

**LAW No. 03/L-002**

**ON SUPPLEMENTATION AND AMENDMENT OF THE PROVISIONAL CRIMINAL CODE OF KOSOVO**

Assembly of Republic of Kosovo,

Based on Article 65 (10) of the Constitution of the Republic of Kosovo;

With the aim to establish more favorable conditions and increase of work efficiency in Courts and Prosecution in Kosovo, in accordance with European and International standards, hereby,

Approves:

**LAW ON SUPPLEMENTATION AND AMENDMENT OF THE PROVISIONAL CRIMINAL CODE OF KOSOVO**

**Article 1**

The title of the Provisional Criminal Code of Kosovo and the entire text of this Code the sentence Provisional Criminal Code is replaced by sentence Criminal Code of Kosovo.

**Article 2**

**Article 66 of Provisional Criminal Code of Kosovo is supplemented with a new paragraph as follows:**

(3) When the perpetrator has entered a plea of guilty in accord with the terms of a guilty plea agreement accepted by the Court under Article 6 (regarding the Article 308A paragraph 12) of the Law 03/L-003 on the Amendment and Supplementation of Provisional Code of Criminal Procedure of Kosovo nr. 2003/26, and the written plea agreement includes a clause mandating mitigation of punishment, the court shall impose a sentence that mitigates punishment. In such case, the court must consider the views of the prosecutor, the defense counsel, the defendant and the injured party as to the extent of leniency of the punishment, and shall be guided by but not bound by the limits imposed in Article 67 of this Code.

**Article 3**

This law enters into force fifteen (15) days after publication in the Official Gazette of the Republic of Kosovo.

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**6 November 2008**

**Promulgated by the Decree No. DL- 059 - 2008, dated 27.11.2008, of the President of Republic of Kosovo, Dr. Fatmir Sejdiu.**