

THE CROATIAN PARLIAMENT

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

DECISION

PROMULGATING THE ACT ON AMENDMENTS TO THE AGRICULTURAL LAND ACT

I hereby promulgate the Act on Amendments to the Agricultural Land Act, passed by the Croatian Parliament at its session on 17 April 2015.

Class: 011-01/15-01/35

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

Zagreb, 23 April 2015

The President of
the Republic of
Croatia

**Kolinda
Grabar-
Kitarović, m. p.**

ACT

ON AMENDMENTS TO THE AGRICULTURAL LAND ACT

Article 1

In the Agricultural Land Act (Official Gazette 39/13), the heading of Title II is amended to read: „II MAINTENANCE, PROTECTION AND USE OF AGRICULTURAL LAND“.

Article 2

The heading of Title III „USE OF AGRICULTURAL LAND“ preceding Article 13, and Article 13 shall be deleted.

Article 3

In Article 15, after paragraph 1, a new paragraph 2 is added which reads:

„(2) The State Office for State Property Management shall make its decision concerning the consent referred to in paragraph 1 of this Article known within 60 days of receiving a request from the Agency, and failing this the consent shall be deemed granted.“

Former paragraph 2 becomes paragraph 3.

Article 4

In Article 17, paragraph 1, after the words „Before the adoption of“, the words „the state spatial development,“ are added, and after the word „obtain“, the words „requests and“ are added.

In paragraph 2, the words „15 days“ are replaced by the words „30 days“.

Article 5

After Article 20, Article 20a is added which reads:

„Article 20a

(1) By way of derogation from Article 20 of this Act, the Ministry shall, pursuant to Article 17, paragraph 1 of this Act, give its opinion in the procedure of adopting spatial plans, or an agreement to the authority responsible for the plan development, that state-owned agricultural land may exceptionally be envisaged for economic purposes other than agricultural use if:

- in the existing buildable zone there are no free areas for the location of a planned project which represents an investment contributing to development goals of a local self-government unit, a regional self-government unit or the Republic of Croatia through the creation of jobs and economic development, which is proved by development programmes or plans in accordance with a special regulation governing the regional development of the Republic of Croatia, provided that infrastructure is ensured;
- a project located outside the buildable zone represents an individual correction due to the functional enlargement of a building plot, of a size up to 0.5 ha.

(2) The prior opinion on the planned economic use other than agricultural use shall be given to the Ministry by the Agency in accordance with Article 17, paragraph 3 of this Act.“

Article 6

In Article 22, after paragraph 4, paragraph 5 is added which reads:

„(5) For agricultural land that is located outside a buildable zone and for which a spatial plan provides for a change of use and it still remains outside the buildable zone, the fee shall be set, for particularly valuable arable (P1) agricultural land and valuable arable (P2) agricultural land, at 50 % of the market value of such land within the buildable zone, and for other agricultural land it shall be set at 25 % of the market value of such land within the buildable zone.«.

Article 7

In Article 24, after paragraph 1, a new paragraph 2 is added which reads:

„(2) The provisions of paragraph 1 of this Article shall also apply in the case of the legalisation of illegally constructed buildings in accordance with a special regulation.“

Former paragraphs 2 and 3 become paragraphs 3 and 4.

In former paragraph 4, which becomes paragraph 5, the words „referred to in paragraph 3” are replaced by the words “referred to in paragraph 4”.

Article 8

In Article 25, paragraphs 2, 3, 4 and 5 are added which read:

„(2) For the purposes of this Act, the disposal of state-owned agricultural land shall include: leasing, fishpond leasing, common pasture leasing, temporary use, exchange, sale by direct negotiation, making available for use without an open invitation to tender, dissolution of joint ownership, establishment of the right to build, establishment of the right of easement.

(3) The Agency may establish the right to build on state-owned agricultural land for the purpose of constructing agricultural facilities, in accordance with spatial planning documents, at the proposal from an interested person.

(4) The Agency may establish the right of easement on state-owned agricultural land, at the proposal from an interested person.

(5) The Government of the Republic of Croatia shall adopt a regulation laying down the procedure and conditions for establishing the right to build and the right of easement referred to in paragraphs 3 and 4 of this Article.“

Article 9

In Article 27, paragraph 3 is amended to read:

„(3) An invitation to tender for lease shall be launched primarily in respect of cadastral plots constituting production-technological units of a size of up to 100 hectares. If the Agency has established that agricultural land is located within the ecological network area, an invitation to tender for lease or fishpond lease shall also contain special nature protection requirements defined, upon request by the Agency, by the central state administration body responsible for nature protection.“

After paragraph 3, new paragraphs 4, 5 and 6 are added which read:

„(4) By way of derogation from paragraph 3 of this Article, an invitation to tender for lease may also be launched for a production-technological unit of a size exceeding 100 hectares if this production-technological unit represents one cadastral plot.

(5) Exceptionally, an open invitation to tender for lease may specify the type of agricultural production for which state-owned agricultural land is leased, taking into account specific

agro-climactic potentials of a region, multi-annual plantations established in the area concerned, or agricultural production which is traditionally pursued in the area in question.

(6) Exceptionally, an invitation to tender for lease may be launched for a cadastral plot on which a state-owned agricultural facility has been constructed, as well as for such cadastral plot and neighbouring cadastral plots forming a production-technological unit with it.“

Former paragraphs 4 and 5 become paragraphs 7 and 8.

Former paragraph 6, which becomes paragraph 9, is amended to read:

„(9) The Committees referred to in paragraphs 7 and 8 of this Article shall be appointed by the Agency and shall consist of five members and a secretary.“

Former paragraph 7 is deleted.

Article 10

In Article 28, after paragraph 3, a new paragraph 4 is added which reads:

„(4) If the requirements of paragraphs 1 and 3 of this Article are not satisfied, the Agency may make a decision to launch an open invitation to tender for lease or fishpond lease if it has itself collected the necessary documents for the disposal of state-owned agricultural land.“

Former paragraph 4 becomes paragraph 5.

Article 11

In Article 29, paragraph 1, the words „(hereinafter: water fee)“ are deleted.

After paragraph 3, a new paragraph 4 is added which reads:

„(4) If a cooperative engaged in agricultural activities participates in an open invitation to tender for lease or fishpond lease, the tender submitted by a member of this cooperative shall be considered invalid.“

Former paragraphs 4 and 5 become paragraphs 5 and 6.

In former paragraph 6, which becomes paragraph 7, the words „and special nature protection requirements defined by the central state administration body responsible for nature protection if the agricultural land concerned is located in a protected area“ are deleted.

In former paragraph 7, which becomes paragraph 8, after the words „to be produced“ the comma is replaced by a full stop, and the words „the innovative nature of envisaged production, effects on the environment“ are deleted.

After former paragraph 7, which becomes paragraph 8, paragraph 9 is added which reads:

„(9) Where the tenderer is a family farm or an agricultural craft business, the evaluation of the land management programme in accordance with paragraph 8 of this Article shall take into

account all the resources that this tenderer has in the territory of the Republic of Croatia, and where the tenderer is a company, account shall be taken of all the resources of its associated companies in the territory of the Republic of Croatia“.

Former paragraph 8 becomes paragraph 10.

Article 12

In Article 30, paragraph 1, item b), after the words „20 points;“, the word „or“ is added.

After item b), new items c) and d) are added which read:

„c) a former holder who is in quiet possession, 10 points; or

d) the holder of a family farm who is under 40 years of age, has been registered in the Register of Farms for over a year and does not hold the lease of any state-owned agricultural land, 10 points;“.

Former item c), which becomes item e), is amended to read:

„e) the level of the rent offered, up to 10 points, in proportion to the difference between the starting rent amount and twice the starting rent amount, with the latter earning the maximum number of points;“.

After former item c), which became item e), item f) is added which reads:

f) having residence or registered office for at least two years immediately prior to the publication of the open invitation to tender or a production facility in the territory of the local self-government unit, or the City of Zagreb, for which the invitation to tender is launched, 10 points.«.

In paragraph 2, item b) is amended to read:

„b) the current holder who is in quiet possession on the basis of a contract for the temporary use or a concession contract for the use of waters in accordance with a special regulation concerning waters, 20 points;“

Item c) is deleted.

Former item d) becomes item c).

Article 13

In Article 31, paragraph 1, the words „and the water fee“ are deleted.

In paragraph 2, the words „and have offered the same rent“ are deleted.

Article 14

In Article 32, paragraph 3, after the words „the use of“, the words „state-owned“ are inserted.

In paragraph 6, the word „ten“ is replaced by the word „five“.

Article 15

In Article 34, paragraphs 1 and 2, the words „and the water fee” are deleted.

In paragraph 3, the words „and the water fee” are deleted, and after the words „in proportion to the rent“, the words „and water fee“ are deleted.

In paragraph 4, the words „or water fee” are deleted.

Article 16

In Article 35, paragraph 3 is amended to read:

„(3) By way of derogation from paragraph 2 of this Article, in the case of a change of the holder of a farm due to retirement, permanent incapacity to work or inability to carry out the agricultural activity, the rights and obligations of the lessee who is the holder of the farm may be transferred from the lease or fishpond lease contract to a new holder, and in the case of his death, they may be transferred to the heir who has become the holder of the farm, for the period ending on the date of expiry of the contract and subject to the consent of the Agency.“

After paragraph 3, new paragraphs 4 and 5 are added which read:

»(4) By way of derogation from paragraph 2 of this Article, the rights and obligations of the lessee who is the holder of a family farm may be transferred from the lease or fishpond lease contract to a new holder who has been the family farm household member and is under 40 years of age, for the period ending on the date of expiry of the contract and subject to the consent of the Agency.

(5) By way of derogation from paragraph 2 of this Article, the rights and obligations of the lessee who is the holder of a family farm may be transferred from the lease or fishpond lease contract to a new holder who is his relative standing first or second in the order of inheritance and is the donee of all his agricultural facilities and agricultural land, for the period ending on the date of expiry of the contract and subject to the consent of the Agency.«.

After former paragraph 4, which becomes paragraph 6, paragraph 7 is added which reads:

„(7) By way of derogation from paragraph 2 of this Article, the rights and obligations of the lessee who is a craftsman may be transferred from the lease or fishpond lease contract to a legal person established by the lessee to which the craft's branch of activity has been transferred, for the period ending on the date of expiry of the contract and subject to the consent of the Agency.“

Former paragraph 5 becomes paragraph 8.

In former paragraph 6, which becomes paragraph 9, the words „referred to in paragraph 5“ are replaced by the words „referred to in paragraph 8“.

After former paragraph 6, which became paragraph 9, paragraphs 10 and 11 are added which read:

„(10) By way of derogation from paragraph 2 of this Article, the rights and obligations of a lessee who is a legal person may be transferred from the lease or fishpond lease contract, subject to the consent of the Agency and for the period ending on the date of expiry of the contract, to a person who has bought in the bankruptcy proceedings, or has acquired through transformation, all the lessee's assets intended for agricultural production, or the part of the lessee's assets comprising:

- the entire farm and production facilities used for primary agricultural production and processing, together with associated storage capacities, or
- the entire farm and production facilities used for primary agricultural production.

(11) By way of derogation from paragraph 2 of this Article, the rights and obligations of a lessee who is a legal person may be transferred from the lease or fishpond lease contract, subject to the consent of the Agency and for the period ending on the date of expiry of the contract, to another legal person by means of a merger, consolidation or division in accordance with the Companies Act.“

Article 17

In Article 36, item c), the words „or the charge for the use of the fishpond,” are deleted.

Item j) is amended to read:

„j) the nature protection requirements if the agricultural land concerned is entirely or partially located within the ecological network area“.

After item j), item k) is added which reads:

„k) the harmonisation of cadastral and land registry records.“

Article 18

In Article 37, paragraphs 3 and 4 are deleted.

Former paragraph 5 becomes paragraph 3.

In former paragraph 6, which becomes paragraph 4, the words „referred to in paragraph 5“ are replaced by the words „referred to in paragraph 3“.

Article 19

In Article 38, paragraph 4, item a), the words „and the water fee“ are deleted.

After item g), item h) is added which reads:

„h) fails, within two years after the land was put into his possession, to grub up the state-owned agricultural land that is not in agricultural production or is overgrown with perennial plants.“

After paragraph 5, a new paragraph 6 is added which reads:

„(6) The lessor shall terminate the lease or fishpond lease contract if, after the opening of bankruptcy proceedings, the lessee, being the insolvent debtor, no longer uses state-owned agricultural land.“

Former paragraphs 6, 7 and 8 become paragraphs 7, 8 and 9.

Article 20

In Article 43, paragraph 5 is amended to read:

„(5) The lessee shall grub up state-owned agricultural land that is not in agricultural production or is overgrown with perennial plants, at his own expense, within two years after the land was put into his possession, and the rent shall be reduced proportionally to the grubbing-up costs, and if the grubbing-up costs are higher than the rent the lessee shall not be required to pay the rent and shall not be entitled to reimbursement of the difference of the grubbing-up costs.“

Paragraphs 7 and 8 are amended to read:

„(7) The timber resulting from the grubbing up of the agricultural land referred to in paragraph 5 of this Article shall be taken over from the lessee, transported and disposed of by company Hrvatske šume d.o.o., in accordance with special forestry legislation. Out of the proceeds generated from the sale of timber, 50 % shall be the revenue of the State Budget and 50 % shall be the revenue of the company Hrvatske šume d.o.o.

(8) The company Hrvatske šume d.o.o. shall, at the request of the Agency, assess the costs of bringing the agricultural land referred to in paragraph 5 of this Article into agricultural use.“

Paragraph 9 is deleted.

Former paragraph 10 becomes paragraph 9.

Article 21

In Article 44, after paragraph 2, a new paragraph 3 is added which reads:

„(3) In addition to the uses referred to in paragraph 2 of this Article, the funds referred to in paragraph 1 of this Article that are the revenue of local self-government units shall be also intended for the co-financing of activities related to the preparation of programmes, projects and other documents necessary for the implementation of aid schemes under the Rural Development Programme 2014 – 2020, the preparation of which is not co-financed through the aid schemes provided for in that Programme and whose beneficiaries are local self-government units.“

Former paragraph 3 becomes paragraph 4.

Article 22

In Article 45, paragraph 1, the words „and of the water fee“ are deleted.

Article 23

In Article 46, paragraph 1, the words „a protected area“ are replaced by the words „the ecological network area“.

Article 24

In Article 47, paragraph 2 is amended to read:

„(2) A common pasture shall be leased to interested tenderers, natural and legal persons who are livestock owners and are entered in the Register of Farms, and cooperatives organised for the purpose of practicing common grazing on common pastures, whose members are livestock owners entered in the Register of Farms. Each selected tenderer shall obtain on lease an unspecified portion of the common pasture in proportion to the number of the livestock units he owns, i.e. in proportion to the number of the livestock units owned by cooperative members.“

Paragraph 5 is deleted.

Former paragraph 6 becomes paragraph 5.

In former paragraph 7, which becomes paragraph 6, the words „a protected area“ are replaced by the words „the ecological network area“.

After former paragraph 7, which became paragraph 6, new paragraphs 7 and 8 and paragraph 9 are added which read:

„(7) Within 30 days from the day of conclusion of the common-pasture lease contract, the lessees using the common pasture shall enter into an agreement on the use of the common pasture leased to them, in order to define the lessees' mutual rights and obligations arising from the use of the common pasture.

(8) The common-pasture lease contract shall be terminated if the lessees fail to enter into an agreement on the use of the common pasture within the time limit specified in paragraph 7 of this Article.

(9) The mandatory content of the agreement on the use of the common pasture shall be published in the open invitation to tender referred to in paragraph 1 of this Article.“

Former paragraph 8 becomes paragraph 10.

Article 25

Article 48 is amended to read:

„(1) For state-owned agricultural land that is suitable for agricultural production but in respect of which no lease contract has been concluded, the Agency may enter into contracts for the temporary use of such land with natural or legal persons, at their request, who are the former holders:

- a) whose contracts for the lease of state-owned agricultural land have expired and who are in quiet possession of that land;
- b) who have used state-owned agricultural land without a contract, which shall be proved by a certificate issued by a local or regional self-government unit and submitted together with the request, and are in quiet possession of that land;
- c) who have used state-owned common pastures without a contract, which shall be proved by a certificate issued by a local or regional self-government unit and submitted together with the request, and are in quiet possession of that land.

(2) The contract referred to in paragraph 1 of this Article may be concluded if the natural and legal persons have fulfilled all their obligations arising from the use of state-owned agricultural land, which they shall confirm by providing a statement to that effect.

(3) The contract referred to in paragraph 1 of this Article shall be concluded for a period of five years, or until an agricultural land lease contract or a common-pasture lease contract is concluded or the agricultural land concerned is disposed of in some other manner in accordance with the provisions of this Act.

(4) The agricultural land users referred to in paragraph 1, item a) of this Article shall pay a fee equal to the amount agreed under the former contract. The agricultural land users referred to in paragraph 1, items b) and c) of this Article shall pay a fee equal to twice the starting rent amount referred to in Article 31, paragraph 1 of this Act.

(5) Funds generated by the fee referred to in paragraph 4 of this Article shall be allocated in accordance with the provisions of Article 44, paragraph 1 of this Act.

(6) The contract referred to in paragraph 1 of this Article may not be concluded in respect of state-owned fishponds.

(7) The provisions of Articles 36, 38, 39, 40, 41, 42 and 45 of this Act shall apply *mutatis mutandis* to a contract for the temporary use of state-owned agricultural land.“

Article 26

In Article 49, paragraph 1 is amended to read:

„(1) State-owned agricultural land located outside a production-technological unit may be exchanged for agricultural land owned by natural or legal persons, which is of approximately the same value and located in the territory of the same or neighbouring local self-government unit, in order to ensure a more cost-effective exploitation and to create more favourable conditions for cultivation.“

Article 27

In Article 50, paragraph 1, the words „shall be sold” are replaced by the words „may be sold“.

Item a) is amended to read:

„a) once-only, for cadastral plots of agricultural land bordering the land of the applicant and located outside production-technological units, of a size not exceeding 1 hectare;“.

In item b), after the word „consolidation“, the words „and the area of the cadastral plot being sold is smaller than the area of the land owned by the applicant;“ are added.

Item d) is deleted.

After former item e), which becomes item d), a new item e) is added which reads:

„e) if the Republic of Croatia is a co-owner with the applicant, and the co-ownership share of the Republic of Croatia is smaller than the co-ownership share of the applicant.“

After paragraph 10, paragraphs 11 to 17 are added which read:

„(11) A sales contract may provide for an instalment plan for the payment of the amount of the sale price.

(12) An instalment sales contract shall contain a provision permitting the registration of ownership right in favour of the purchaser only if, at the same time, a mortgage is registered in favour of the Republic of Croatia.

(13) The instalment payment period shall not exceed 10 years.

(14) The Government of the Republic of Croatia may make a decision to sell state-owned agricultural land in respect of cadastral plots that are located outside production-technological units and are of a size not exceeding 1 hectare, in order to achieve socioeconomic and strategic objectives in agriculture.

(15) The decision of the Government of the Republic of Croatia referred to paragraph 14 of this Article shall be implemented by the Agency through an open invitation to tender for sale.

(16) Priority in an invitation to tender for sale shall be given to family farm holders, cooperatives that are engaged in agricultural activities or whose members are farmers, and other natural or legal persons participating in the invitation to tender who have resided or had their registered office, for at least two years immediately prior to the publication of the invitation to tender, in the territory of the local self-government unit, or the City of Zagreb, for which the invitation to tender is launched.

(17) Proceeds generated from sale by direct negotiation in accordance with paragraph 14 of this Article shall be the revenue of the budget of the local self-government unit, or the City of Zagreb, in the territory of which the agricultural land is located, and shall be intended solely for agricultural land consolidation and for the co-financing of activities related to the preparation of programmes, projects and other documents necessary for the implementation of aid schemes under the Rural Development Programme 2014 – 2020, the preparation of which

is not co-financed through the aid schemes provided for in that Programme and whose beneficiaries are local self-government units.“

Article 28

In Article 51, paragraph 1, after the words „Republic of Croatia“, the words „or a regional self-government unit“ are added.

After paragraph 2, paragraph 3 is added which reads:

„(3) Exceptionally, state-owned agricultural land may be leased without an open invitation to tender, for a period of 10 years, to legal and natural persons engaged in livestock farming, provided that they do not have, but would acquire by this lease, the minimum area of agricultural land prescribed according to the number of livestock units, subject to the payment of a fee equal to twice the starting rent amount referred to in Article 31, paragraph 1 of this Act.“

Article 29

In Article 52, paragraph 3, the words „Article 29, paragraph 6“ are replaced by the words „Article 29, paragraph 7“.

Article 30

The heading of Title VI is amended to read „VI LAND FUND OF STATE-OWNED AGRICULTURAL LAND“.

Article 31

In Article 53, paragraph 1 is amended to read:

„(1) Agricultural land referred to in Article 3, paragraphs 1 and 2 of this Act that is owned by the Republic of Croatia and agricultural land purchased or exchanged by the Agency on behalf and for the account of the Republic of Croatia shall constitute the land fund of state-owned agricultural land (hereinafter: Land Fund)“.

After paragraph 2, paragraph 3 is added which reads:

„(3) The provisions of Articles 27 to 52 of this Act shall apply to the management of the land referred to in paragraph 1 of this Article“.

Article 32

Article 55 is amended to read:

„(1) The provisions of Article 53, paragraph 3 of this Act shall not apply to cadastral plots of agricultural land used by users of state-owned houses managed by the Agency for Transactions and Mediation in Immovable Properties.“

(2) Users of state-owned houses managed by the Agency for Transactions and Mediation in Immovable Properties shall have the right of first refusal to lease cadastral plots of agricultural land they use.

(3) The provisions of Article 50, paragraphs 2, 3, 4, 5, 6, 7 and 9 of this Act shall apply *mutatis mutandis* to the right of first refusal referred to in paragraph 2 of this Act.“

Article 33

In Article 57, paragraph 1, after item l), a new item m) and item n) are added which read:

„m) implementation of a decision of the Government of the Republic of Croatia pursuant to Article 50, paragraph 15 of this Act;

n) finding of replacement state-owned agricultural land pursuant to Article 59, paragraph 5 of this Act“.

Former item m) becomes item o).

In paragraph 2, after the word „f)“ a comma is inserted and the word „and“ is deleted, and after the word „j)“ words „m) and n)“ are added.

Article 34

In Article 58, paragraph 1, after the words „information concerning“, the words „cadastral plots of state-owned agricultural land and“ are added.

Article 35

In Article 59, paragraph 5 is amended to read:

»(5) In cases when pursuant to the Act on Compensation for Property Confiscated during the Yugoslav Communist Government (Official Gazette 92/96, 39/99, 42/99, 92/99, 43/00, 131/00, 27/01, 65/01, 118/01, 80/02 and 81/02) confiscated agricultural land cannot be returned to the ownership of a person from whom the land was confiscated and who is entitled to compensation for the confiscated land, the Agency shall be empowered to find replacement state-owned agricultural land.“

After paragraph 5, paragraph 6 is added which reads:

„(6) The Government of the Republic of Croatia shall issue a regulation laying down the criteria for granting replacement state-owned agricultural land referred to in paragraph 5 of this Article.«.

Article 36

After Article 59, Article 59a is added which reads:

„Article 59a

(1) Joint ownership of agricultural land by the Republic of Croatia and other persons shall be dissolved by dividing the property by partition in kind, when possible.

(2) A decision on dissolution shall be made by the Agency, and the dissolution contract shall be concluded by the director of the Agency on behalf of the Republic of Croatia.

(3) Prior to making the decision referred to in paragraph 2 of this Article, the market value of the property shall be assessed by an authorised property valuation expert witness.“

Article 37

In Article 70, paragraph 1, the words „(Article 24, paragraph 3)“ are replaced by the words „(Article 24, paragraph 4)“.

TRANSITIONAL AND FINAL PROVISIONS

Article 38

(1) If an open invitation to tender for lease or fishpond lease has been launched in accordance with the provisions of the Agricultural Land Act (Official Gazette 39/13), but a decision referred to in Article 27, paragraphs 4 and 5 of that Act has not been issued, lease and fishpond lease procedures shall be completed in accordance with the provisions of this Act.

(2) Procedures for the temporary use of state-owned agricultural land, exchange, sale by direct negotiation, making available for use without an open invitation to tender and common-pasture lease, in cases when a request has been submitted in accordance with the provisions of the Agricultural Land Act (Official Gazette 39/13), shall be completed in accordance with the provisions of that Act.

Article 39

(1) Lease contracts, concession contracts, long-term lease contracts and long-term fishpond lease contracts concluded pursuant to the Agricultural Land Act (Official Gazette 152/08, 25/09, 153/09, 21/10, 39/11 – Decision of the Constitutional Court of the Republic of Croatia and 63/11), grazing lease contracts and easement contracts for establishing perennial plantations on the forest land that has become agricultural land concluded pursuant to the Forestry Act (Official Gazette 140/05, 82/06, 129/08, 80/10, 124/10, 25/12 and 68/12), concession contracts for the use of waters for fish farming purposes concluded pursuant to the provisions of the Waters Act (Official Gazette 153/09, 63/11 and 130/11), and lease contracts, fishpond lease contracts and contracts for the temporary use concluded pursuant to the Agricultural Land Act (Official Gazette 39/13), before the entry into force of this Act, shall be subject to the provisions of Article 16 and Article 19, paragraph 2 of this Act.

(2) Lease contracts and long-term fishpond lease contracts concluded prior to the entry into force of this Act shall be subject to the provisions of Article 13, paragraph 1 of this Act.

Article 40

(1) The Government of the Republic of Croatia shall adopt the regulation referred to in Article 25, paragraph 5, which is added by Article 8 of this Act, within 90 days from the date of entry into force of this Act.

(2) The Government of the Republic of Croatia shall adopt the regulation referred to in Article 59, paragraph 6, which is added by Article 35 of this Act, within 90 days from the date of entry into force of this Act.

(3) The Government of the Republic of Croatia shall, within 90 days from the date of entry into force of this Act, bring the following pieces of legislation into compliance with the provisions of this Act:

– Regulation establishing the Agricultural Land Agency (Official Gazette 39/09, 33/10, 109/11, 66/13 and 141/13);

– Regulation laying down the fill-in form for, and the method for the evaluation of, a land management programme for agricultural land owned by the Republic of Croatia (Official Gazette 66/13).

(4) The Agency's Management Council shall bring the statute of the Agency into compliance with the provisions of the Regulation referred to in paragraph 3, sub-paragraph 1 of this Article within 60 days from the date of entry into force of that Regulation.

Article 41

On the day of entry into force of this Act, programmes of disposal of state-owned agricultural land adopted prior to the entry into force of the Agricultural Land Act (Official Gazette 39/13) shall cease to have effect.

Article 42

Article 28 of this Act, in the part by which paragraph 3 is added to Article 51 of the Agricultural Land Act (Official Gazette 39/13), shall cease to have effect on 31 May 2015.

Article 43

This Act shall enter into force on the first day after the day of its publication in the Official Gazette.

Class: 022-03/15-01/15

Zagreb, 17 April 2015

THE CROATIAN PARLIAMENT

The President of the
Croatia Parliament

Josip Leko, m. p.