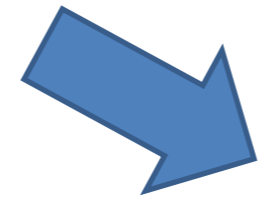


# Σερβία – still without constitutional deliberation....

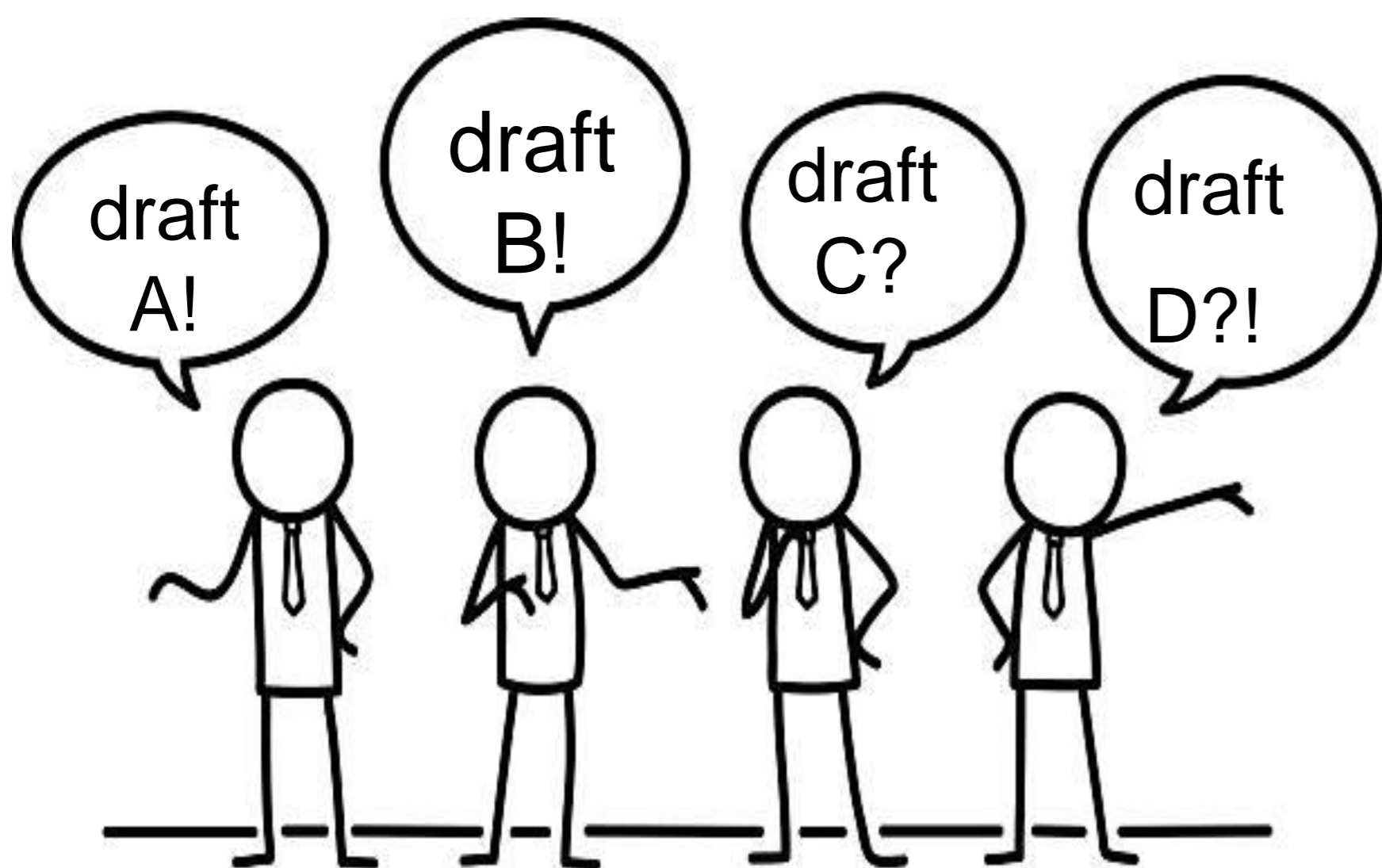
•Serbia is a **flawed representative democracy** with contested territory “within its borders” – contemporary constitution-making has been part of **state-making/state-breaking** thus deliberately kept away by government from public deliberation by citizens



•Constitution has been adopted in 2006, 6 years after the defeat of Milošević regime

•Between 2000-2006, **academic and public debates** on the need for a new Constitution; leading constitutional scholars demanded constitutional assembly. **No formal outcome.**

•One-shot initiatives from the executives: Koštunica government prepared a draft of the Constitution; President Tadić gathered group of experts to prepare a draft of the Constitution; **both remained just unofficial drafts.**



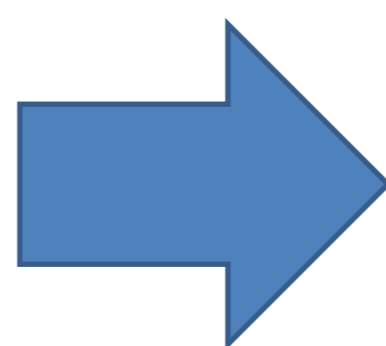
•Official draft has been prepared in a **few weeks in secrecy** and outside of procedural channels

•Constitution from 2006 served to assert “**paper sovereignty**” over Kosovo in what was perceived as a situation of emergency with **no time for constitution-making and deliberative democratic involvement**; referendum campaign for the ratification of the Constitution cast further doubt on the constitution-making process



•there has **never been a referendum initiated by citizens** (100.000 signatories required)

**NO EVENTS,  
NO DRAWINGS!**

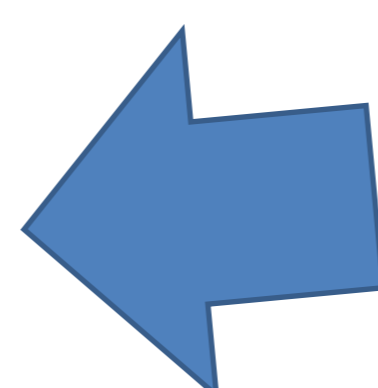


•several people's initiatives (30.000 signatories required) **never become the part of formal parliamentary agenda** (no obligation for MPs to discuss)

•2012/14 working group for reform of the political system – parliamentary groups + civil society + whoever wanted ... only opposition parties presented their ideas and ... **no formal outcome.**

•informal initiatives – gathering signatures as a mechanism of **public pressure**, not as formal process

•In 2018, the Serbian Government adopted the draft amendments to the Constitution concerning judiciary after almost a year-long intense public debate on various proposals advanced by civil society, constitutional experts; legal experts and civil society claim that the governmental draft **further violates judicial independence instead of enhancing it.**



**New attempts,  
Old results...**