

THE CROATIAN PARLIAMENT

1578

Pursuant to Article 89 of the Constitution of the Republic of Croatia, I hereby issue the

DECISION

PROMULGATING THE ACT ON AMENDMENTS TO THE ACT ON TRAVEL DOCUMENTS OF CROATIAN CITIZENS

I hereby promulgate the Act on Amendments to the Act on Travel Documents of Croatian Citizens passed by the Croatian Parliament at its session on 10 July 2015.

Class: 011-01/15-01/80

Reg. No.: 71-05-03/1-15-2

Zagreb, 15 July 2015

The President of
the
Republic of
Croatia
**Kolinda
Grabar-
Kitarović**, m.p.

ACT

ON AMENDMENTS TO THE ACT ON TRAVEL DOCUMENTS OF CROATIAN CITIZENS

Article 1

In the Act on Travel Documents of Croatian Citizens (Official Gazette 77/99, 133/02, 48/05, 74/09 and 154/14), in Article 2, after paragraph 2 a new paragraph 3 is added which reads:

“Notwithstanding paragraph 2 of this Article, a citizen may also be issued another travel document of the same type if the citizen requires it for the purpose of carrying out economic, cultural or sport activities abroad or for other justified reasons.”.

Article 2

Article 6 is deleted.

Article 3

In Article 12, after paragraph 3, paragraph 4 is added which reads:

“Pending the beginning of issuing of travel documents with extended access control to electronically held data (third generation travel documents), travel documents with basic access control to electronically held data (second generation travel documents) which have been issued since 1 January 2015 shall be valid until 31 December 2024 at the latest.”.

Article 4

In Article 20, after paragraph 1, a new paragraph 2 is added which reads:

“The Minister of the Interior shall prescribe by means of an ordinance the procedure of delivery and collection of produced passports.”.

Former paragraphs 2 and 3 are deleted.

Article 5

Article 23 is amended to read:

“A citizen residing abroad may be issued a passport also by a diplomatic mission or a consular office of the Republic of Croatia.

A citizen shall collect the produced passport in a diplomatic mission or a consular office of the Republic of Croatia in which he/she has submitted the application for issuing a passport.”.

Article 6

In Article 26, paragraph 1 is amended to read:

“The form of a travel document shall contain: names: “European Union” and “Republic of Croatia”, the coat of arms of the Republic of Croatia, the name of the type and the number of the travel document and space for entering the name of the competent authority which has issued the travel document, the code for the travel document with electronically held data, date of issue and period of validity of the travel document.”.

Paragraph 3 is amended to read:

“The form of a travel document shall contain space for entering: the name and surname, date of birth, place of birth and for persons born abroad, the country of birth.”.

In paragraph 4, the words: “and domicile” are deleted.

Article 7

In Article 27, paragraph 1, after the word: “prescribe”, the words: “by an ordinance” are added.

In paragraph 2, after the word: “person”, the words: “and the costs of delivery to the applicant.” are added.

Article 8

Article 32 is deleted.

Article 9

Article 34 is amended to read:

“For a minor and a legally incapacitated person in the part relating to obtaining a travel document, the application for issuing a travel document shall be submitted by a legal representative.

A child’s legal representative may be a parent, legal guardian or a person entrusted by a court decision with full parental custody of a child or custody in the part relating to obtaining a travel document.

If a child’s parents share joint custody over a child, the application for issuing a travel document shall be submitted by both parents personally.

Notwithstanding paragraph 3 of this Article, the application for issuing a travel document for a child may be submitted by one of the parents, if a statement is provided that the other parent will personally collect the travel document.

If the other parent referred to in paragraph 4 of this Article is prevented from personally collecting a travel document, the travel document may be collected by the parent who has submitted the application if a written consent by the other parent is produced, signed and certified by a notary public or the competent authority, or a consular office of the Republic of Croatia abroad if the parent is not located in the territory of the Republic of Croatia.

The parent prevented from personally collecting a child’s travel document may give consent for collecting the travel document to the parent who has submitted the request electronically, using the public service of the travel document issuer for delivery of the statement of consent certified by electronic signature.

The application for issuing a travel document for a child may be submitted independently by one of the parents if the other parent has died or has been declared dead, declared legally incapacitated in the part relating to the obtaining of a travel document, if such parent exercises on his/her own full parental custody or parental custody in the part relating to the obtaining of a travel document, or if the other parent is temporarily suspended from exercising parental custody based on a court decision.

Notwithstanding paragraphs 3 and 4 of this Article, in urgent cases when a child is threatened of when the issuing of a travel document is of particular interest for the child, the same parent may submit the application for issuing a travel document for a child and collect the travel document, provided a written approval is obtained from the competent social care centre based on domicile or residence of the child, and if the child has no domicile or residence in the Republic of Croatia, from the competent social care centre based on the head office of the authority to which the application for issuing a travel document has been submitted.”.

Article 10

In Article 35, paragraphs 2 and 3 are deleted.

Article 11

In Article 42, paragraph 4 is deleted.

Article 12

Article 45 is amended to read:

“No appeal can be made against the decision on rejecting the application for issuing a travel document and on withdrawing a travel document issued by the competent authority or a diplomatic mission or consular office of the Republic of Croatia abroad, but an administrative dispute may be initiated against it.”.

Article 13

In Article 46, paragraphs 3, 4 and 5 are deleted.

Former paragraph 6 becomes paragraph 3.

Article 14

In Article 47, paragraph 2, item 8 is deleted.

Former items 9, 10, 11, 12, 13, 14, 15, 16 and 17 become items 8, 9, 10, 11, 12, 13, 14, 15 and 16.

Article 15

In Article 49, paragraph 1, the word: “prescribe” shall be followed by the words: “by an ordinance”.

Article 16

Article 50 is amended to read:

“The Minister of the Interior shall, with the approval from the minister responsible for foreign affairs, prescribe by an ordinance the manner of keeping records on issued travel documents in diplomatic missions and consular offices of the Republic of Croatia abroad.”.

Article 17

In Article 51, the opening sentence is amended to read:

“The Minister responsible for foreign affairs shall, with the approval from the Minister of the Interior, prescribe by an ordinance:”.

Article 18

The name of Title IX is amended with no relevance to the English translation.

Article 19

Article 52 is amended to read:

“The authorised legal person shall be fined for a minor offence between HRK 10,000.00 and up to HRK 50,000.00 for failure to delete from its records personal data of citizens recorded and electronically entered into passports within 30 days of the date of technical production of a passport, diplomatic or service passport (Article 31, paragraph 5).

The responsible person in the authorised legal person shall also be fined between HRK 4,500.00 up to HRK 6,500.00 for the minor offence referred to in paragraph 1 of this Article.

Where an authorised legal person repeats the minor offence referred to in paragraph 1 of this Article, the authorisations referred to in Article 28, paragraph 3 of this Act shall be withdrawn.”.

Article 20

In Article 53, paragraph 1, item 1 is deleted.

Former items 2 and 3 become items 1 and 2.

Article 21

In Article 55, paragraph 1, item 1 is amended to read:

“1. any person using travel documents in contravention to the purpose for which another travel document of the same type has been issued to him/her (Article 2, paragraph 3),”.

In paragraph 2, after the words: “paragraph 1” the words: “item 2” are added.

Article 22

Article 56 is deleted.

TRANSITIONAL AND FINAL PROVISIONS

Article 23

The Minister of the Interior shall adopt the ordinance referred to in Article 4 of this Act within three months from the date of entry into force of this Act.

Article 24

In the whole text of the Act on Travel Documents of Croatian Citizens (Official Gazette 77/99, 133/02, 48/05 and 74/09) the words: “Ministry of Foreign Affairs and European Integration” are replaced by the words: “the ministry responsible for foreign affairs” and the

words: “The Minister of Foreign Affairs and European Integration” are replaced by the words: “minister responsible for foreign affairs”, in appropriate case.

Article 25

By virtue of the entry into force of this Act, the Regulation on amendment to the Act on Travel Documents of Croatian Citizens shall cease to have effect (Official Gazette 154/14).

Article 26

This Act shall enter into force on the eighth day after the day of its publication in the Official Gazette, with the exception of the provision of Article 9, paragraph 6 of this Act which shall enter into force on 1 November 2015.

Class: 022-03/15-01/54

Zagreb, 10 July 2015

THE CROATIAN PARLIAMENT

The President of
the Croatian
Parliament

Josip Leko, m.p.