

THE CONSTITUTIONAL COURT CONSIDERATIONS OF VOJVODINA'S TERRITORIAL AUTONOMY

Associate Professor Darko Simovic, LL.D.
Academy of Criminalistic and Police Studies, Belgrade

Summary: While ruling on the constitutionality of the Law on establishing the competences of the Autonomous Province of Vojvodina, the Constitutional Court of the Republic of Serbia has found 22 provisions in this law unconstitutional. That offered an opportunity of which the Constitutional Court has tried to take advantage in further considerations of the constitutional framework for territorial autonomy. However, the Court has failed since it has made some inadmissible and discreditable errors. There was no detailed constitutional analysis of the established territorial autonomy concept. Therefore, many questions remained open. One of these open questions is the legal nature of the statute of autonomous province, on which the Constitutional Court will decide when the constitutionality of the supreme legal act of Vojvodina will be brought to the attention of the Court. If the Constitutional Court had been in a good way while ruling on the constitutionality of the above-mentioned Law, it would not have had so many hesitations while ruling on the constitutionality of the Vojvodina Statute.

Keywords: the Constitution of 2006, the Statute, control of constitutionality, territorial autonomy, the Constitutional Court, the Autonomous Province of Vojvodina.