

THE CROATIAN PARLIAMENT

2881

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

DECISION PROMULGATING THE ACT ON STRATEGIC INVESTMENT PROJECTS OF THE REPUBLIC OF CROATIA

I hereby promulgate the Act on Strategic Investment Projects of the Republic of Croatia, passed by the Croatian Parliament at its session on 25 October 2013.

Class:011-01/13-01/237
Reg.No:71-05-03/1-13-2

Zagreb, 30 October 2013

President of the
Republic of
Croatia

Ivo Josipović,
m.p.

ACT ON STRATEGIC INVESTMENT PROJECTS OF THE REPUBLIC OF CROATIA

I GENERAL PROVISIONS

Article 1

This Act shall regulate the criteria and application procedure of strategic investment projects (hereinafter referred to as: strategic projects), the process of assessment, selection, preparation and implementation of strategic projects, the disposal of real estate owned by the Republic of Croatia for the purpose of implementation of strategic projects, granting concessions related to the implementation of strategic projects and issuing administrative acts related to the implementation of strategic projects.

Article 2

(1) Strategic projects of the Republic of Croatia may be private investment projects, public investment projects or public-private investment projects in the field of the economy, energy, tourism, transport, infrastructure, electronic communication, postal services, environmental protection, public utilities, agriculture, forestry, water management, fishery, health care, culture, science, defence, judiciary, technology and education, which include the construction of buildings, and that under this Act shall be proclaimed by the Government of the Republic of Croatia.

(2) Private investment project is considered a project that is fully or partially funded through an investment of an individual trader and domestic and foreign legal entities.

(3) Public investment project is considered a project sponsored by the public company or other legal person owned by the Republic of Croatia or by a unit of local and regional self-government.

(4) Public-private investment project is considered the project complying with regulations governing public-private partnerships.

(5) As a strategic project may be applied and proclaimed the project that comply with physical planning documents.

Article 3

(1) Strategic projects are of interest to the Republic of Croatia.

(2) Construction of strategic projects is of interest to the Republic of Croatia.

Article 4

Croatian authorities shall, in the implementation of this Act, respect the principle of free movement of goods, the principle of freedom of establishment, the principle of freedom to provide services, the principle of free movement of capital, the principle of effectiveness, the principle of competition, the principle of equal treatment, the principle of non-discrimination, the principle of mutual recognition, the principle of proportionality and the principle of transparency.

II CRITERIA AND APPLICATION PROCEDURE FOR STRATEGIC PROJECTS

Criteria for Strategic Projects Selection

Article 5

(1) A strategic project will be considered the project the implementation of which creates conditions for the employment of more people, depending on the type and location of the projects that significantly contribute to the development or improvement of conditions and standards for the production of goods and provision of services that introduce and develop new technologies to increase competitiveness and efficiency in the economy or public sector and/or which rise the overall level of safety and quality of life of citizens and environmental protection, which have a positive effect on more economic activities and the implementation of which creates added value, and which largely contribute to competitiveness of the Croatian economy and meet the following criteria:

1. comply with physical planning documents and
2. the value of total capital investment cost is equal to or higher than HRK 150,000,000.00, or
3. has the possibility to be co-financed from the funds and programmes of the European Union, and total value of capital investment cost of the project is equal or higher than HRK 75,000,000.00 or
4. are realized in the assisted areas, or in the units of local (regional) self-government of the 1st group or in the units of local self-government of the 1st and 2nd groups, in accordance with the Act governing the regional development of the Republic of Croatia, and total value of capital investment cost in the assisted area is equal to or higher than HRK 20,000,000.00, or
5. are realized on the islands and total value of capital investment cost is equal to or higher than HRK 20,000,000.00.
6. for projects that fall within the area of agriculture and fisheries and total value of capital investment costs is equal to or higher than HRL 20,000,000.00.

(2) Besides meeting the criteria referred to in paragraph 1 of this Article a private project may be proclaimed strategic if it refers to:

1. Production and processing activities, or
2. Development and innovation activities, or
3. Business support activities, or
4. Activities of high added value services, or
5. Activities in energy sector, or
6. Infrastructure, or
7. Activities related to agriculture and fisheries.

(3) Activities referred to in paragraph 2 points 1 to 4 of this Article shall be defined by the regulations governing investment promotion.

(4) When selecting projects that are running for and designated as strategic, it must be determined that they are not inconsistent with the commitments under international treaties and that they are in line with strategic documents of the European Union and the Republic of Croatia.

(5) The form of the Control List of the applied strategic project's compliance with the criteria for selection referred to in paragraph 1 of this Article shall be specified in an Ordinance by the Minister responsible for the economy.

Project's Application Procedure

Article 6

(1) Projects shall be applied for by an interested Investor.

(2) The interested Investor may be the Republic of Croatia, a unit of local and regional self-government, a natural person, a sole trader and any other domestic or foreign legal person. If the interested Investor is the Republic of Croatia, the project shall be proposed by a central government body or state agency responsible for investment in whose jurisdiction the project falls.

(3) The interested Investor shall apply for the project for the purpose of its proclamation strategic project to central government body responsible for the economy.

(4) The Croatian Government may publicly invite the interested Investors to invest and implement an individual strategic project, when it evaluates it is of national interest to the Republic of Croatia, for the purpose of attracting investment and achieving decision that the investors realize their investments on the territory of the Republic of Croatia. Public invitation shall be announced through the central government body responsible for the economy.

Application Contents

Article 7

(1) In its application, the interested Investor shall outline a description of the project and a detailed explanation on meeting requirements referred to in Article 5 of this Act, and shall submit the documents and other information and proof about the project on the basis of which shall be evaluated the compliance with laid down conditions.

(2) The interested Investor shall submit together with its application the study containing:

1. Conceptual description, status and location of the project;
2. Strategic, business and financial plan and an investment plan for a specific investment project for a period of five years;
3. Proof of financial capacity/secured resources of project's financing;
4. A detailed profile of the company including subsidiaries and reference list;
5. Confirmation that the obligations to pay outstanding tax liabilities and liabilities for pension and health insurance have been fulfilled, unless the economic entity is approved, in accordance with special regulations, deferred payment of the said liabilities;
6. Document issued by a bank or other financial institution proving the solvency of the economic entity not older than 30 days.

In case the interested Investor has established a special purpose company operating on the territory of the Republic of Croatia less than six months, the founder of the company shall submit data on financial capacity certified by a competent authority in the country where the Investor is seated, and especially a revised financial report for the last two years of business operations, data on solvency verified by responsible banking/financial institutions and basic financial indicators of the last two years of business operations.

(3) Items 3 to 6 referred to in paragraph 2 of this Article shall not apply to public investment projects.

(4) An application for registration of the project as strategic shall be submitted to the central government body responsible for the economy.

(5) When the interested Investor is concerned, pursuant to Article 6 paragraph 4, together with the bid the Investor shall submit documents referred to in paragraph 2 points 2 to 6 of this Article and the statement on applicable regulation in the area of public procurement.

(6) The interested Investor may label specific data as a trade secret in terms of Data Protection Act.

(7) The administrative decisions made under this Act may not be appealed, but an administrative dispute may be instituted.

III PROCESSES OF ASSESSMENT, SELECTION, PREPARATION AND IMPLEMENTATION OF STRATEGIC PROJECTS

Commission

Article 8

(1) The Government of the Republic of Croatia shall establish by its decision a Commission for Assessment and Determining Proposals for Strategic Projects (hereinafter referred to as: the Commission).

(2) The Commission shall have a Chairman, a Vice Chairman, four permanent members and three variable members.

3) The Chairman, the Deputy Chairman and members of the Commission shall be appointed by the Government of the Republic of Croatia; the Chairman of the Commission, by its position, shall be the Deputy Prime Minister of the Government of the Republic of Croatia in charge of the economy and investment, and Deputy Chairman the Head of the central government body responsible for the economy.

(4) In case when the Deputy Prime Minister of the Government of the Republic of Croatia responsible for the economy and investment is at the same time the Head of the central government body responsible for the economy, the Deputy Chairman of the Commission shall be the Deputy Head of the central government body responsible for the economy.

(5) Four permanent members of the Commission shall be the Head of the central government body responsible for construction and physical planning, the Head of the central government body responsible for judiciary, the Head of the central government body responsible for nature and environmental protection and the Head of the central government body responsible for state property management.

(6) One variable member of the Commission shall be the Head of the relevant government body depending on the area in whose jurisdiction a particular strategic project falls.

(7) Two variable members of the Commission shall be the representatives of the unit of local and regional self-government on whose territory the project is realized. One variable member of the Commission shall be appointed from among mayor or municipal mayors, and the other from among county perfects on whose territory the project is realized.

(8) The tasks of the Commission shall be:

1. Assessment of strategic project proposal and proposing a Decision about its inclusion on the List of Strategic Projects;
2. Decision on establishing the Operational Group for the Preparation and Implementation of each Individual Project referred to in Article 11 of this Act and the appointment of the Operation Group Head;
3. Giving an opinion to the central government body responsible for the economy about the proposal of the decision on designating particular project a strategic project and proposing to the Government of the Republic of Croatia the adoption of the decision on proclamation of the strategic project.
4. Monitoring the implementation of strategic projects;
5. Giving an opinion to the central government body responsible for the economy about the draft decision on the annulment of the decision on proclaiming a strategic project.
6. Proposing decision on deletion of the project from the List of Strategic Projects.

(9) The Commission shall report the Government of the Republic of Croatia once in three month on strategic projects' implementation.

(10) Technical and administrative tasks for the Commission referred to in paragraph 1 of this Article shall be performed by the central government body responsible for the economy.

(11) The mode of operation and other issues of importance for performing tasks from the scope of the Commission referred to in paragraph 1 of this Article shall be governed by the Commission's Rules of Procedure issued by the Commission with the consent of the Head of the central government body responsible for the economy.

List of Strategic Projects

Article 9

(1) The central government body responsible for the economy shall perform administrative check of the received project applications in accordance with Article 7 of this Act and shall submit proper and complete application for consideration to the Commission referred to in Article 8 of this Act.

(2) The central government body responsible for the economy after the receipt of incomplete documentation will invite the interested Investor to supplement the same within eight days. If the interested Investor fails to provide proper and complete documentation by the specified deadline, his application will be rejected by a decision.

(3) The central government body responsible for the economy shall keep and update the List of Strategic Projects.

(4) The central government body responsible for the economy at the proposal of the Commission, upon the enforceability of the decision on cancellation shall make a decision on removal of the project from the List of Strategic Projects in the following cases:

1. Project no longer meets the criteria referred to in Article 5 of this Act;
2. If during the preparation of the project shall be determined that in accordance with all legal requirements it is not possible to execute the project's implementation;
3. If the interested Investor withdraws;
4. If expires a 6-month period from the adoption of the Commission's Decision on the inclusion of the project on the List of Strategic Projects, and the preparation procedure is still pending as a fault of the interested Investor;
5. If the Agreement referred to in Article 12 of this Act shall not be concluded;
6. If the Government of the Republic of Croatia shall adopt a decision on annulment of the decision on proclaiming a strategic project of the Republic of Croatia.

(5) If due to its complexity the process of the project's preparation shall not be completed within 6 months, and this is not a fault of the interested Investor, the Commission may decide to appropriately extend the period referred to in paragraph 4 point 4 of this Article.

The Operational Group for the Preparation and Implementation of Strategic Projects

Article 10

(1) The Operational Group for the preparation and implementation of strategic projects (hereinafter referred to as: the Operational Group) shall be in charge of establishing all necessary prescribed procedures and data on all the responsible authorities that participate in the preparation and implementation of the project, coordination and dynamics of preparation and drafting all necessary acts and documents for implementation of the project.

(2) Tasks of the Operational Group shall be:

1. Establishment of prescribed procedures necessary for the preparation and implementation of each individual project and informing the interested Investor thereof;
2. Development of a comprehensive review of administrative and other procedures and actions necessary to undertake in order to implement the project and making of a list of documents necessary for its implementation;
3. Interdepartmental harmonization and coordination of activities in the preparation and drafting documents for the implementation of the project and deadlines for their execution;
4. Determining the elements of the proposal of the Decision Designating Strategic Projects by the Government of the Republic of Croatia that shall be submitted to the Commission referred to in Article 8 of this Act.

(3) Following the enforceability of the Decision on the inclusion of the project on the List of Strategic Projects, and the appointment of the Head of the Operational Group, the Head shall determine relevant central government bodies for preparation and implementation of projects, the list of administrative and other proceedings and operations necessary to undertake in accordance with the law, coordinates the work of the Operational Group members after their appointment and follows-up procedures of the overall preparation and implementation of procedures and dynamics of accomplishment of tasks of all the participants in the project's implementation.

(4) The list referred to in paragraph 3 of this Article shall be delivered to the interested Investor to his knowledge and for his further actions.

(5) The Head of the government body responsible for the economy shall request from the state government departments and other public bodies for which it was established that the preparation and implementation of projects is partly or wholly within their jurisdiction, the appointment of persons in the Operational Group, at the proposal of the Operational Group Head.

(6) The Operational Group referred to in paragraph 1 of this Article shall consist of representatives of:

1. The central government body and other state administration bodies for which it has been found that the preparation and implementation of the project partially or completely falls within their jurisdiction;

2. The state agency responsible for investment;

3. representatives of the executive body of a unit of local and regional self-government on whose territory the project will be realized,

4. representatives of the state agency responsible for competition,

5. representatives of the central state administration body competent for environmental and nature protection, and

6. other experts as needed, that may contribute to the quality of preparation and implementation of the project.

(7) The Head of the Operational Group for private and public projects shall be proposed and selected from among the representatives of the state agency responsible for investment or from among the representatives of the responsible state administration body.

(8) Members of the Operational Group from among the representatives of the responsible central state administration body shall be directly responsible to the head of their respective central state administration body, who shall be responsible for the effective implementation of emergency procedures relating to the preparation and implementation of each strategic project, in the part that falls within the scope of the department's activities.

(9) Members of the Operational Group of the unit of local and regional self-government shall be responsible for the preparation and implementation of procedures and documents required for the preparation and implementation of strategic projects within their scope of work.

(10) Members of the Operational Group – representatives of the unit of local and regional self-government shall be accountable to their head or the mayor or to a county perfect, which are responsible for implementation and urgency of the procedure in their scope.

(11) The implementation of public-private partnerships, the Operational Group referred to in paragraph 1 of this Article shall cooperate with the state agency competent for public-private partnerships, according to the regulations governing public-private partnership.

(12) Provisions of specific regulations governing conflict of interest issues will be applied accordingly to the all members of the Operational Group.

Decision of the Government of the Republic of Croatia on Designation of Strategic Projects

Article 11

(1) The Government of the Republic of Croatia at the proposal of the Commission shall render a Decision Designating Strategic Projects of the Republic of Croatia that will be published in the Official Gazette.

(2) The Decision referred to in paragraph 1 of this Article shall contain:

1. Name of a project;
2. Value of total project cost evaluated through physical assets and intangible property;
3. Name of an interested investor;
4. Type of a project (private, public, public-private);
5. Location of a project (unit of local and regional self-government);
6. A description of the project (objectives, effects, impact on development of the economy)
7. Justification for proclaiming the project as of strategic importance for the Republic of Croatia with an impact assessment and whether the proposed project meets the requirements of this Act.

(3) If during the implementation of the strategic project the Commission acquires new information about the strategic investment project, and finds that the submitted information about the project on the basis of which the Decision on Strategic Projects has been made is untrue, the Decision on Strategic Projects shall be declared void.

(4) The Government of the Republic of Croatia at the proposal of the central state administration body competent for the economy shall render a Decision on cancellation of the Decision on Strategic Project of the Republic of Croatia which shall be published in the Official Gazette.

Agreement on the Preparation and Implementation of the Project with a Private Investor

Article 12

(1) Agreement on the Preparation and Implementation of the Project with an interested Investor (hereinafter referred to as: the Agreement) shall be concluded by the head of the central state administration body competent for the economy within 30 days after the publication of the Decision Designating Strategic Projects of the Government of the Republic of Croatia in the Official Gazette.

(2) Important components of the Agreement shall result from the Decision Designating Strategic Projects of the Government of the Republic of Croatia and the proposals of the Operational Group for preparation and implementation of strategic projects referred to in Article 10 of this Act, and shall include commitments assumed by the Republic of Croatia and private investor with a view to preparing and implementing the investment project in question.

(3) The Agreement shall also regulate the technical preparation and implementation of the project, investment period, dynamics of the realization of individual commitments, the beginning and end of the each stage of specific assumed obligations of the project, the investor's guarantees, as well as clearly defined mechanisms to protect the interests of the Republic of Croatia in case of exceeding the deadlines, abandonment of further realisation or change of some parts of the Decision Designating Strategic Projects of the Republic of Croatia at each stage of the individual commitments of the project.

Expeditious Proceedings

Article 13

(1) All the procedures related to the preparation and implementation of a strategic project and processing of orderly applications shall be considered as urgent.

(2) All the opinions and administrative acts except those which are issued in accordance with Article 25 paragraph 2 of this Act shall be issued by central state administration bodies, legal entities or administrative bodies competent for their issuance within 15 days upon receipt of the duly submitted request of the interested investor. Duly filed application shall be considered as an application that contains all the information and supporting documentation as stipulated by special regulations. The central state administration body, legal entity or administrative body of the unit of local and regional self-government that receives a request shall demand in writing, within 5 days upon receipt of the request, the supplement of the request and/or supporting documentation, in a way that it enlists and explains deficiencies in the application and /or supporting documentation. Submission of thus completed application and/ or supporting documentation in accordance with the written demand of the central state administration body, legal entity or administrative body shall be considered duly filed application.

(3) If a central state administration body, a legal person or an administrative body of the unit of local and regional self-government which is competent for issuing opinions or administrative acts believes that due to the complexity or other justifiable reasons, shall not be able to issue the requested opinion within a period of 15 days from the receipt of properly submitted application, it shall immediately notify in writing, within a period of 15 days, the Commission and the interested investor on the necessity for an additional period of 15 days.

(4) Appellate procedures conducted in accordance with the regulation governing public procurement and related to the implementation of strategic projects, shall be considered as urgent.

(5) Failure to act pursuant to paragraphs 2 and 3 of this Article shall be considered as severe breach of an official duty done by the official person in charge of the procedure.

(6) The procedures with regard to severe breach of the official duty referred to in paragraphs 2 and 3 of this Article shall be deemed urgent, and shall be initiated upon the request of the head of a responsible state administration body.

(7) A fine for misdemeanour in the amount of HRK 5 000.00 shall be administered to a central state administration body, a legal entity or a competent administrative body of the unit of local and regional self-government if they fail to act pursuant to paragraphs 2 and 3 of this Article, for each day of delay, and the fine shall be a revenue of the State Budget of the Republic of Croatia.

Article 14

In the event the implementation of strategic projects referred to in this Act implies the conclusion of public procurement contracts, public works concession contracts, contracts on concessions for public services or contracts on public private partnership in terms of regulations in the field of public procurement, public private-partnerships or concession, the provisions of Article 6 paragraph 4 of this Act shall not apply.

IV DISPOSITION OF THE REAL ESTATE OWNED BY THE REPUBLIC OF CROATIA

Article 15

(1) Disposition of the real estate owned by the Republic of Croatia regarding the implementation of strategic projects shall be regulated by laws governing the management of the state property, proprietary right, law of obligation, and other laws that govern management, utilisation and disposition of property owned by the Republic of Croatia, unless otherwise provided by this Act.

(2) Disposition of real property owned by the Republic of Croatia regarding the implementation of strategic projects shall be regulated by laws on state aids.

Article 16

(1) Real property owned by the Republic of Croatia, including forests, forest land, agriculture land and public roads and needed for the implementation of a strategic project shall be under disposition of the Government of the Republic of Croatia in accordance with the site permit or other relevant document.

(2) Real property owned by the Republic of Croatia necessary for the implementation of a strategic project the Government of the Republic of Croatia shall dispose without soliciting for tenders or invitation to public bidding at the market value in accordance with the assessment of an authorized court expert.

(3) The Government of the Republic of Croatia with the preliminary opinion of the responsible central state administration body may extract forest or forest land, owned by the Republic of Croatia, necessary for the implementation of a strategic project from the forest management plan and transfer the right of ownership to another legal entity or establish a right to build on forest and forest land for their use in other purposes based on a site permit or other relevant document about which the Government of the Republic of Croatia shall render a decision.

(4) A proposal on revocation of status of public goods in general use to a public road or its part shall be submitted by the responsible central state administration body, and a decision on revocation of status of public goods in general use to a public road or its part shall be rendered by the Government of the Republic of Croatia or by the body empowered by the Government.

(5) If there is a need for a public road to be still in its function and use, but due to the implementation of a strategic project, there is a need to establish property rights on a public road for the purpose that the establishment of such rights is permitted by Article 3 paragraph 3 of the Roads Act, the approval for the establishment of property rights shall be given by the Government of the Republic of Croatia with the preliminary opinion of the responsible central state administration body. The Croatian Government in the name and on behalf of the legal entity responsible for the management of the public road shall enter into a contract on the establishment of property rights.

(6) The Decision on revocation of status of public goods in general use shall also contain a provision on removal of the status in the land registry.

Article 17

The State Attorney's Office of the Republic of Croatia prior to conclusion of the Agreement on Property Rights Transfer, Establishment of Right to Build and of Easement referred to in Article 16 paragraphs 2 to 6 of this Act shall form an opinion on its legal validity.

Article 18

The Government of the Republic of Croatia with a preliminary opinion of the responsible central state administration body in charge of justice shall establish the necessity of an urgent procedure in certain administrative or judicial procedures required for the implementation of a strategic project.

Article 19

(1) Technical and administrative activities with regard to making a decision on extraction of forests or forest lands from the forest management plan, and a decision revoking the status of public goods in general use to a public road referred to in Article 16 of this Act shall be conducted by responsible central state administration bodies.

(2) Technical and administrative activities related to the disposition of real property after the adoption of the decision referred to in Article 16 of this Act shall be performed by the body competent for the state property management.

V GRANTING CONCESSIONS WITH REGARD TO IMPLEMENTATION OF STRATEGIC PROJECTS

Article 20

(1) All the regulations governing the concessions granting and other regulations governing these issues shall apply to the concessions granting with regard to the implementation of strategic projects, unless otherwise provided by this Act.

(2) Regulations on state aid shall apply in the event of state aid elements in the concession contract.

Article 21

- (1) Concessions for the implementation of a strategic project shall be granted by the Government of the Republic of Croatia.
- (2) Concessions referred to in paragraph 1 of this Article shall be granted in accordance with a site permit or other relevant document, i.e. with an appropriate physical plan.
- (3) The Government of the Republic of Croatia shall conclude the concession contract with regard to concession referred to in paragraph 1 of this Article.
- (4) The maximum time to which the concession referred to in paragraph 1 of this Article may be granted is 99 years.
- (5) If for the needs of a single strategic project the interested investor needs more different types of concessions, the procedures for decision-making on granting the concessions will be aggregated and the Government of the Republic of Croatia will adopt one (joint) decision and conclude one concession contract.

Article 22

Technical and administrative activities related to the concessions granting shall be performed by the body competent for the state property management in cooperation with the responsible central state administration body in whose scope of the activities the project belongs to and with the responsible central state administration body that regulates granting individual concessions.

VI ISSUANCE OF ADMINISTRATIVE ACTS WITH REGARD TO THE IMPLEMENTATION OF STRATEGIC PROJECTS

Article 23

- (1) Determination of the border of the maritime domain and issuance of acts for implementation of physical planning documents, construction and use of buildings with regard to the implementation of strategic projects shall be regulated by laws governing the maritime domain border determination, administrative areas of physical planning and building construction, as well as environmental and nature protection, and other regulations governing the aforementioned issues.
- (2) Procedures of the maritime domain border determination and issuing the documents referred to in paragraph 1 of this Article shall be deemed urgent pursuant to Article 13 of this Act.

Article 24

- (1) The border of the maritime domain, when this shall be needed for the implementation of a strategic project, shall be determined by the central state administration body competent for maritime affairs upon request of the interested investor.
- (2) Expenses of the maritime domain border determination for the cases referred to in paragraph 1 of this Article shall be borne by the interested investor upon whose request the procedure was initiated.

Article 25

(1) The central state administration body competent for environmental and nature protection shall determine the necessity, if one shall exist, of implementation of one of the procedures stipulated by special regulations governing the environmental and nature protection within 15 days from the receipt of the application submitted by the Head of the Operational Group.

(2) In the event of the obligation to conduct the procedure of the environmental impact assessment, application for the environmental certificate, application to the consent to the report on rehabilitation programme safety, and/or ecological network acceptability assessment, the procedure shall be conducted in accordance with special regulations governing the environmental and nature protection.

(3) If a competent body referred to in paragraph 1 of this Article considers that due to the complexity or other justifiable reasons is not able to determine the necessity within 15 days, it shall immediately notify in writing, within 15 days, the Commission and the interested investor of the necessity for the additional 15 days.

Article 26

(1) For the implementation of operations on the site and for the construction of the buildings necessary for the implementation of a strategic project for which, in accordance with regulations governing physical planning and construction, a site permit or a document approving construction shall be issued, i.e. a site permit and a construction permit, and for the use of these buildings an approval for use shall be issued.

(2) Permits referred to in paragraph 1 of this Article shall be issued by the central state administration body competent for construction and physical planning.

Article 27

Provisions of regulations in the administrative scope of activity referring to physical planning with regard to the obligation of drafting and adopting the implementation physical plans (urban development plan and detailed arrangement plan) shall not apply to the issuance of permits referred to in Article 26 paragraph 1 of this Act.

Article 28

A decision on change of the intended use of a building, a decision on determination of the building plot and approval of a document on the construction site parcelling which is needed for the implementation of a strategic project shall be issued by the central state administration body competent for construction and physical planning.

VII TRANSITIONAL AND FINAL PROVISIONS

Article 29

(1) The Government of the Republic of Croatia shall establish the Commission referred to in Article 8 of this Act within 30 days from the day of entry into force of this Act.

(2) The Commission will, with consent of the head of the central state administration body competent for the economy, issue the Rules of the Procedure of the Commission within 30 days from the day of entry into force of this Act.

(3) The head of the central state administration body competent for the economy will, within 15 days from the day of entry into force of this Act issue an ordinance to regulate the content of the form of the Control List on the alignment of the notified strategic project with the selection criteria referred to in Article 5 of this Act.

Article 30

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

Class: 022-03/13-01/156

Zagreb, 25 October 2013

THE CROATIAN PARLIAMENT

The President of
the Croatian
Parliament

Josip Leko, m. p.

PROVISIONAL TRANSLATION