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ANALYSIS OF THE AMENDED LAW ON WORKERS' CLAIMS INSURANCE FROM 2023: TO WHAT EXTENT TO HARMONIZE THE PROTECTION OF WORKERS' RIGHTS IN CASE OF BANKRUPTCY OF THE EMPLOYER IN BOSNIA AND HERZEGOVINA WITH THE LEGAL ORDER OF THE REPUBLIC OF CROATIA?

Summary: If there is a question about which there will always be something to discuss and which will even be imposed as a source of often major, institutional, economic, and even political and legal dilemmas, then it is certainly the question of the position and protection of workers in bankruptcy proceedings. In this context, the aim of the paper is twofold. The first is to analyse the 2023 Amendment to the Law on the Insurance of Workers' Claims and the legal protection of workers, which is implemented as administrative and judicial protection, in such a way as to critically consider the relevant issues of legal protection of workers in procedures for securing workers' claims in the event of bankruptcy and employer blockade. In doing so, valid norms are analysed, bearing in mind the possible consequences of incomplete and inadequate regulation on the rights and interests of workers in the aforementioned procedures. The second goal, with regard to the current state of relations between BiH and the EU, is to analyse the legal regulations for the protection of workers in case of bankruptcy of the employer in BiH, which is undergoing a phase of examination of compliance with the legal order of the EU. In conclusion, without losing sight of some limiting factors, primarily those regarding the state structure of BiH, the direction of possible legislative intervention is proposed, which, considering the relevant European and comparative legislation, could improve the normative regulation of legal protection of workers in Bosnia and Herzegovina bankruptcy proceedings.

Key words: Croatian law, Bosnian Herzegovinian law, European regulation, transplant model.