

CHAPTER I

AUTHORIZING PROVISIONS – TRANSITIONAL AND REPEALED PROVISIONS

Article 62

Authorizing provisions

1. (a) By joint decision of the Minister of Education, Religious Affairs, and Sports, the Minister of Economy and Finance, the Minister of the Interior, the Minister of Health, the Minister of Citizen Protection, the Minister of Environment and Energy, the Minister of Culture, and the Minister for Climate Crisis and Civil Protection, the specific terms and conditions, the form, content, procedure, and supporting documents required for the issuance of the permits referred to in paragraph 1 of Article 26 shall be determined, as well as the period of validity of the permit in cases of construction, relocation, addition (vertical or horizontal), and any kind of building works. The same decision shall also determine the necessary information and supporting documents for the religious minister who is responsible for the place of worship and for any substitute(s), as well as the grounds for disqualification from registration in the registry referred to in Article 14 of Law 4301/2014 (GG, Vol. A', Iss. 223), the maximum number of persons who may gather in the place of worship in accordance with the applicable urban-planning and public-health provisions, the supporting documents required for the issuance of the permits referred to in paragraph 1 of Article 26, and the capacity of the applicants, which may differ where the applicant is a public-law legal entity under Article 1 of Law 2456/1920 (GG, Vol. A', Iss. 193) and Article 1 of Legislative Decree 301/1969 (GG, Vol. A', Iss. 195), or a private-law legal entity under Articles 6 and 10 of Law 3647/2008 (GG, Vol. A', Iss. 37), or a private-law legal entity under Article 117 of Law 4821/2021 (GG, Vol. A', Iss. 134), or an ecclesiastical or religious legal entity under Law 4301/2014, as well as any other specific matter necessary for the implementation of paragraph 1 of Article 26.

(b) By the same decision, the terms, conditions, procedure, and supporting documents for the issuance of: (a) a decision on the change of name of a place of worship referred to in paragraph 2 of Article 25, (b) a declaratory act referred to in paragraph 2 of Article 26, (c) a decision on revocation referred to in paragraph 8 of Article 26, and (d) a decision on replacement or cessation referred to in paragraph 1 of Article 27, or on suspension or deletion referred to in paragraph 2 of Article 27, shall be determined.

2. By joint decision of the Minister of Education, Religious Affairs, and Sports, the Minister of Economy and Finance, the Minister of the Interior, and the Minister of Citizen Protection, the sealing procedure, the administrative authorities, the inspection bodies, the administrative fines, the procedure for their collection, and the persons liable for their payment shall be determined in relation to: (a) the construction, establishment and operation, and relocation of places of worship, the addition (vertical or horizontal) and any kind of building works to an existing place of worship, and the demolition of places of worship without the permit of the Minister of Education, Religious Affairs, and Sports referred to in paragraph 1 of Article 26; and (b) the violation of the terms and conditions for the operation of lawfully licensed places of worship, as provided for in Articles 25, 26, 27, 28, 29, and 30 of the present Law.

3. By decision of the Minister of Education, Religious Affairs, and Sports, the deadline referred to in paragraph 2 of Article 50 may be extended for one (1) year, up to three (3) times, for one (1) year each time.

4. By joint decision of the Minister of Education, Religious Affairs, and Sports and the Minister of Economy and Finance, to be issued within a period of six (6) months from the entry into force of the present Law, the manner of operation of the Management Committee of the Waqfs of the Bektashi Alevi Muslims of Thrace (M.C.W.-B.A.M.T.) and the powers of the Board of Directors, and in particular of the President and the Treasurer, shall be determined, as well as the specific duties that may be assigned from time to time to its members, any remuneration payable to them, which shall be borne by the M.C.W.-B.A.M.T. referred to in Article 52, the place and time of meetings of the Board of Directors, the invitation of third parties to provide any necessary information or to facilitate the operation of the Board of Directors, the terms of operation and decision-making, the rules on financial management, on supervision, on regular and extraordinary accountability and the competent bodies thereof, the rules on the publicity of the acts of the Board of Directors, as well as any other necessary detail for the orderly operation of the M.C.W.-B.A.M.T. and the fulfillment of its purpose.

5. By decision of the Secretary of the Decentralized Administration of Macedonia and Thrace, the decisions of the Board of Directors referred to in paragraph 3 of Article 53 shall be approved.

6. By decision of the Board of Directors of the Management Committee of the Waqfs of the Bektashi Alevi Muslims of Thrace (M.C.W.-B.A.M.T.), the inventory report referred to in paragraph 1 of Article 56 shall be approved.

7. By joint decision of the Minister of Education, Religious Affairs, and Sports and the Minister of Economy and Finance, the terms of operation, the deliverables, and the remuneration of the members of the committee of experts referred to in paragraph 3 of Article 57 shall be determined.

8. By decision of the Minister of Education, Religious Affairs, and Sports, all necessary details shall be laid down for the determination, per school year or for shorter periods within it, of the schools hosting Islamic Religion Teachers and the classes in which they shall provide their services, the selection of the Islamic Religion Teachers who will teach in schools, and, in general, the manner of implementation of the teaching referred to in paragraph 2 of Article 58.

9. (a) By joint decision of the Minister of Education, Religious Affairs, and Sports and the Minister of the Interior, the exact number of Islamic Religion Teachers referred to in Article 58 to be recruited each time shall be announced, and their specific qualifications shall be determined by category of formal qualifications, as well as the selection criteria for each category, the grounds for disqualification and the incompatibilities, the duration of the contracts, the terms, the conditions, the supporting documents required for their signing, and the place of performance of the duties of each Islamic Religion Teacher, depending on local needs, which may include more than one cem, cemevi, or tekke, together with any other necessary detail concerning the recruitment procedure and the terms of the contract.

(b) By joint decision of the Minister of Education, Religious Affairs, and Sports and the Minister of Economy and Finance, the remuneration of the members and the secretary of the Committee referred to in paragraph 2 of Article 60 shall be determined, by way of derogation from paragraph 1 of Article 21 of Law 4354/2015 (GG, Vol. A', Iss. 176).

10. By joint decision of the Minister of Education, Religious Affairs, and Sports, the Minister of Economy and Finance, and the Minister of the Interior:

(a) the duration of the employment contracts of the Islamic Religion Teachers serving under fixed-term private law contracts referred to in paragraph 1 of Article 61 may be extended for a period not exceeding ten (10) months; and

(b) the level of remuneration of the Islamic Religion Teachers referred to in paragraph 1 of Article 61 shall be determined.

Article 63

Transitional provisions

1. For applications for the granting of permits referred to in paragraphs 1 and 2 of Article 26 that are submitted up to the entry into force of the present Law, the provisions in force up to the entry into force thereof shall apply.

2. Until the issuance of the joint ministerial decision referred to in paragraph 4 of Article 62, the Board of Directors referred to in Article 52 shall convene and operate by analogous application of the provisions of the Code of Administrative Procedure (Law 2690/1999, GG, Vol. A', Iss. 45), subject to the provisions of the present Law.

Article 64

Repealed provisions

As of the entry into force of the present Law, the following provisions are repealed:

(a) Article 1 of Emergency Law 1363/1938 “On safeguarding the provisions of Articles 1 and 2 of the Constitution in force” (GG, Vol. A', Iss. 305),

(b) the Royal Decree of 20 May / 2 June 1939 (GG, Vol. A', Iss. 220) “On the implementation of the provisions of Emergency Law 1673/1939 amending Emergency Law 1363/1938 on safeguarding Articles 1 and 2 of the Constitution in force”, and

(c) Article 27 of Law 3467/2006 (GG, Vol. A', Iss. 128), concerning the absence of an obligation to obtain a permit from an ecclesiastical authority for the establishment, construction, and operation of a place of worship.