

**ANNEX VIII  
KOSOVO SECURITY SECTOR**

**Article 1      Security of Kosovo**

1.1 Except as specified elsewhere in this Settlement, Kosovo shall have authority over law enforcement, security, justice, public safety, intelligence, civil emergency response and border control on its territory.

1.2 Kosovo security institutions are to operate in accordance with the democratic standards and the rights of Communities and their members, as set forth in Annex II.

1.3 Kosovo shall establish a parliamentary committee to oversee the security sector in accordance with this Settlement.

1.4 Kosovo shall establish a Kosovo Security Council (KSC), reporting to the Prime Minister. The KSC shall develop a security strategy in accordance with this Settlement. Kosovo shall develop a legislative framework on the components of the security sector in accordance with this Settlement with appropriate budgetary and oversight provisions.

1.5 In those areas of the security sector where there is continued international involvement in accordance with this Settlement, Kosovo shall develop, in cooperation with the ICR and the IMP, strategies for a full transfer of responsibility to Kosovo authorities over time.

1.6 The process of developing Kosovo's security sector shall be fully transparent to Kosovo's neighbours, and Kosovo shall establish appropriate liaison and confidence-building measures with regional counterparts.

1.7 Kosovo shall comply with UN, OSCE, and EU standards and practices in the field of security and arms control, as well as other regional security agreements and statements under the purview of the OSCE.

**Article 2      Police**

2.1 A unified chain of command for police services shall be preserved throughout Kosovo.

2.2 Boundaries of police station districts shall coincide with municipal boundaries.

2.3 The ethnic composition of the police within a municipality shall, to the extent possible, reflect the ethnic composition of the population within that municipality.

2.4 Local Councils composed of municipal and police representatives including the Station Commanders shall be made fully functional in order to facilitate the cooperation between the Police Service and municipal authorities/local community leaders. Municipal Presidents shall chair the Councils.

2.5 Local Station Commanders shall be informed in advance of operations by central or special police forces within the perimeters of local police stations unless operational considerations require otherwise.

2.6 In Kosovo Serb majority municipalities, the local Station Commanders shall be selected according to the following procedure: The Municipal Assembly shall propose at least two names for Station Commander fulfilling all minimum professional requirements as set forth by Kosovo legislation. The Ministry of Internal affairs may then appoint one candidate from this list within 15 days upon receipt of the list. In the event none of the candidates are acceptable to the Ministry, the Municipal Assembly shall provide a second list of at least two different candidates for consideration by the Ministry, stemming from the existing Kosovo Police Service staff and fulfilling all minimum professional requirements as set forth by Kosovo legislation. The Ministry is then obliged to appoint one of the candidates from the second list within 15 days of its receipt.

### **Article 3      Border**

3.1 Kosovo shall develop, in coordination with the ICR and the IMP, a strategy to allow a phased hand-over of responsibility for control of the border and its associated integrated management to the Kosovo Police Service.

3.2 The territory of Kosovo shall be defined by the frontiers of the Socialist Autonomous Province of Kosovo within the Socialist Federal Republic of Yugoslavia as these frontiers stood on 31 December 1988, except as amended by the border demarcation agreement between the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia on 23 February 2001.<sup>7</sup>

3.3 Kosovo shall engage with the former Yugoslav Republic of Macedonia to establish a joint technical commission within 120 days of the entry into force of this Settlement to physically demarcate the border and address other issues arising from the implementation of the 2001 agreement between the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia. The work of the technical commission shall be completed within one year from the date of its establishment. The ICR and the IMP shall be represented on this commission to facilitate discussions between the two parties, and may participate in the process of border demarcation at the request of either party.

### **Article 4      Intelligence**

4.1 Kosovo shall establish a domestic security agency to monitor threats to Kosovo's internal security, in accordance with Annex IX. This agency shall be professional, apolitical, multi-ethnic and subject to parliamentary oversight and civilian administration.

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<sup>7</sup> In his statement on 7 March 2001, the President of the Security Council, mentioned *inter alia*: "The Security Council recalls the need to respect the sovereignty and territorial integrity of the former Yugoslav Republic of Macedonia. In this context it emphasizes that the border demarcation Agreement, signed in Skopje on 23 February 2001...must be respected by all."

**Article 5 Kosovo Security Force**

5.1 A new professional and multi-ethnic Kosovo Security Force (KSF) shall be established. It shall not create an undue financial burden on the resources of Kosovo. A civilian-led organization of the Government shall be established to ensure civilian control over the KSF, in accordance with Annexes IX and XI

5.2 The KSF shall be lightly armed and possess no heavy weapons, such as tanks, heavy artillery or offensive air capability. The KSF is to consist of no more than 2,500 active members and 800 reserve members.

5.3 Changes to the limits set forth in Article 5.2 of this Annex are to be determined by the IMP, in coordination with the ICR. A full review of these limits shall be conducted no earlier than 5 years from the date this Settlement enters into force.

5.4 Initially, the KSF shall be primarily responsible for crisis response, explosive ordinance disposal, and civil protection. In addition, the KSF will be designed and prepared to fulfil other security functions, not appropriate for the police or other law enforcement organizations. The IMP, in coordination with the ICR, shall establish a benchmarked, monitored process for the purpose of determining when to authorize the KSF to engage in these security functions.

5.5 Members of the KSF shall be recruited from across society. A formal selection procedure shall be developed jointly by Kosovo and the IMP. Recruitment shall begin shortly after the entry into force of this Settlement in order to ensure an initial operational capability within one year of this Settlement's entry into force.

5.6 Equipping the KSF will be a joint effort between Kosovo and the international community, as funds and resources are made available. Kosovo will identify to the IMP all sources of funds and equipment provided to the KSF from outside Kosovo.

**Article 6 Kosovo Protection Corps (KPC)**

6.1 The KPC shall be disbanded. The IMP, in consultation with the ICR and Kosovo, shall exercise executive oversight of the KPC, and shall decide on the timing of its disbandment. The disbandment is to be within one year of this Settlement coming into force. A Demobilization and Reintegration process is to be developed by the International Community for these KPC retirees.

**Article 7 Air Space Control**

7.1 Kosovo shall assume full ownership, responsibility and accountability for its airspace. It shall establish a Civil Aviation Authority (CAA) to regulate civil aviation activities in Kosovo, subject to the right of the IMP to re-establish military control over the airspace, as set forth in Article 2 of Annex XI. The CAA shall also designate a provider for air navigation services.