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LAW

ON PERSONAL IDENTITY CARDS (ZOIZK)

1. GENERAL PROVISIONS

Article 1

A personal identity card is the public document with which citizens of the Republic of Slovenia ("citizens") demonstrate their identity and citizenship.

Citizens may use their identity card to cross the State border in the cases and under the conditions laid down in a bilateral agreement.

Article 2

Every citizen with permanent residence in the Republic of Slovenia shall have the right to a personal identity card.

Every citizen with permanent residence in the Republic of Slovenia who has reached the age of 18 and does not have a valid public document bearing a photograph issued by a State authority must have a personal identity card.

Under the condition laid down in the preceding paragraph a citizen with temporary residence whose application for permanent residence in the Republic of Slovenia has not yet been decided shall also have the right to a personal identity card.

A citizen may have only one personal identity card.

Article 3

Citizens shall present their personal identity card or the public document referred to in the second paragraph of the preceding article for inspection to an official person so authorized by law upon request.

Citizens may not give or lend their personal identity card to another person or use another person's personal identity card as their own.

A personal identity card may not be pawned nor may another person's personal identity card be taken for the purpose of securing some kind of benefit or entitlement.

11. JURISDICTION AND METHOD OF ISSUE

Article 4

A personal identity card shall be issued by the competent administrative unit in the area in which the citizen has permanent residence ("the competent body").

In the case referred to in the third paragraph of Article 2 of this law the personal identity card shall be issued by the administrative unit in the area in which the citizen has temporary residence.

Article 5

A personal identity card shall be issued on the form prescribed by the minister with responsibility for administration. The personal identity card forms and the application forms

for a personal identity card shall be made by a company or Organization so authorized by the minister with responsibility for administration.

Article 6

The forms for personal identity cards shall be printed in Slovene and English, and also in Italian or Hungarian in the areas determined by statute in which people of Italian or Hungarian ethnicity respectively live together indigenously with people of Slovene ethnicity.

111. VALIDITY OF PERSONAL IDENTITY CARDS

Article 7

A personal identity card shall be issued with a validity of ten years.

Without prejudice to the provision laid down in the preceding paragraph a personal identity card with a validity of five years shall be issued to a citizen who has not reached the age of 18.

A personal identity card with a validity of one year shall be issued to a citizen who has lost, mislaid or alienated two or more personal identity cards.

In the case referred to in the third paragraph of Article) of this law a personal identity card with a validity: of one year shall be issued.

Article 8

Upon a request from the court or the body competent under the law regulating the travel documents of citizens of the Republic of Slovenia to demand the refusal to issue travel documents for the reasons given in that law, the competent body shall prohibit the use of a personal identity card for crossing the State border.

The competent body shall issue a decision on any such prohibition and inform the body referred to in the preceding paragraph. Such prohibition shall be indicated on the personal identity card in the manner prescribed by the minister with responsibility for administration.

An appeal against a decision under the preceding paragraph shall not delay its execution.

Article 9

The competent court or the body referred to in the first paragraph of the preceding article shall immediately inform the competent body of the cessation of the reasons for the prohibition against the use of a personal identity card to cross the State border.

If the competent court or the body does not renew the request within one year of the date on which a request under the first paragraph of the preceding article was submitted, it shall be considered that the reasons for the prohibition against the use of a personal identity card to cross the State border have ceased.

Where the conditions set in the preceding paragraph are met, the competent body shall delete the prohibition against any use of a personal identity card to cross the State border from a personal identity card at the request of the citizen.

Article 10

Citizens shall present their personal identity card to the competent body within 30 days if:

1. they change their surname or first name;
2. they change their permanent residence;
3. their photograph no longer presents a true likeness of them;
4. it is damaged or worn out or if it is no longer usable for some other reason.

In the cases, under the preceding paragraph a citizen may submit an application for a new personal identity card to be issued in the manner laid down in Article 13 of this law.

Article 11

Without prejudice to the provisions laid down in Article 7 of this law, the validity of a personal identity card shall cease:

1. upon the termination of citizenship of the Republic of Slovenia;
2. when citizens renounce their permanent residence because they are moving away from the Republic of Slovenia.

The holder of a personal identity card as referred to in points 1 and 2 of the preceding paragraph must hand the card over to the competent body within eight days of the occurrence of a reason under points 1 or 2 of the preceding paragraph.

IV. THE ISSUING OF A PERSONAL IDENTITY CARD

Article 12

An application for a personal identity card shall be submitted by a citizen to the competent body in person.

For a citizen younger than 18 years of age or a citizen without capacity the application shall be submitted by that person's legal representative.

The competent body shall issue confirmation of receipt of an application to the applicant.

Article 13

An application for a personal identity card shall be submitted on the prescribed form.

The form referred to in the preceding paragraph shall contain the following details:

1. surname and first name;
 2. personal identification number, or date of birth and sex if a personal identification number has not been allocated;
 3. address of permanent residence or temporary residence (in the case referred to in the third paragraph of Article 2 of this law);
 4. nationality;
 5. date and place of the submission of the application;
 6. surname, first name and address of permanent residence of the legal representative.
- A photograph of the prescribed dimensions must be submitted with the application for a personal identity card.

Details given in an application for a personal identity card must be truthful.

Article 14

Citizens must report the mislaying, loss or theft ("loss") of a personal identity card within eight days to the competent body on a form which contains the details referred to in points 1, 2, 3 and 6 of the second paragraph of the preceding article, the details referred to in the fourth indent of the second paragraph of Article 15 of this law and a statement as to the circumstances in which the personal identity card was lost. Citizens must report the loss of a personal identity card abroad to the competent body within eight days of their return to the Republic of Slovenia in the manner set out in the preceding paragraph.

The provisions of Article 12 of this law shall apply accordingly to the reporting of the loss of a personal identity card.

In the cases referred to in the first and second paragraphs of this article the competent body shall issue a certificate on the basis of which the citizen shall revoke the personal identity card in the Official Gazette of the Republic of Slovenia.

Upon an application from the citizen the competent body shall issue a new personal identity card after the publication of a revocation in the Official Gazette of the Republic of Slovenia.

V. RECORDS

Article 15

The competent body shall keep and maintain records on personal identity cards issued.

The records referred to in the preceding paragraph shall contain:

- the details referred to in the second and third paragraphs of Article 13 of this law,
- the date of issue of the personal identity card,
- the validity of the personal identity card,
- the serial and registration numbers of the personal identity card,
- details of lost, mislaid and stolen personal identity cards,
- the details referred to in the first paragraph of Article 8 of this law.

Personal details shall be kept and stored in the records for five years after the issuing of a new personal identity card, and for no more than twenty years from the date of issue or five years after the cessation of validity of a personal identity card as referred to in Article 11 of this law, except for the details referred to in Article 8 of this law, which the competent body shall destroy one year after the reason for their being kept has ceased to apply.

Article 16

Employees of the competent body may only use the details from the records on personal identity cards issued for the purpose of carrying out tasks within their field of work, and these details may also be used by authorized officials from the ministry with responsibility for internal affairs in circumstances involving the implementation of statutory tasks, and in the cases referred to in Article 8 of this law also by the competent courts and the ministry with responsibility for defense.

The personal details referred to in Article 13 of this law may only be used by an authorized company or Organization referred to in Article 5 of this law for the requirements of entering details on a personal identity card form and must be destroyed within thirty days of their use.

VI.
Article 17

SUPERVISION

Supervision of the implementation of this law shall be carried out by the ministry with responsibility for administration.

VII. PENALTY PROVISIONS

Article 18

A fine ranging from 10,000 tolar to 100,000 tolar shall be imposed for a misdemeanor on a citizen:

1. who does not have a personal identity card or a valid public document bearing a photograph issued by a State authority (second paragraph of Article 2);
2. who refuses to present a personal identity card or a public document for inspection to an official person so authorized upon request (first paragraph of Article 3);
- 3.

who gives or lends their personal identity card to another person or uses someone else's personal identity card as their own (second paragraph of Article 3);

4.

who provides untruthful details in an application for a personal identity card (fourth paragraph of Article 13).

Article 19

A fine ranging from 5,000 tolar to 50,000 tolar shall be imposed for a misdemeanor:

1. on a citizen who has more than one personal identity card (fourth paragraph of Article 2);
- 2.

on a person who pawns a personal identity card or takes someone else's personal identity card for the purpose of securing some kind of benefit or entitlement (third paragraph of Article 3);

3. on a citizen who fails to present a personal identity card to the competent body within the fixed time limit (first paragraph of Article 10);
4. on anyone who fails to hand over a personal identity card to the competent body within a fixed time limit after the occurrence of reasons for the termination of its validity (second paragraph of Article I 1);
- 5.

on a citizen who, within the fixed time limit and in the prescribed manner, fails to inform the competent body of the loss of a personal identity card (first, second and third paragraphs of Article 14).

A fine ranging from 20,000 tolar to 200,000 tolar shall be imposed for a misdemeanor

on a legal person, a sole trader or a natural person independently performing an activity or a profession who takes someone else's personal identity card for the purpose of securing some kind of benefit or entitlement (third paragraph of Article 3).

A fine ranging from 5,000 tolar to 50,000 tolar shall additionally be imposed for a misdemeanor under the preceding paragraph on the responsible person of the legal person.

VIII TRANSITIONAL AND FINAL PROVISIONS.

Article 20

Within two months of this law coming into force the minister with responsibility for administration shall:

1. prescribe the forms referred to in Articles 5, 13 and 14 of this law and the manner of indicating the prohibition referred to in the second paragraph of Article 8 of this law;
2. prescribe the manner in which the records referred to in Article 15 of this law shall be kept;
3. prescribe the procedure and the manner of producing, issuing and revoking personal identity cards and the dissemination, storage, use, return and destruction of the details referred to in Article 13 of this law which are used by an authorized company or Organization referred to in Article 5 of this law;
4. determine the price of a personal identity card which a citizen shall pay to the competent body.

Article 21

A personal identity card issued after the Amended Regulations on the Implementation of the Law on Personal Identity Cards (Official Gazette of the Republic of Slovenia, No. '3/91) came into force may be used until it expires, but for no more than three years after this law comes into force.

A personal identity card issued before the regulations referred to in the preceding paragraph came into force may be used for three months from the day on which this law begins to be applied.

Article 22

On the day on which this law begins to be applied, the Law on Basic Data for a Personal Identity Card (Official Gazette of the Socialist Federal Republic of Yugoslavia, No. 6/73) shall cease to apply in the Republic of Slovenia.

On the day on which this law begins to be applied, the Law on Personal Identity Cards (Official Gazette of the Socialist Republic of Slovenia, Nos. 16/74, 29/79 and 42/86) and the Regulations on the Implementation of the Law on Personal Identity Cards (Official Gazette of the Socialist Republic of Slovenia, Nos. 16/81 and 2/89, and Official Gazette of the Republic of Slovenia, No. 3'/91) shall cease to apply.

Article 23

This law shall come into force on the fifteenth day after its publication in the Official Gazette of the Republic of Slovenia, and shall begin to be applied six months after it comes into force.

No. 213-06/93-1/10
Ljubljana, 20 November 1997

President of the

National Assembly of the Republic of Slovenia
Janez Podobnik MD