes of making transitional arrangements in accordance with UNMIK Regulation No. 2001/19.

1.3 References to the Co-Heads of the Central Fiscal Authority, Administrative Department of Public Services and the Administrative Department of Local Administration in the present regulation shall be understood to refer to the principal officers in charge of the corresponding transitional administrative bodies referred to in section 1.2.

## Section 2

### **General Expenditures Authorized**

Expenditures are authorized for the period 1 January to 31 December 2001 from the Kosovo General Budget Section for the General Government purposes indicated and the amounts shown in Schedule 1 attached to the present regulation.

## Section 3

### **Municipal Expenditures Authorized**

Expenditures are authorized for the period 1 January to 31 December 2001 from the Kosovo Municipal Budgets Section for the purposes indicated and the amounts shown in Schedule 2 attached to the present regulation.

## Section 4

### **Public Enterprises Expenditures and Revenues**

Estimated expenditures and revenues for the period 1 January to 31 December 2001 from the Kosovo Public Enterprises Statements of Expenditure and Revenue for the purposes indicated are shown in Schedule 3 attached to the present regulation. The estimated expenditures in Schedule 3 are authorized only to the extent of revenues realized by each enterprise, including revenues in the form of a subsidy contained in Schedule 1.

## Section 5

### **Re-Appropriation of Unexpended Commitments and Balances**

5.1 Following the closure of the Financial Year 2000, the Co-Head of the Central Fiscal Authority shall submit a schedule of unexpended commitments incurred in 2000 and properly recorded in the Central Fiscal Authority Accounting Record to the Special Representative of the Secretary-General and recommend approval of the categories and amounts of such unexpended commitments. Upon approval of the Special Representative of the Secretary-General, expenditures for such commitments shall be deemed authorized for the period 1 January to 31 December 2001 from the Kosovo Consolidated Fund for General Government purposes.

5.2 Expenditures from unexpended balances of designated donor grants, which grants were actually received in 1999 and 2000, are authorized for the period 1 January to 31 December 2001. If the specified purpose is not already contained in the Schedules to the present regulation, an amount equivalent to the unexpended balance of the designated donor grant shall be deemed to be appropriated and a budget line created to permit expenditure to take place.

## Section 6

### **Limits on Expenditures**

6.1 Pursuant to section 4.4 of UNMIK Regulation No. 1999/16, no expenditures from, or commitments against, the Kosovo Consolidated Fund may be made except as authorized in the present regulation. Notwithstanding this restriction, unanticipated donor grants deposited in the Kosovo Consolidated Fund for specified purposes may be allocated and spent for those purposes. If the specified purpose is not already contained in the Schedules to the present

regulation, an amount equivalent to the deposited donor grant shall be deemed to be appropriated and a budget line created to permit expenditure to take place.

6.2 Revenue from co-payments and fees collected by the Administrative Department of Health and Social Welfare in 2001, up to the amount of DM 12,000,000, shall be appropriated as the revenue is received. For such revenue collected in excess of DM 12,000,000, the Co-Head of the Central Fiscal Authority and the Co-Heads of the Administrative Department of Health and Social Welfare shall recommend to the Special Representative of the Secretary-General how such revenue shall be appropriated.

6.3 Administrative Departments and municipalities shall ensure that expenditures on Salaries and Wages do not exceed the amounts shown in Schedules 1 and 2 and that the number of staff at the end of 2001 does not exceed the numbers specified in Schedules 1 and 2. Any subsequent proposal to increase expenditures on Salaries and Wages or the number of staff may only be approved by the Special Representative of the Secretary-General, taking into account the views of the Co-Head of the Central Fiscal Authority and the Co-Heads of the Administrative Departments of Public Services, and where municipalities are concerned, Local Administration.

## Section 7

### **Contingent Expenditures**

7.1 The amounts authorized for contingent expenditures may be used only for urgent or unforeseen purposes, or for purposes in connection with the implementation of UNMIK Regulation No. 2001/9 and the related transitional arrangements referred to in UNMIK Regulation No. 2001/19. The Co-Head of the Central Fiscal Authority may authorize, on receipt of proper justification, the expenditure of up to DM 100,000 for the purposes identified in this section on a case by case basis. Proposals for the amounts to be spent in excess of DM 100,000 shall be forwarded, together with the recommendation of the Co-Head of the Central Fiscal Authority, to the Special Representative of the Secretary-General for authorization.

7.2 Municipalities shall submit their proposals for contingent expenditures to the Co-Heads of the Administrative Department of Local Administration for review. The Co-Heads of the Administrative Department of Local Administration shall recommend to the Co-Head of the Central Fiscal Authority whether to accept the proposal or to consider other options including transfers authorized under sections 8.1 and 9 below.

## Section 8

### **Adjustment to Amounts Authorized**

8.1 The Co-Head of the Central Fiscal Authority may transfer authorized amounts between appropriations for Expenditure Categories for any individual budget line in Schedule 1 and 2, provided that the reallocation does not exceed, in total, twenty five percent (25%) of the category being reduced. Transfers in excess of this limit, including transfers between budget lines in Schedule 1, may be made upon written approval of the Special Representative of the Secretary-General, taking into account the views of the Co-Head of the Central Fiscal Authority. Appropriations for Reserves may be transferred in part or in whole to any other category within the same function with the approval of the Co-Head of the Central Fiscal Authority.

8.2 The Co-Head of the Central Fiscal Authority may transfer the amounts authorized pursuant to section 7.1 above between budget lines in Schedules 1 and 2.

## Section 9

### **Adjustment to Municipal Budget Amounts**

Upon request of the Deputy Special Representative of the Secretary-General for Civil Administration, the Co-Head of the Central Fiscal Authority shall transfer amounts allocated to one municipality to another, provided that the total appropriation for the Kosovo Municipal Budgets does not change. To the extent that the actual collections of any municipalities own source revenues exceeds the amount shown in Schedule 2, fifty percent (50%) of that amount shall be deemed appropriated and, upon request of a municipality, whose request has been approved by the Co-Heads of the Administrative Department of Local Administration, the Co-Head of the Central Fiscal Authority shall allocate such amount for expenditure. The remaining fifty percent (50%) shall be deposited into the Kosovo Consolidated Fund and may be appropriated, including for purposes other than municipal services, upon approval of the Special Representative of the Secretary-General.

## Section 10

### **Expenditures Limited to Revenues**

The Co-Head of the Central Fiscal Authority, in allocating funds for expenditure, shall only allocate funds to the extent revenue or other financing sources are available in the Kosovo Consolidated Fund to make the expenditure.

## Section 11

### **Entry into Force**

The present regulation<sup>1</sup>, as amended, shall enter into force on 29 October 2001.

*Hans Haekkerup*  
*Special Representative of the Secretary-General*

---

<sup>1</sup> The original regulation entered into force on 29 December 2000.