



GOVERNMENT OF MONTENEGRO

# ACTION PLAN

FOR CHAPTER 24 JUSTICE, FREEDOM AND SECURITY

REPORT NUMBER 1



December 2013

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## 24: Justice, freedom and security

## 1. MIGRATIONS

## 1.1. REGULAR MIGRATIONS

## Recommendation 1 from the Screening Report – area "Migrations"

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.1.1.	<p>Establishment of the inter-ministerial working group in charge of making an overall analysis of the legal migration system, drafting amendments to relevant legislation, and monitoring the overall process of harmonisation and implementation of regulations and standards in the field of legal migration;</p> <p>-Preparation of the project proposal for engagement of expert support (TAIEX) with a view to preparing an all-encompassing legal migration system analysis in Montenegro;</p> <p>-Drafting the all-encompassing Legal Migration System Analysis in Montenegro-legislative and institutional framework, administrative capacities, and technical equipment, that should identify the problems and financial needs and recommendations for full legislative, institutional, administrative and technical harmonisation with the regulations and standards of the EU in this area, including a detailed impact assessment with respect to training needs, administrative capacities and budget required</p> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>November 2013 (for establishment of the inter-ministerial working group and preparation of the project proposal for engagement of the expert support);</p> <p>December 2014 (for preparation of the Analysis)</p>	<p><i>Inter-ministerial working group established, [R]</i></p> <p>Based on the Decision of Minister of Interior as of 29 November 2013, inter-ministerial working group was established.</p> <hr/> <p><i>Number of held meetings, [**]</i></p> <hr/> <p><i>Project proposal prepared and submitted to the European Commission, [R]</i></p> <p>Project proposal for engagement of expert support TAIEX in order to prepare all-encompassing Legal Migration System Analysis was prepared via the Directorate for International Cooperation of the Ministry of Interior Affairs; on 30 September 2013 the proposal was sent to the Ministry of Foreign Affairs and European Integration for further actions.</p> <hr/> <p><i>Project proposal approved and expert engaged to provide expert assistance in preparation of the Analysis, [DR]</i></p> <p>We were informed via letter dated 13 November 2013 that the project proposal for engagement of expert support (TAIEX) for preparation of the all-encompassing Legal Migration System</p>	<p><i>The involvement and engagement of all relevant institutions during the entire process of negotiations for Chapter 24, [R]</i></p> <p>ALL RELEVANT INSTITUTIONS IN MONTENEGRO HAVE THEIR REPRESENTATIVES IN THE WORKING GROUP.</p> <hr/> <p><i>Semi-annual reports on the work and activities of the inter-ministerial working group [**]</i></p> <hr/> <p><i>Expert assistance of the EC for the preparation of the all-encompassing Analysis ensured [R]</i></p> <p>The visit of the expert, who is engaged through TAIEX, will be most probably held during March or April.</p> <hr/> <p><i>Level of implementation of the defined guidelines for legislative, institutional and technical harmonisation of the national system with the regulations and standards of the European legislation [**]</i></p>

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				Analysis was approved.	
				<i>Legal Migration System Analysis drafted, [**]</i>	

Recommendation 2 from the Screening Report– area “Migrations”

### 1.2. IRREGULAR MIGRATIONS

Recommendation 1 from the Screening Report – area “Migrations”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.2.1.	Amend the Criminal Code in accordance with the EU <i>acquis</i> – the Criminal Code of Montenegro needs to be amended - in terms of introducing a new criminal offence which would include items a), b), c) and partly e) of Article 9 of the Directive 2009/52/EC of 18 June 2009.  Remark:	MINISTRY OF JUSTICE	Implemented  September; 2013	<i>Establishment of a working group for drafting Amendments, [R]</i> The working group established.  <i>Proposal for Amendments drafted, [R]</i>  <i>Amendments to the Code adopted in the Parliament of Montenegro [R]</i> The Law Amending the Criminal Code, which prescribes new criminal offence – unlawful employment referred to in Article 225 a, was adopted and published in the Official Gazette of Montenegro, no. 40/13 as of 13 August 2013.  The Law entered into force on 21 August 2013.	<i>Statistical overview of the number of criminal charges filed for the new criminal offence which would include items a), b), c) and partly e) of Article 9 of the Directive 2009/52/EC of 18 June 2009,[RK]</i> In the reporting period, no criminal charge was filed.  <i>Monthly, semi-annual and annual reports. [RK]</i>
1.2.4.	Adopt the secondary legislation which will regulate the work of the Reception Centre for Foreigners (house rules)	MINISTRY OF	Implemented	<i>Secondary legislation adopted [R]</i>	

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	<hr/> <p>Remark:</p>	<b>INTERIOR</b>	<hr/> <p>dec.13</p>	<p>The Rulebook on stay and house rules of foreigners was adopted on 30.10.2013, published in the Official Gazette of Montenegro no. 50/2013.</p> <p>The Rulebook entered into force on 07 November 2013.</p> <hr/>	
1.2.5.	<p>Formally put into operation the Reception Centre for Foreigners</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF INTERIOR</b>	<p>Implemented</p> <hr/> <p>dec.13</p>	<p><b><i>Reception Centre for Foreigners put into operation [R]</i></b></p> <p>Technical acceptance of facilities carried out.  Reception Centre for Foreigners verified by the Commission, established by Ministry of Interior.  The Agreement on providing food and medical protection of migrants accommodated in the Reception Centre was signed between the Ministry of Interior and the Ministry of Justice.  The Kingdom of the Netherlands donated two special vehicles for the transport of migrants.  The Department for general and auxiliary office tasks of the Ministry of Interior sent a letter in which it was stated that this Department would carry out all preparatory works until 20 November 2013 in terms of hygiene and organizing performance of these works, including laundry room.  On 13 December 2013, the Reception Centre for Foreigners was officially opened and put into operation.</p> <hr/>	

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### Recommendation 3 from the Screening Report – area “Migrations”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.2.8.	Obtaining the licence for the Reception Centre for Foreigners  Remark:	MINISTRY OF INTERIOR	Implemented  July ; 2013;	<p><i>Technical acceptance of the facility, [R]</i></p> <p>In April 2013, technical acceptance of the Reception Centre for Foreigners was carried out.</p> <p><i>Issuing the use permits [R]</i></p> <p>In April 2013, the Municipality of Daniloovgrad issued use permit for the Reception Centre for Foreigners in Spuž.</p>	
1.2.9.	Draw up a plan of activities for providing accommodation facilities in case of a large number of irregular migrants over a short period of time.  Remark:	MINISTRY OF INTERIOR	Implemented  December 2013;	<p><i>Establishing the working group [R]</i></p> <p>The Working Group was established in September 2013.</p> <p><i>Developing plan, [R]</i></p> <p>In October 2013, the Department for foreigners, visas and suppression of irregular migrations developed a plan of activities for providing accommodation facilities in case of a large number of irregular migrants over a short period of time.</p> <p><i>Plan adopted [R]</i></p> <p>The plan of activities for providing accommodation facilities in case of a large number of irregular migrants over a short period of time was adopted in October 2013.</p>	

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### Recommendation 3 from the Screening Report – area “Migrations”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.2.17.	<p>Develop cooperation with police forces of neighbouring countries and the EU Member States as well as participate in all forms of regional police cooperation, in terms of preventing irregular migration.</p> <hr/> <p>Remark:</p>	<b>POLICE ADMINISTRATION</b>	<p>Continuous implementation</p> <hr/> <p>Continuous activity</p>	<p><i>The number of held meetings [RK]</i></p> <p>During the first eleven months of 2013, 146 meetings were held at national, regional and local level.</p> <p>Participation at the second working meeting of representatives of the services competent for implementation of agreements on readmission, held in Sarajevo – Bosnia and Herzegovina on 15 May 2013.</p> <p>Participation at regional conference in Belgrade in relation to migration profile with participation of 18 states of the EU and states of the Western Balkans.</p> <p>Participation at regional conference held in Sarajevo in relation to asylum and good practices of the states in the region and the states of the EU.</p> <p>Participation at regional conference of representatives of services in relation to good practices of European Union regarding status of asylum, held in Sarajevo – Bosnia and Herzegovina, on 15 and 16 May 2013, in the organization of TAIEX and the Ministry of Security of Bosnia and Herzegovina, and MARRI.</p> <p>Study visits to French border police in the organization of the Embassy of France in Belgrade, held in the period from 29 May to 1 June 2013 in Nice – France.</p> <p>Participation at DCAF meeting held in the period from 27 to 30 August 2013 in Sarajevo – Bosnia and Herzegovina, relating to improvement of legal norms of the work of border forces of</p>	<p><i>Reports (semi-annual and annual) on the number of joint patrols, joint operations, and achieved results. [RK]</i></p> <p>Semi-annual report as well as report for 11 months of 2013 on the number of joint patrols with neighbouring countries was made (746 in land and 128 joint patrols on water).</p> <p>Report on joint operations in 2013 (2 – two), organised by DCAF, as well as on the achieved results was made.</p> <hr/>

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				<p>the Western Balkan region, in the area of the fight against irregular migrations, efficient application of readmission and organization of joint flights in the upcoming period.</p> <p>Visit to federal and state police of the Federal Republic of Germany.</p> <p>Participation at the seminar on asylum and migration titled: „Good practice in the EU“ held in Metkovići in the organization of the Ministry of Interior of the Republic of Croatia, as well as at the bilateral meeting with the head of the Administration for the state border of the Republic of Croatia.</p> <p>Participation at the seminar in relation to the fight against trafficking in human beings in Ankara – Turkey, within the framework of Individual Partnership Cooperation Programme (IPCP).</p> <p>Participation at DCAF meeting held in Ohrid in relation to risk analysis and statistical data concerning irregular migrations.</p> <p>Participation at seminar titled „Suppression of trafficking in human beings – exchange of experiences“ held in Podgorica in the organization of the Government Office for the fight against trafficking in human beings, UNDP and the Ministry of Interior of Croatia.</p> <p>In the organization of DCAF, officers of border police participated in two joint operations with the states in the region during 2013.</p>	
<b>1.2.18.</b>	Cooperation with FRONTEX on the implementation of the Working Arrangement	<b>POLICE ADMINISTRATION</b>	Continuous implementation	<p><i>The number of activities carried out with FRONTEX [RK]</i></p>	<p><i>Reports on the number of employees participating in joint operations[RK]</i></p> <p>In the reporting period, joint</p>



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	Remark:		Continuous activity	<p>Participation at the annual conference on risk analysis in the states of the Western Balkan, held in Skoplje – Macedonia, on 15 May 2013.</p> <p>In the period between 2 to 13 September 2013, an officer of the border police participated at the specialized training in the organization of FRONTEX titled „Detection of forged documents“ in the Netherlands.</p> <p>On 2 and 3 October 2013, participation at the Conference of partner academies and national coordinators in charge for the trainings, in Warsaw – Poland.</p> <p>Monthly reports related to drafting of risk analysis in the states of the Western Balkans.</p> <p>Three activities with FRONTEX were carried out in 2013.</p> <p>During 2013, 11 reports on irregular migrations in the area of Montenegro were submitted to the Unit for drafting risk analysis for the states of the Western Balkans (WB RAN).</p> <p>During implementation of the programme „Fight against trafficking in human beings“ of the European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union– FRONTEX, two advisors from the Office for the fight against trafficking in human beings completed the training and gained certificates as national trainers for the training of border police on the fight</p>	<p>operations in the organization of FRONTEX were not organized.</p> <hr/> <p><i>Reports on the number of working meetings, [RK]</i></p> <p>During 2013, two working meetings in the organization of FRONTEX were held, in which an officer of border police participated.</p> <hr/> <p><i>Reports on the exchange of information[RK]</i></p> <p>During 2013, 11 monthly reports on movement of irregular migrations at the territory of Montenegro were submitted to FRONTEX.</p> <hr/>
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				<p>against trafficking in human beings. The training was held in Gaeta, Italy, in the period from 16 to 20 September 2013 and the following sessions were delivered: trafficking in human beings as a violation of human rights – legal framework; three phases of trafficking in human beings, vulnerable groups, vulnerability; identification of potential victims of trafficking and traffickers; transfer to the second line; mental health – access to victims; learning principles of the adults; interviewing – model „7 steps“; case studies – interviewing victims; designing course titled trafficking in human beings for the border police.</p>	
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Recommendation 4 from the Screening report – area “Migrations”

1.3. READMISSION OF IRREGULAR MIGRANTS					
Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.3.1.	<p>Efficient and effective implementation of the Agreement on Readmission between Montenegro and European Community regarding readmission of persons without residence permits.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Continuous implementation</p> <hr/> <p>Continuous/ Permanent activity</p>	<p><i>Number of requests received for readmission of own citizens divided upon [R]</i></p> <p>In the period from 1.1-19.12.2013, in total 108 requests for reception of 222 persons were received from the states of EU.</p> <p>Remark: these data refer to the period from 1.1-15.12.2013.</p> <hr/> <p><i>-member states of EU, [R]</i></p> <p>1. Germany - 69 requests for 149 persons;  2. Sweden - 17 requests for 36 persons;  3. Luxembourg- 8 requests for 16 persons;</p>	

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				<p>4. Switzerland - 5 requests for 12 persons;  5. Austria - 2 requests for 2 persons;  6. the Netherlands - 1 request for 1 person;  7. Denmark – 2 requests for 2 persons;  8. Belgium - 1 request for 1 person;  9. France - 1 request for 1 person;  10. Finland - 1 request for 1 person;  11. Slovenia 1 request for 1 person.</p> <hr/> <p><b>-Number of positive answers [R]</b>  Regarding requests for readmission of own citizens, positive answers were received i.e. the consent was given for 108 requests for reception of 222 persons</p> <hr/> <p><b>-Number of negative answers, [R]</b>  There were not negative answers for readmission of own citizens.</p> <hr/> <p><b>-Number of written notifications on carried out transfers, [R]</b>  In total, 21 notifications for transfers were submitted.</p> <hr/> <p><b>Number of transferred persons, [R]</b></p> <hr/> <p><b>Number of requests received for readmission of citizens of third countries divided upon [R]</b>  In relation to reception of citizens of the third countries or citizens without citizenship, 58 requests for reception of 111 persons were received.</p>	
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				<hr/> <p><b>-Member state of EU, [R]</b></p> <ol style="list-style-type: none"> <li>1. Germany 50 requests for 91 persons;</li> <li>2. Sweden 3 requests for reception of 8 persons;</li> <li>3. Luxembourg 3 requests for reception of 6 persons;</li> <li>4. Switzerland 2 requests for 6 persons.</li> </ol> <hr/> <p><b>-Number of positive answers, [R]</b></p> <p>It was positively answered to 8 requests for reception of 20 persons.</p> <hr/> <p><b>-Number of negative answers, [R]</b></p> <p>Negative answer was given for 50 requests for reception of 91 persons.</p> <hr/> <p><b>-Number of written notifications on carried out transfers, [R]</b></p> <p>During this period no written notification on transfer of citizens of the third countries or citizens without citizenship was submitted.</p> <hr/> <p><b>Number of transferred persons, [R]</b></p> <p>During this period, there were not transferred persons who are foreign citizens or citizens without citizenship.</p> <hr/> <p><b>Number of received/approved/ refused requests for transit, [R]</b></p> <p>During period 1.1.-23.12.2013, transit for two persons from Slovenia to Kosovo was approved.</p> <hr/> <p><b>Number of accelerated border procedures, [R]</b></p>	
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				<hr/> <i>Number of persons from vulnerable groups who are again received in country (e.g. minors and persons with special needs)[R]</i> <hr/>	
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### Recommendation 5 from the Screening report - Migrations

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
1.3.3.	<p>Adopt the Law on ratification of the Agreement and the Implementing Protocol with the Republic of Serbia and the Law on ratification of the Agreement with the Republic of Turkey.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>December; 2013;</p>	<p><i>Proposals for the Law on Ratification of the Agreement with the Republic of Serbia and the Republic of Turkey adopted, [R]</i></p> <p>On the basis of decision no: 1258/3 dated 13 June 2013, the Government of Montenegro adopted the Proposal for the Law on the Ratification of the Agreement with the Republic of Serbia.</p> <p>On the basis of decision no: 1259/3 dated 13 June 2013, the Government of Montenegro adopted the Proposal for the Law on the Ratification of the Agreement with the Republic of Turkey.</p> <hr/> <p><i>The Law on Ratification of the Agreement with the Republic of Serbia and the Republic of Turkey adopted, [R]</i></p> <p>The Law on the Ratification of the Agreement on readmission (return and admission) of persons, whose entrance or stay is illegal, between the Government of Montenegro and the Government of the Republic of Serbia was published with the Implementing Protocol in the Official Gazette of Montenegro – International treaties, no.</p>	<p><i>Number of persons who are subject to readmission [**]</i></p> <hr/>

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				<p>08/13 dated 22/10/2013.</p> <p>In the above mentioned Official Gazette, the Law on Ratification of the Agreement on Readmission with the Republic of Turkey was published.</p> <hr/> <p><i>The Law on ratification of Agreement with the Republic of Serbia and the Republic of Turkey entered into force, [R]</i></p> <p>The laws entered into force on 31/10/2013.</p> <hr/>	
1.3.4.	<p>Initiating and conducting negotiations related to concluding the Agreement on Readmission with Iceland.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Partially implemented</p> <hr/> <p>December; 2014; (Competent Montenegrin bodies will initiate the negotiations for the signing of the Agreement in the III quarter of 2013).</p>	<p><i>Initiative launched for conducting negotiations, [R]</i></p> <p>The Initiative for conducting negotiations and concluding agreement was sent On 31.09.2013 to the Republic of Iceland through the Ministry of Foreign Affairs and European Integration.</p> <p>On 26.12.2013, we have not received answer in relation to the sent initiative.</p> <hr/> <p><i>Initiative accepted and drafts of Proposals for Agreement exchanged, [**]</i></p> <hr/> <p><i>Dates for conducting negotiations agreed, [**]</i></p> <hr/> <p><i>Text of the Agreement agreed and initialled, [**]</i></p> <hr/> <p><i>Initiative launched for signing the Agreement, [**]</i></p>	<p><i>Number of persons who are subject to readmission [**]</i></p> <hr/>

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				<hr/> <i>Initiative accepted and date agreed for signing the Agreement, [**]</i> <hr/> <i>The Agreement signed , [**]</i> <hr/> <i>Proposal for the Law on Ratification of the Agreement defined[**]</i> <hr/> <i>The Law on Ratification of the Agreement adopted in the Parliament [**]</i> <hr/>	
<b>1.3.5.</b>	<p>Continuation of negotiations in order to conclude the Agreement and the Implementing Protocol with the Russian Federation.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF INTERIOR</b>	<p>Partially implemented</p> <hr/> <p>December ; 2014;</p>	<p><b>The first round of negotiations was held in March 2013, [R]</b></p> <p>The first round of negotiations was held on 05.10.2013.</p> <p>The text of the Agreement was agreed to the greatest possible extent.</p> <hr/> <p><b>Initiated continuation of negotiations, [DR]</b></p> <p>Through the Directorate for International Cooperation of the Ministry of Interior, the proposed initiative of the competent bodies of the Russian Federation for conducting the II round of the negotiations was accepted.</p> <p>On 26.12.2013 the date for conducting the negotiations has not been defined.</p> <hr/> <p><i>The date for conducting the second round of the negotiations agreed, [**]</i></p> <hr/> <p><i>Text of the Agreement and Implementing</i></p>	<p><i>Number of persons who are subject to readmission.[**]</i></p> <hr/>

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				<i>Protocol agreed and initialled, [**]</i>  <i>Initiative launched for signing the Agreement and Implementing Protocol, [**]</i>  <i>Initiative accepted and date agreed for signing the Agreement and Implementing Protocol,, [**]</i>  <i>Agreement and Implementing Protocol signed, [**]</i>  <i>Proposal for the Law on Ratification of the Agreement defined, [**]</i>  <i>The Law on Ratification of the Agreement adopted in the Parliament [**]</i>	
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OBJECTIVE: Adopt new strategy of reintegration of persons returned on the basis of the Agreement on Readmission, with the Action Plan for its implementation

## 2. ASYLUM

Recommendation 1 from the Screening Report – „Asylum“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
2.7.	Train the state, border and other police officers in the asylum system, depending upon the needs, with regard to recognising the asylum seekers, establishing the origin of asylum seekers, analysis of reasons for seeking asylum, translation and interpretation, as well as monitoring voluntary returns, with special focus on vulnerable groups such as: unaccompanied minors, women under risk, victims of violence, non-refoulement, international standards and rights of refugees.	<b>POLICE ACADEMY</b>	Continuous implementation  Continuously	<i>The number of delivered trainings, [RK]</i> 1 training.  In cooperation with the EU Delegation in Podgorica, the Directorate for asylum organized an expert visit with the support of TAIEX for the training of officers engaged in the asylum system	



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	Remark:			<p>regarding: procedures at the border, recognising bona fides refugees, vulnerable groups, non –refoulement, standards for the reception of the asylum seekers. The visit was carried out in the period from 7 to 11 October 2013.</p> <hr/> <p><i>The number of trained civil servants [RK]</i></p> <p>Five civil servants and 20 officers from border police were trained in relation to: procedures at the border, recognizing bona fides refugees, vulnerable groups, non – refoulement, standards for the reception of the asylum seekers.</p> <hr/>	
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Recommendation 2 from the Screening Report– area “Asylum”

Recommendation 3 from the Screening Report– area “Asylum”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
2.15.	<p>Strengthen the administrative capacities of the Directorate for Asylum.</p> <p>Strengthen the administrative capacities of the Asylum Directorate through reorganisation of it and increase of number of civil servants and efficiency of work.</p> <p>Establishment of the mechanisms for the translation needs with countries in the region and increase the number of interpreters for the needs of Directorate for Asylum.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Continuous implementation</p> <hr/> <p>December 2013; IV quarter; 2016</p>	<p><i>Out of 6 envisaged servants positions in the Asylum Directorate, 4 are currently manned, while the remaining two will be manned within the set deadline [DR]</i></p> <p>1 position manned.</p> <p>During implementation of the above mentioned activity in the Asylum Directorate, one position for civil servant was manned, an independent advisor I – leader of procedure. Currently, according to the existing Rulebook on internal organization and job description, one position remained</p>	<p><i>Statistical indicators on the number of requests submitted/solved,; resolved within the legally set deadline, the number of backlog cases [RK]</i></p> <hr/> <p><i>Practice of the Asylum Directorate in the implementation of the new Law on Asylum, complimentary to the EU practice, to be confirmed through expert reports [**]</i></p> <hr/>

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				<p>vacant – independent advisor III, for which it is expected to be manned after the completion of procedure for the acceptance of civil servant.</p> <hr/> <p><i>Administrative capacities of the Asylum Directorate strengthened, number of civil servants and interpreters increased, technical conditions met for establishing mechanisms for the translation needs with the countries in the region and reorganisation carried out by forming special Sections [**]</i></p> <hr/> <p><i>Section for procedures (receiving requests, conducting procedures)[**]</i></p> <hr/> <p><i>Section for searching information on countries of origin of asylum seekers, networking and electronic updating upon the basis of relevant information sources regarding countries of origin of asylum seekers[**]</i></p> <hr/> <p><i>Section – Dublin Unit [**]</i></p> <hr/>	
<b>2.16.</b>	<p>Establish the mechanism of permanent monitoring aimed at improvement of the asylum procedures.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF INTERIOR</b>	<p>Continuous implementation</p> <hr/> <p>Continuously</p>	<p><i>The number of monitored interviews, the number of monitored decisions, gap analysis [R]</i></p> <p>Over 600 statements and decisions for the asylum seekers.</p> <p>Representatives of the UNHCR, for the period July – August 2013, were present during taking statements for 12 asylum seekers (all notifications and decisions were also submitted to them). Due to a small number of employees in the UNHCR Office in Podgorica, it was agreed to involve and monitor in future</p>	<p><i>Asylum procedures quality improved and best practices identified [RK]</i></p> <hr/>

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				<p>cases of persons from war torn areas, as well as cases of especially vulnerable groups, such as minors, women, and victims.</p> <p>Representatives of UNHCR for the period from 1 September to 15 October 2013 analysed 580 asylum applications in Montenegro; decisions were not analysed because in that period no decision was made on the merits. However, decisions on suspension of procedure were made. For 20 applications for which it was considered that to be grounded, UNHCR in cooperation with NGO <i>Pravni centar</i> visited the centre for collective accommodation of the asylum seekers, where only four asylum seekers were found. Later, those four persons did not come to scheduled interview. Representatives of UNHCR for the period from 15 October to 16 December 2013 analysed 85 asylum applications in Montenegro; 34 applications were considered to be grounded asylum applications. In this regard, in cooperation with NGO <i>Pravni centar</i>, they continued to engage in those cases.</p> <hr/> <p><b>Report on carried out monitoring (semi-annual report) [RK]</b></p> <p>Drafting semi-annual report on carried out monitoring (period from 1 July to 1 January 2013) is an ongoing activity, which will be completed by the end of January 2014.</p> <hr/>	
2.17.	Train staff of the Asylum Directorate and the State	MINISTRY	Continuous	<i>Staff of the Asylum Directorate and State</i>	

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	<p>Commission for Resolving Asylum-Related Complaints, focusing on identification of countries of origin of asylum seekers, reasons for seeking asylum, translation and interpretation, as well as with regard to supervision of voluntary departures and EUODAC, with a special emphasis on vulnerable groups such as: unaccompanied minors, women under risk, victims of violence, non-refoulement, international standards and the rights of refugees.</p> <hr/> <p>Remark:</p>	OF INTERIOR	<p>implementation</p> <hr/> <p>Continuously</p>	<p><i>Commission for Resolving Asylum-Related Complaints additionally trained [RK]</i></p> <p>Five officers of the Asylum Directorate trained.</p> <p>The Asylum Directorate, in cooperation with EU Delegation in Podgorica, organized expert visit through support of TAIEX for training of officers engaged in the asylum system. The visit was carried out in the period from 7 to 11 October 2013. The training was finished by five officers of the Asylum Directorate in relation to: safe country of origin, safe third country, first state of asylum, unacceptable applications and retrieval and cancellation of refugee status as additional protection, acts of persecution, and actors of persecution, vulnerable groups and non-refoulement. Representatives of UNHCR in Montenegro presented paper "International Protection Considerations with regard to people fleeing the Syrian Arab Republic, Update II", the training was held on 18 November 2013 for five officers from the Asylum Directorate. Representatives from UNHCR in Montenegro presented paper "Beyond proof, credibility assessment in EU asylum system", published in May 2013 in Brussels. The training was held on 20 November 2013 for five officers of the Asylum Directorate.</p> <hr/>	
2.18.	<p>Strengthen the cooperation with the countries in the region as regards monitoring mixed migrations and asylum system, by initiating meetings and taking part in regional initiatives.</p> <hr/>	MINISTRY OF INTERIOR	<p>Continuous implementation</p> <hr/>	<p><i>The number of held bilateral and multilateral meetings, [RK]</i></p> <p>1 meeting.</p>	<p><i>Better quality of monitoring mixed migrations and asylum system in the region, to be confirmed through expert reports. [?]</i></p>

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	Remark:		Continuous activity	<p>On 10 and 11 December, in cooperation with IOM and UNHCR, the round table was held in Vienna in relation to: "Development of overall regional access to protection of refugees and international migrations in the Western Balkans". This round table represents the continuation of activities organized by IOM and UNHCR in relation to Regional initiative for the development of overall regional access to international migrations and protection of refugees in the Western Balkans and with the aim to upgrade capacities for introducing efficient migration policy in the countries of the Western Balkans.</p> <hr/> <p><i>The number of adopted recommendations, [?]</i></p> <hr/> <p><i>Reports on the implementation of recommendations adopted in regional conferences [?]</i></p> <hr/>	
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### Recommendation 4 from the Screening Report– area "Asylum"

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
2.19.	Put into function the Centre for asylum seekers with the capacity of 65 beds, with the possibility of increasing the capacity to 100 beds in case of a need. <hr/> Remark:	MINISTRY OF LABOUR AND SOCIAL WELFARE	Partially implemented <hr/> dec.13	<p><b><i>Centre for asylum seekers put into function. [DR]</i></b></p> <ul style="list-style-type: none"> <li>- technical inspection completed,</li> <li>- use permit issued,</li> <li>- activities in relation to technical aspects, necessary in order to put centre into function, completed.</li> <li>- drafting analysis of possibilities for increasing the number of accommodation capacities of the centre is ongoing activity,</li> </ul>	<p><b><i>Provided conditions for accommodation of asylum seekers in the Centre [DR]</i></b></p> <hr/> <p><b><i>The number of asylum seekers, persons with approved protection and vulnerable groups for which care was provided [?]</i></b></p> <hr/>

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				<ul style="list-style-type: none"> <li>- the procedure for announcing vacancies in the Centre for asylum seekers,</li> <li>- activities in relation to obtaining licence for the ambulance and kitchen are completed,</li> <li>- Centre for asylum seekers is registered into the Real Estate Cadastre</li> <li>- activities in relation to list of facilities, basic means and small inventory are ongoing,</li> <li>- procedures of implementation of public procurements for transferring performance of tasks, related to securing persons and property and maintaining facilities and equipment in the Centre, and procuring food and hygiene products, initiated.</li> </ul> <p>Public announcement for employing persons at vacant places in the Centre for asylum seekers was finished on 23 December 2013. Procedure for selection of candidates is ongoing. Commissions Commissions for implementation of public procurement procedures for transferring performance of tasks, related to securing persons and property and maintaining facilities and equipment in the Centre, and procuring food and hygiene products for asylum seekers, are formed.</p>	
<b>2.20.</b>	Secure additional accommodation capacities for asylum seekers through alternative manners (lease of alternative private facilities for 150 persons).	<b>MINISTRY OF LABOUR AND SOCIAL WELFARE</b>	Continuous implementation  Continuous activity	<p><i>Secured additional accommodation through alternative manners. [RK]</i></p> <p>Alternative accommodation provided through lease of residential facilities.</p> <p>Due to increased number of asylum</p>	<p><i>Provided conditions for reception of asylum seekers. [?]</i></p> <p><i>The number of asylum seekers, persons with approved protection and vulnerable groups for</i></p>

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				<p>seekers, 250 places were secured.</p> <p>Alternative accommodation is situated in Konik, in Podgorica.</p>	<p><i>which care was provided.[?]</i></p>
2.21.	<p>Establish the mechanisms of permanent monitoring in relation to occupancy and evaluation of adequacy of capacities of the Centre for Asylum Seekers with support of UNHCR, with a special focus on vulnerable groups and the preparation of analysis for defining additional accommodation needs.</p> <p>Remark:</p>	MINISTRY OF LABOUR AND SOCIAL WELFARE	<p>Not implemented</p> <p>Continuous activity [4];</p>	<p><b>Analysis of the state, report on conducted monitoring (semi-annual reports); Adapting the existing capacities on the basis of current monitoring [NR]</b></p> <p>Mechanisms of permanent monitoring in relation to occupancy and evaluation of adequacy of capacities of the Centre for Asylum Seekers with support of UNHCR, with a special focus on vulnerable groups, will be established after the Centre is put into operation.</p>	<p><b>Improved quality of reception conditions for asylum seekers on the basis of real needs [?]</b></p>
2.23.	<p>Provide reception conditions adequate to the needs of vulnerable groups (e.g. unaccompanied minors, single mothers, victims of violence)</p> <p>Remark:</p>	MINISTRY OF LABOUR AND SOCIAL WELFARE	<p>Continuous implementation</p> <p>Continuous activity</p>	<p><b>Provided reception conditions adequate to the needs of vulnerable groups [R]</b></p> <p>For these groups we provide adequate conditions according to possibilities and on the basis of the previous social anamnesis of their needs, which particularly refer to accommodation, food, medical protection etc. Needs assessment is currently being made in cooperation with UNHCR and NGO HELP.</p> <p>Adequate assistance was provided for 234 women, 47 minors in the company of one or both parents and 4 unaccompanied minors.</p>	<p><b>Better protection of vulnerable groups and easier integration [?]</b></p>

**3. VISA POLICY**

Recommendation 1 from the Screening Report– area „Visa policy“

Recommendation 1 from the Screening Report – area „Visa policy“

Recommendation 5 from the Screening Report – area „Visa policy“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
3.3.	<p>Issue visas at the border crossing points only in exceptional cases, if it is required for humanitarian, personal or professional reasons – in these cases, visas will be issued with a previous notification and after checks were carried out.</p> <hr/> <p>Remark:</p>	POLICE ADMINISTRATION	<p>Continuous implementation</p> <hr/> <p>Ongoing</p>	<p><i>Strict observance of regulation [R]</i></p> <p>Visas at borders were issued in accordance with Article 22 of the Law on Foreigners of Montenegro.</p> <hr/>	<p><i>Number of issued visas at the border crossing points; [RK]</i></p> <p>Within the period from 1 January to 30 November 2013 at border crossing points, in total 14 visas were issued. Out of this number, 12 visas were type B and were issued to sailors, while 2 visas were type C.</p> <hr/> <p><i>Number of received notifications and completed checks; [?]</i></p> <p>During the period from 1 January to 30 November, 14 notifications for issuing visas at borders were received and 14 checks were carried out.</p> <hr/>
3.4.	<p>Inform ship agents, who submit requests for issuing visas to sailors, to send these requests to competent diplomatic missions and consular posts because visas cannot be issued at the border crossing points but in exceptional cases.</p>	POLICE ADMINISTRATION	<p>Continuous implementation</p> <hr/> <p>Ongoing</p>	<p><i>Continuous and improved informing of ship agents.[RK]</i></p> <p>Ship agents are directed towards diplomatic missions and consular posts of Montenegro, or to foreign diplomatic missions and consular posts which represent Montenegro in issuing visas, which resulted in great reduction of issued visas to sailors at border crossing points. Because during 2012, 71 visas of type B were issued to sailors.</p> <hr/>	<p><i>Number of issued visas type “B” to sailors [RK]</i></p> <p>During period from 1 January to 30 November 2013, 12 visas of type B were issued to sailors.</p> <hr/>



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### 4. EXTERNAL BORDERS AND SCHENGEN

Recommendation 1, 2 and 4 from the Screening Report– area “External borders and Schengen” (recommendation relating to Schengen Action Plan)

Recommendation 3 AND 5 from the Screening Report– area “External borders and Schengen” (recommendation relating to integrated border management)

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
4.6.	<p>Draft reports on the Implementation of the Integrated Border Management Strategy 2013-2016, until the adoption of the new Strategy, in accordance with the EU’s IBM concept</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>1. Continuously until the adoption of new strategy and Action plan at the beginning of 2014;</p>	<p><i>Annual reports on implementation of action plans drafted, [R]</i></p> <p>The Government of Montenegro reconsidered and adopted Information on implementation of Integrated Border Management Strategy for the period 2013-2016 at the session held on 26.12.2013.</p> <hr/> <p><i>Annual action plans for implementation of the Integrated Border Management Strategy 2013-2016 drafted, in accordance with the vital interests of Montenegro, changes within the European Union and the European Commission’s guidelines with regard to the EU’s Schengen IBM concept [R]</i></p> <p>The Government of Montenegro reconsidered and adopted Information on implementation of Integrated Border Management Strategy for the period 2013-2016 at the session held on 26.12.2013.</p> <hr/>	<p><i>Annual reports on implementation of the Integrated Border Management Strategy, [R]</i></p> <p>The Government of Montenegro reconsidered and adopted Information on implementation of Integrated Border Management Strategy for the period 2013-2016 at the session held on 26.12.2013.</p> <hr/> <p><i>Level of implementation of measures and activities and achieved results [?]</i></p> <hr/>
4.7.	<p>1. Establish a working group for the development of the Integrated Border Management Strategy 2014-2018.</p> <p>Engage EU experts for support in the development of the Strategy.</p>	MINISTRY OF INTERIOR	<p>Partially implemented</p> <hr/> <p>1. September 2013; 2. to December</p>	<p><i>1. Established WG for Strategy development [R]</i></p> <p>Innovated Integrated Border Management Strategy 2014-2018 will be made by Commission for demarcation and establishment of the state border,</p>	

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	<p>Adopt an innovated Integrated Border Management Strategy 2014-2018 in accordance with the concept IBM EU.</p> <hr/> <p>Remark:</p>		<p>2013; 3. March 2014</p>	<p>determination of border crossing points, establishment of the regime of border traffic with neighbouring countries and implementation of the Strategy for integrated border management, formed by the Decision of the Ministry of Interior no. 051/13-8362/1 dated 11.03. 2013, on the basis of Article 4 para. 1 of the Law on State Border (Official Gazette of Montenegro no. 72/09) and Decisions of the Government of Montenegro, no. 06-424/3 dated 7 March 2013.</p> <hr/> <p><i>2. EU expert engaged for support in the development of the Strategy [**]</i></p> <hr/> <p><i>3. Innovated Integrated Border Management Strategy 2014-2018 adopted [**]</i></p> <hr/>	
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Recommendation 6 and 7 from the Screening Report-- area "External borders and Schengen" (recommendation relating to cooperation with neighbouring countries)

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
4.8.	<p>In addition to those already signed, sign the protocols on joint patrols with the remaining neighbouring countries (the Republic of Croatia and the Republic of Kosovo) and define contact points.</p> <p>Recommend signing of a protocol on establishing operational cooperation with the FRONTEX at the EU external border with the Republic of Croatia, member state as of 1 July 2013, with a view to fully implementing the EU Regulations No 2007/2004/EC and No 1168/2011/EC.</p> <p>prepare a plan for the future operational cooperation with the FRONTEX at the EU external borders.</p>	POLICE ADMINISTRATION	<p>Partially implemented</p> <hr/> <p>1. ; December 2013; 2. ; December; 2014; 3 continuously, in accordance with the FRONTEX policy and position</p>	<p><i>Protocols on establishing cross-border operational cooperation signed with all neighbouring countries and operational police cooperation established at the EU external borders [NR]</i></p> <p>The Draft Protocol on joint patrols was submitted to the Republic of Croatia. After harmonization of the Agreement on police cooperation between the Government of Montenegro and the Government of the Republic of Kosovo, Montenegrin side will propose to</p>	<p><i>Concrete results in the implementation of protocols, prevented illegal crossings of the state border and other forms of cross-border crime;[?]</i></p> <hr/> <p><i>Established operational cross-border police cooperation at the Montenegrin border and at the EU external borders [?]</i></p> <hr/>

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	Remark:			<p>Kosovo the Draft Protocol on joint patrols.</p> <p>Taking into consideration that on 18.06.2009 the Working agreement on establishment of operative cooperation between Police Directorate of Montenegro and FONTEX was signed, it is necessary to consult the European Commission if Montenegro is obliged, before its accession to the EU, to sign the Agreement on establishment of operative cooperation with FRONTEX at the external borders of EU with the Republic of Croatia, in accordance with the regulation EU NO 2007/2004/EC and NO 1168/2011/EC.</p>	
4.9.	<p>Fully align the existing agreement with Bosnia and Herzegovina on border crossing points for border traffic with the EU Regulation No 1931/2006, and conclude agreements on defining the border traffic regime with the remaining neighbouring countries in accordance with the EU <i>acquis</i>.</p> <p>Remark:</p>	<b>POLICE ADMINISTRATION</b>	<p>Partially implemented</p> <hr/> <p>Permanent task until the conclusion of all agreements</p>	<p><i>The existing agreements aligned, and the agreements on defining the border traffic regime concluded with the remaining neighbouring countries in accordance with the EU acquis [NR]</i></p> <p>The Agreement on border traffic has not been agreed with the Republic of Croatia due to the fact that the Croatian side insists that: on the date of the signature of this Agreement, the application of particular articles should be terminated. Thus, the Protocol between the Government of the Federal Republic of Yugoslavia and the Government of the Republic of Croatia on temporary regime along the south border between two countries, dated 10 December 2002, would be derogated. Additionally, it should be taken into account that this Protocol is valid until the conclusion of the</p>	<p><i>The border traffic regime with the neighbouring countries established in accordance with the adopted rules for border traffic at the EU external borders; [NR]</i></p> <p>The Agreement on border traffic has not been agreed with the Republic of Croatia due to the fact that the Croatian side insists that: on the date of the signature of this Agreement, the application of particular articles should be terminated. Thus, the Protocol between the Government of the Federal Republic of Yugoslavia and the Government of the Republic of Croatia on temporary regime along the south border between two countries, dated 10 December 2002, would be derogated. Additionally, it should be taken into account that this Protocol is valid until the conclusion of the Agreement on border, and the</p>

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				<p>Agreement on border, and the Agreement on border traffic does not refer to maritime area between Montenegro and the Republic of Croatia in accordance with the Regulation of EC no. 1931/2006.</p> <p>Based on the act of the Ministry of Interior 01 no. 011/13-33446/2 dated 21.06.2013, the initiative for organizing meeting with the competent institution of Bosnia and Herzegovina, in relation to amendments to the Agreement on border crossing points for border traffic, between the Government of Montenegro and the Council of Ministers of Bosnia and Herzegovina, was sent.</p> <p>Amendments to this Agreement will define crossing of joint state border outside the opened border crossing points under the conditions of border regime, at particular places i.e. control points, upon appropriate approval, in order to enable the population residing at border area to cross border and run everyday tasks, especially after closing 44 side roads between two countries.</p> <p>Based on the act of the Ministry of Interior 01 no. 282 /13- 22443/1 dated 26.04.2013, the initiative for conducting negotiations with the Ministry of Interior of the Republic of Kosovo in order to prepare the Agreement on opening border crossing points for international traffic and regulating regime of border traffic was sent.</p> <p>In order to conduct negotiations with the Ministry of Interior of the Republic</p>	<p>Agreement on border traffic does not refer to maritime area between Montenegro and the Republic of Croatia in accordance with the Regulation of EC no. 1931/2006.</p> <p>Based on the act of the Ministry of Interior 01 no. 011/13-33446/2 dated 21.06.2013, the initiative for organizing meeting with the competent institution of Bosnia and Herzegovina, in relation to amendments to the Agreement on border crossing points for border traffic, between the Government of Montenegro and the Council of Ministers of Bosnia and Herzegovina, was sent.</p> <p>Amendments to this Agreement will define crossing of joint state border outside the opened border crossing points under the conditions of border regime, at particular places i.e. control points, upon appropriate approval, in order to enable the population residing at border area to cross border and run everyday tasks, especially after closing 44 side roads between two countries.</p> <p>Based on the act of the Ministry of Interior 01 no. 282 /13- 22443/1 dated 26.04.2013, the initiative for conducting negotiations with the Ministry of Interior of the Republic of Kosovo in order to prepare the Agreement on opening border crossing points for international traffic and regulating regime of border traffic was sent.</p> <p>In order to conduct negotiations with the Ministry of Interior of the Republic of Kosovo in relation to “</p>
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				<p>of Kosovo in relation to “ Preparation of the Proposal for the Agreement between two countries and dynamics of preparation, building border crossing point between Murino-Čakor-Peja , reconstruction and opening of this road”, the following documents were submitted to Kosovo representatives via diplomatic channel:</p> <ul style="list-style-type: none"> <li>- Draft Agreement on opening international road border crossing point Kula (Montenegro) – Savine vode (The Republic of Kosovo), between the Government of Montenegro and the Government of the Republic of Kosovo, on the route Rožaje – Kula – Peja;</li> <li>- Draft Agreement on opening joint border crossing point Kotlovi (Montenegro) – Kučište (the Republic of Kosovo) for international, seasonal, passenger traffic, between the Government of Montenegro and the Government of Kosovo, on the route Murino-Čakor-Peja;</li> <li>- Draft Agreement between the Government of Montenegro and the Government of Kosovo on regulating regime of border traffic.</li> </ul> <p>Taking into consideration that agreements on border crossing points have not been agreed and concluded yet and at the meeting of Ministers of Interior of Montenegro and the Republic of Kosovo, held on 8 April 2013 in Podgorica, it was concluded that “work of line commissions of two countries should be continued as soon as possible in order to prepare the proposed agreements”, the above mentioned initiative was sent.</p> <ul style="list-style-type: none"> <li>- It is expected that Kosovo side will accept initiative for continuation of</li> </ul>	<p>Preparation of the Proposal for the Agreement between two countries and dynamics of preparation, building border crossing point between Murino-Čakor-Peja , reconstruction and opening of this road”, the following documents were submitted to Kosovo representatives via diplomatic channel:</p> <ul style="list-style-type: none"> <li>- Draft Agreement on opening international road border crossing point Kula (Montenegro) – Savine vode (The Republic of Kosovo), between the Government of Montenegro and the Government of the Republic of Kosovo, on the route Rožaje – Kula – Peja;</li> <li>- Draft Agreement on opening joint border crossing point Kotlovi (Montenegro) – Kučište (the Republic of Kosovo) for international, seasonal, passenger traffic, between the Government of Montenegro and the Government of Kosovo, on the route Murino-Čakor-Peja;</li> <li>- Draft Agreement between the Government of Montenegro and the Government of Kosovo on regulating regime of border traffic.</li> </ul> <p>agreements on border crossing points have not been agreed and concluded yet and at the meeting of Ministers of Interior of Montenegro and the Republic of Kosovo, held on 8 April 2013 in Podgorica, it was concluded that “work of line commissions of two countries should be continued as soon as possible in order to prepare the proposed agreements”, the above</p>
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				<p>negotiations related to harmonization and preparation for signing these agreements.</p> <p>Based on the act of the Ministry of Interior 01 no. 1328/4 dated 17.09.2013, the initiative for continuation of negotiations between the Commission of the Montenegrin Ministry of Interior and Commission of the Ministry of Interior of the Republic of Serbia was sent, in order to finally agree, prepare and conclude the Agreement between the Government of Montenegro and the Government of the Republic of Serbia on border crossing points for road and railway international and border traffic. At the second session the Commissions of Montenegro and the Republic of Serbia dated 22.09.2011 in Podgorica, agreements on border crossing points Dobrakovo – Gostun, Ranče – Jabuka, Dračenovac – Špiljani, Bijelo Polje- Prijepolje and Agreement on regulating regime of border traffic were agreed in principle. Agreements on border crossing points Vuča – Godovo and Čemerno – Granica were not agreed.</p> <p>At the previous meeting, an issue related to phyto-sanitary control at border crossing points Ranče – Jabuka and Dračenovac – Špiljani, was not agreed, according to principle of reciprocity. Taking into consideration that agreement between the Administration for Inspection Affairs of Montenegro and the Plant Protection Directorate and the Veterinary Directorate of the Republic of Serbia on the establishment of inspection control</p>	<p>mentioned initiative was sent.</p> <p>- It is expected that Kosovo side will accept initiative for continuation of negotiations related to harmonization and preparation for signing these agreements.</p> <p>Based on the act of the Ministry of Interior 01 no. 1328/4 dated 17.09.2013, the initiative for continuation of negotiations between the Commission of the Montenegrin Ministry of Interior and Commission of the Ministry of Interior of the Republic of Serbia was sent, in order to finally agree, prepare and conclude the Agreement between the Government of Montenegro and the Government of the Republic of Serbia on border crossing points for road and railway international and border traffic. At the second session the Commissions of Montenegro and the Republic of Serbia dated 22.09.2011 in Podgorica, agreements on border crossing points Dobrakovo – Gostun, Ranče – Jabuka, Dračenovac – Špiljani, Bijelo Polje- Prijepolje and Agreement on regulating regime of border traffic were agreed in principle. Agreements on border crossing points Vuča – Godovo and Čemerno – Granica were not agreed.</p> <p>At the previous meeting, an issue related to phyto-sanitary control at border crossing points Ranče – Jabuka and Dračenovac – Špiljani, was not agreed, according to principle of reciprocity. Taking into consideration that agreement between the Administration for Inspection Affairs</p>
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				<p>at border crossing point Ranče – Jabuka in November 2011 and at border crossing points Dračenovac – Špiljani dated 4 September 2013, conditions have been met to finally agree on these agreements. It is expected that Serbian side will accept the initiative for continuation of negotiations related to preparation for signing all seven agreements on border crossing points and border traffic.</p> <p>It is necessary to conclude the Protocol on joint border controls and costs of the work of joint border crossing point Zatrijebačka Cijevna – Grabon with the Republic of Albania, in accordance with the signed Agreement on opening this joint border crossing point (we expect agreeing and signing of this Protocol in January 2014). This activity is carried out within the Strategic project <i>IPA Cross-Border Cooperation Programme</i> Montenegro – the Republic of Albania, which implies construction of joint border crossing point Zatrijebačka Cijevna – Grabon in order to implement the idea of networking of Podgorica and Plav through the territory of Albania, reconstruction of BCP Božaj (removal of “bottleneck”), demarcation of border line at Skadar Lake between Montenegro and the Republic of Albania and road construction of Zatrijebačka Cijevna-Grabon, in the amount of EUR 3.600.000,00.</p> <p>-Also, in the first quarter of 2014, the Proposal for Agreement on opening border crossing point for international railway traffic – Bajza will be prepared.</p>	<p>of Montenegro and the Plant Protection Directorate and the Veterinary Directorate of the Republic of Serbia on the establishment of inspection control at border crossing point Ranče – Jabuka in November 2011 and at border crossing points Dračenovac – Špiljani dated 4 September 2013, conditions have been met to finally agree on these agreements. It is expected that Serbian side will accept the initiative for continuation of negotiations related to preparation for signing all seven agreements on border crossing points and border traffic.</p> <p>It is necessary to conclude the Protocol on joint border controls and costs of the work of joint border crossing point Zatrijebačka Cijevna – Grabon with the Republic of Albania, in accordance with the signed Agreement on opening this joint border crossing point (we expect agreeing and signing of this Protocol in January 2014). This activity is carried out within the Strategic project <i>IPA Cross-Border Cooperation Programme</i> Montenegro – the Republic of Albania, which implies construction of joint border crossing point Zatrijebačka Cijevna – Grabon in order to implement the idea of networking of Podgorica and Plav through the territory of Albania, reconstruction of BCP Božaj (removal of “bottleneck”), demarcation of border line at Skadar Lake between Montenegro and the Republic of Albania and road construction of Zatrijebačka Cijevna- Grabon, in the</p>
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					<p>amount of EUR 3.600.000,00.</p> <p>-Also, in the first quarter of 2014, the Proposal for Agreement on opening border crossing point for international railway traffic – Bajza will be prepared.</p> <hr/> <p><b>Effects of implementation of the signed agreements [?]</b></p> <hr/>
<b>4.10.</b>	<p>1. Enhance the protection of external borders through operational cooperation with the neighbouring countries in preventing the illegal crossings of the state border by alternative roads:</p> <p>By demolishing 22 side roads appropriate for illegal crossing of the state border between Montenegro and Bosnia and Herzegovina, in accordance with the Agreement on defining border crossings between Montenegro and BIH and drafted joint Study of Montenegro and Bosnia and Herzegovina on demolishing side roads appropriate for illegal border crossings (44 roads appropriate for illegal border crossings are defined, 22 demolished by each side).</p> <p>Initiate the establishment of mixed working teams for the development of the study for demolishing roads with the Republics of Kosovo, Albania and Serbia.</p> <p>Demolish side roads with:</p> <p>3.1 The Republic of Kosovo</p> <p>3.2 The Republic of Albania</p> <p>3.3 The Republic of Serbia</p> <p>Implement increased patrol activities and increase the number of control points along the state line, as well as use the technical means for border crossing surveillance.</p> <hr/> <p>Remark:</p>	<b>POLICE ADMINISTRATION</b>	<p>Partially implemented</p> <hr/> <p>May 2014; Since July 2013; 3.1. December 2014; July 2015; 3.3. December 2015; 4. Continuous activity</p>	<p><b>1. 22 roads demolished by Montenegro [NR]</b></p> <p>The procedure for tender announcement for the selection of contractors for demolishing side roads appropriate for illegal crossing of state border between Montenegro and Bosnia and Herzegovina is ongoing. It is expected to carry out selection of contractors during 2014.</p> <hr/> <p><b>2. Established inter-ministerial working teams [NR]</b></p> <p>Based on the act of the Ministry of Interior no. 282/13 -62713/2 dated 30 September 2013, initiative was sent via diplomatic channel in relation to establishment of joint working groups with the Republic of Kosovo, the Republic of Albania and the Republic of Serbia for drafting the Study on demolishing side roads appropriate for illegal border crossings and establishing the dynamics of closing these roads with these neighbouring countries in order to prevent illegal crossing of state border outside BCP and contribute to suppression of illegal migrations and other forms of cross-</p>	<p><b>Decrease in the number of illegal border crossings [?]</b></p> <hr/>



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				<p>border crime. We expect that initiative will be accepted in order to implement activities related to suppression of illegal crossings of state border.</p> <hr/> <p>3. <i>Demolished side roads with Republics of Kosovo, Albania and Serbia [**]</i></p> <hr/> <p>4. <i>Undertaken activities [R]</i></p> <p>In accordance with the risk analysis, border police supervises green and blue border. During this year, organizational units of border police at regional level were additionally equipped with mobile set for electronic supervision of state border CCTV type „SMARDEC“ (9 base stations and 28 detectors)</p> <hr/>	
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Recommendation 8 from the Screening Report– area “External borders and Schengen”

### 5. JUDICIAL COOPERATION IN CIVIL AND CRIMINAL MATTERS

#### 5.1. JUDICIAL COOPERATION IN CIVIL AND COMMERCIAL MATTERS

Recommendation 1 from the Screening Report – area „Judicial cooperation in civil and commercial matters“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
5.1.1.	<p>Submit the text of the Proposal for and/or the Law on Private International Law in English, with the attached Table of Concordance, to the EC – DG Justice, in order to assess the degree of conformity with relevant conventions (Brussels I and II, Rome I and II and Lugano).</p> <hr/> <p>Remark:</p>	MINISTRY OF JUSTICE	<p>Implemented</p> <hr/> <p>oct.13</p>	<p><i>Text of the Law submitted to the EC [R]</i></p> <p>The text of the Law was translated and submitted to the EC on 25 September 2013 through the Ministry of Foreign Affairs and European Integration.</p> <hr/>	<p><i>Assessment of compliance of the Law on Private International Law submitted by the EC, with the recommendations for further improvement of national legislation [R]</i></p> <p>Assessment of compliance with table of concordance translated and submitted to the EC.</p>

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<b>5.1.11.</b>	<p>Conclude the Agreement on Cooperation between the Ministry of Justice, the Judicial Training Centre, and the faculties of law, aimed at the implementation of training programmes in the field of private international law and EU law.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF JUSTICE</b>	<p>Implemented</p> <hr/> <p>sep.13</p>	<p><i>The Agreement, defining forms of cooperation through single training programme, concluded [R]</i></p> <p>The Agreement on Cooperation between the Ministry of Justice, the Judicial Training Centre, and the Faculty of Law of the Montenegrin University signed on 4 December 2013.</p> <hr/>	
<b>5.1.12.</b>	<p>Prepare the general education programme for judges and prosecutors and representatives of legislative and executive branch of power.</p> <p>The programme will contain the following:</p> <p>trainings on international private law and EU law following the Lisbon Treaty and obligation of harmonisation</p> <p>Law on International Private Law, relations with international private law, practical implications for implementation,</p> <p>theme trainings for employee of ministries and judges on provisions defined by EU conventions and decrees:</p> <p>Regulation 44/2001 (Brussels I) on jurisdiction and the recognition and enforcement of judgments, case law;</p> <p>Council Regulation (EC) 1397/2007, Council Regulation (EC) 1348/2000 on the service in the Member States of judicial and extrajudicial documents in civil or commercial matters, connection with the Hague Convention of 1965, case law;</p> <p>Regulation 1206/2001 on cooperation between the courts of the Member States in the taking of evidence in civil or commercial matters, facilitated communication, use of video links, case law;</p> <p>Regulation (EC) 1896/2006 creating a European order for payment procedure, case law;</p>	<b>MINISTRY OF JUSTICE</b>	<p>Implemented</p> <hr/> <p>December 2013;</p>	<p><i>Education programme prepared [R]</i></p> <p>Education programme prepared on 20 December 2013 and submitted to the Programme board for continuous education and the Coordination board of the Centre for reconsideration.</p> <hr/> <p><i>Cluster included in the work of the Programme of Human Resources Administration and Judicial Training Centre [DR]</i></p> <p>Training programme prepared and submitted to the Programme board for continuous education and the Coordination board of the Centre for reconsideration and approval.</p> <hr/>	

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<p>Regulation (EC) 805/2004 creating a European Enforcement Order for uncontested claims and Regulation 1869/2005 replacing the Annexes to Regulation (EC) No 805/2004, case law;</p> <p>2007 Lugano Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters;</p> <p>Regulation 2201/2003 (Brussels II bis) concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, case law;</p> <p>Regulation (EC) 4/2009 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations</p> <p><b>European Contract Law:</b></p> <p>Regulation 593/2008 on the law applicable to contractual obligations (Rome I),</p> <p>Regulation 864/2007 on the law applicable to non-contractual obligations (Rome II), case law</p> <hr/> <p>Remark:</p>				
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Recommendation 2 from the Screening Report – area „Judicial cooperation in civil and criminal matters“

### 5.2. JUDICIAL COOPERATION IN CRIMINAL MATTERS

Recommendation 1 from the Screening Report – area „Judicial cooperation in criminal matters“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
5.2.1.	Submit the consolidated text of the Law on International Legal Assistance in Criminal Matters, with the attached Table of Concordance, to the EC – DG Justice.	MINISTRY OF JUSTICE	Implemented <hr/> sep.13	<i>Text of the law submitted to the EC [R]</i> The text of the Law submitted to the EC on 25 November 2013 as well as Table of Concordance.	<i>Submitted assessment grade of compliance of the Law on International Legal Assistance in Criminal Matters by the EC along with recommendations for further improvements in the national legislation [DR]</i>

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					<p>Assessment grade of compliance of the Law on International Legal Assistance in Criminal Matters submitted to the EC, for opinion.</p>
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Recommendation 2 from the Screening Report – area „Judicial cooperation in criminal matters“

Recommendation 3 from the Screening Report – area „Judicial cooperation in criminal matters“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
5.2.11.	<p>Prepare the plan of education for judges and prosecutors, Ministry of Justice and officers of Police Administration on positive regulations from the area of international legal assistance in criminal matters, which includes trainings on provisions of ILACM, as well as provisions of multilateral and bilateral agreements from the area of ILACM</p> <p>Theme trainings for employees of ministries and judges concerning provisions defined by the following EU conventions and decrees:</p> <ul style="list-style-type: none"> <li>- European Convention on mutual provision of legal assistance in criminal matters, with accompanying protocols,</li> <li>- European Convention on extradition with accompanying protocol,</li> <li>- Convention on transfer of convicted persons,</li> <li>- European Convention on transfer of procedure,</li> <li>- Convention on simplified procedure of extradition between EU states,</li> <li>- Framework Decision 2002/584/JHA on European Arrest Warrant and procedure of transfer between Member States</li> <li>- Convention from 2000 on mutual assistance in criminal matters between EU Member States, along with the Protocol</li> </ul>	MINISTRY OF JUSTICE	<p>Implemented</p> <hr/> <p>December 2013;</p>	<p><i>Education programme prepared [R]</i></p> <p>Education programme prepared on 20 December 2013 and submitted to the Programme board for continuous education and to the Coordination board of the Centre for reconsideration.</p> <hr/> <p><i>Cluster included in the programme of work of Human Resources Administration and Judicial Training Centre, as well as Police Academy [DR]</i></p> <p>Education programme prepared and submitted to the Programme board for continuous education and to the Coordination board of the Centre for reconsideration and approval.</p>	

Recommendation 4 from the Screening Report – area „Judicial cooperation in criminal matters“

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### 6. POLICE COOPERATION AND FIGHT AGAINST ORGANIZED CRIME

#### 6.1. POLICE COOPERATION

Recommendation 1 from the Screening Report– area „Police cooperation“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.1.1.	<p>1. Engage EU experts for the purpose of drafting:</p> <p>a situation analysis in terms of application of standards of personal data protection standards and data confidentiality (legislative, organisational, IT, staff and procedural analysis),</p> <p>proposal of measures for drafting procedures, organisation of trainings and procurement of the missing equipment (computer, safety equipment, computer programs) for implementation of standards in the field of personal data protection.</p> <hr/> <p>Remark:</p>	POLICE ADMINISTRATION	<p>Not implemented</p> <hr/> <p>December 2013; February 2014;</p>	<p><i>Experts engaged. Analysis completed. [NR]</i></p> <p>In July 2013, project was proposed to the EU (activity 3.1) for Twinning which will be carried out with the financial support of the EU (in the amount of EUR 1.100.000). Project among other things include engagement of experts in order to draft situation analysis in terms of personal data protection. The opinion of the EU in relation to proposed project is expected.</p> <hr/> <p><i>Proposal of measures prepared for enhancement of the situation regarding the protection of personal data and data confidentiality drafted [8] [NR]</i></p>	
6.1.2.	<p>1. Fulfil personal data protection standards on the basis of analysis done:</p> <p>drafting rulebooks on the form and contents of personal data records, according to the Law on Internal Affairs,</p> <p>amending procedures for handling personal data</p> <p>drafting the Personal Data Protection Plan</p> <p>upgrading of computer programs for electronic records of personal data, and application of IT security standards,</p>	POLICE ADMINISTRATION	<p>Partially implemented</p> <hr/> <p>1. September 2013; October 2013; October 2013; November 2013; September</p>	<p><i>1. Rulebooks on the form and contents of personal data records drafted which are kept according to the Law on Internal Affairs [R]</i></p> <p>Rulebooks on the form and contents of personal data records, kept in accordance with the Law on Internal Affairs, are drafted.</p> <hr/> <p><i>Procedures for handling personal data developed (input, updating and deletion of personal data) [NR]</i></p>	<p><i>1. Number of information kept in personal data records [NR]</i></p> <hr/> <p><i>Number of deleted/updated information pursuant to the application of personal data protection standards, number of controls conducted concerning the confidentiality and protection of personal data, number of applications for examination/complaints of persons whose data are being processed, and</i></p>

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	<p>organisation of continuous trainings for Police Administration staff regarding personal data protection.</p> <hr/> <p>Remark:</p>		<p>2013 – IV quarter 2017, continuously, at least once a year</p>	<p>According to the Plan for Personal Data Protection, the following activities were carried out:</p> <ul style="list-style-type: none"> <li>- Instructions on computer system security of the Ministry of Interior adopted;</li> <li>- Instructions on the manner of establishing the needs for procurement and checking procurement of computer equipment was adopted;</li> <li>- Instructions on access and access control to the system of the Ministry of Interior was adopted;</li> <li>- Regulation on form, contents and manner of keeping records on collected, processed and used data and international data exchange was adopted (Official Gazette of Montenegro no. 41/13) was adopted;</li> <li>- Instructions on use of data from the records of the Ministry of Interior by Police Administration was adopted;</li> <li>- Instructions on inactivation of police data (replacing personal data with X characters) was adopted;</li> </ul> <hr/> <p><i>Plan of Personal Data Protection drafted [R]</i></p> <p>According to the Plan for Personal Data Protection, the following activities were carried out:</p> <ul style="list-style-type: none"> <li>- Instructions on computer system security of the Ministry of Interior adopted;</li> <li>- Instruction on the manner of establishing the needs for procurement and checking procurement of computer equipment was adopted;</li> <li>- Instruction on use of data from the records of the Ministry of Interior by</li> </ul>	<p><i>number of rejected complaints/applications for examination. [NR]</i></p> <hr/> <p><i>Number of information/personal information stored in electronic form into applications for storage of personal data; number of information exchanged via Europol, which are stored into national databases via applications [NR]</i></p> <hr/> <p><i>Number of unclassified and classified information exchanged with Europol (number of information containing personal data), number of information stored into Europol's Analysis Work Files (AWF), number of joint police operations with Europol [NR]</i></p> <hr/>
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				<p>Police Administration was adopted; - Instructions on inactivation of police data (replacing personal data with X characters) was adopted;</p> <hr/> <p><i>Computer programs developed for electronic keeping of all personal data databases, as well as for the automatic warning/deletion of personal data kept in electronic databases, after the expiration of statutory deadline for keeping data in the databases [R]</i></p> <p>Improvement of computer programs; computer programs for using digital certificates to access applications were carried out (implementation will start on 15 January 2014) and action to log on will be carried out on the basis of certificates.</p> <hr/> <p><i>Plan of continuous trainings of officers of Police Administration drafted – programme of the Police Academy drafted [NR]</i></p> <p>The activities in relation to preparation of training plan of police officers in terms of personal data protection are ongoing.</p> <hr/>	
6.1.3.	<p>· Fulfil security standards defined by:</p> <p>Europol Instructions for network security-System Specific Security Requirements</p> <p>Europol Security Manual</p> <p>Europol Guidance for Security.</p>	<b>POLICE ADMINISTRATION</b>	<p>Not implemented</p> <hr/> <p>nov.13</p>	<p><i>Standards fulfilled – analysis of fulfilment of recommendations defined by Europol documents and standards-procedures applied in Montenegro drafted. [NR]</i></p> <p>In July 2013, the project was proposed to the EU (activity 3.1) for Twinning which will be carried out with the financial support of the EU (in</p>	

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	<p>Remark:</p>			<p>the amount of EUR 1.100.000). The project among other things includes engagement of experts in order to draft situation analysis in terms of personal data protection. The EU accepted the project. Its implementation will be carried out during 2014. Within preparation for signing the Agreement on operative cooperation with Europol, in order to exchange classified data, during 2014 Memorandum on Understanding will be signed. It will define necessary standards in accordance with the Europol Security Manual.</p>	
6.1.8.	<p>1. Establish a secure electronic communication network for mutual access to data bases and exchange of information between law enforcement agencies, including Public Prosecution Office by:</p> <p>drafting analysis with proposal of measures, in relation to the existing infrastructure and possibilities for access to data bases,</p> <p>implementing measures for enabling access to data bases and exchange of information.</p> <p>Remark: The process of drafting situation analysis, in order to produce proposal of measures, is ongoing. In order to implement this measure, establishment of the working group which will draft the situation analysis and proposal of measures is also ongoing. Expert support is provided by Croatia, as assistance in drafting the document, through cooperation with UNDP. In this regard, two experts gave recommendations in relation to fulfilment of obligations. Recommendations refer to IT, organizational and procedural aspect.</p>	POLICE ADMINISTRATION	<p>Partially implemented</p> <p>1. October 2013; I quarter of 2015</p>	<p><i>Special programme made which will enable access to data bases [NR]</i></p> <p><i>Networking of data bases of all relevant bodies with Prosecution Office carried out. [NR]</i></p> <p><i>Improved existing technical conditions for access to data bases in competent bodies[NR]</i></p> <p><i>Delivered trainings on use of data bases. [NR]</i></p> <p><i>Enabled access to data bases. [NR]</i></p>	<p><i>Established better and more efficient inter-institutional cooperation (number of exchanged information, number of accesses to data bases, number of investigations for which network was used in order to access data bases and exchange information). [NR]</i></p>



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				<hr/> <p><i>-Report on work of Public Prosecution Office for the fight against organised crime, corruption, terrorism and war crimes. [NR]</i></p> <hr/> <p><i>-Report of European Commission[NR]</i></p> <hr/> <p><i>-Report of MONEYVAL [NR]</i></p> <hr/>	
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Recommendation 2 from the Screening Report– area „Police cooperation“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.1.15.	<p>1. Expansion of Interpol's services – establishment of the FIND system and its integration into the existing police databases</p> <p>Input of all lost/stolen/invalid travel documents into Interpol's SLTD database</p> <p>Develop procedures to use the FIND system</p> <p>Establishment of a system for checking passengers on cruise ships and ships used for pleasure voyages (Interpol's batch searches)</p> <p>Expansion of the FIND system to the private sector.</p>	POLICE ADMINISTRATION	<p>Implemented</p> <hr/> <p>September 2013; 2013, continuously [33];</p> <p>September 2013; I quarter of 2015; March 2014;</p>	<p><i>1. FIND system implemented [R]</i></p> <p>FIND system put into operation on 1 December 2013 at all border crossing points in Montenegro.</p> <hr/> <p><i>Equipment which lacked procured – put into operation [?]</i></p> <hr/> <p><i>The necessary computer programs developed [R]</i></p> <p>Computer program of FIND system developed, and interconnected with application <i>Border</i> in order to check persons/documents/vehicles at BCPs.</p> <hr/> <p><i>Automatic input of all invalid documents into</i></p>	<p><i>Number of persons/vehicles/documents entered into Interpol's database, number of checks of persons/vehicles/documents, number of hits, number of wanted persons located, number of searched vehicles located [R]</i></p> <p>Within the period 01.12-18.12 statistical data are:</p> <p>1. Total number of checks through FIND:</p> <p>a. Persons 214.774</p> <p>b. 214.774</p> <p>c. Vehicles 81.345</p> <p>2. Number of persons entered into FIND – 41</p> <p>3. Number of persons found by means of FIND - 1</p> <p>4. Number of vehicles entered into Interpol data base - 4</p> <p>5. Number of hits - 1 vehicle per FIND</p>

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				<p><b>Interpol's SLTD database [34] [R]</b> All lost/stolen/invalid documents are timely entered into Interpol's SLTD data base.</p> <hr/> <p><b>Procedure for the use of the FIND system drafted [R]</b> Procedure for the use of Interpol's data bases through FIND system drafted.</p> <hr/> <p><b>System for checking passengers on cruise ships and ships used for pleasure voyages established; number of checks carried out at border crossing points [?]</b></p> <hr/> <p><b>FIND system connected to the private sector for the purpose of checking documents and vehicles. [R]</b> Within the framework of Interpol project I-Checkit, Montenegro as a pilot country expanded FIND system to private sector (in the first phase to the tourist companies – hotels). FIND expands in accordance with agreements signed with representatives of hotel facilities on a voluntary basis i.e. if private companies recognise interest in the partnership with Interpol.</p> <hr/>	<p>6. Number of hits for documents per FIND - 2</p> <hr/>
6.1.17.	<p>1. Establish the duty 24/7 service needed for international police cooperation</p> <p>Fill in positions laid down by the job classification act</p> <p>Draft instructions for the work of the 24/7 duty service as a</p>	POLICE ADMINISTRATION	<p>Partially implemented</p> <hr/> <p>1. December</p>	<p>1. <b>Positions laid down by the job classification act filled in; work of international police cooperation organised according to the 24/7 principle [DR]</b> This activity is ongoing. Four out of five vacancies are occupied. The process for</p>	<p><b>Number of officers engaged in the work of the duty service for international police cooperation, number of information exchanged outside standard working hours, number of cases acted upon outside standard working hours [R]</b></p>

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	part of the Manual for International Police Cooperation.		2013; December 2013	<p>occupying 1 remaining vacancy is also ongoing. After this, duty 24/7 service will be established.</p> <hr/> <p><b>Instructions for the work of the 24/7 service drafted [DR]</b></p> <p>Activities related to drafting Manual for international police cooperation are ongoing. Draft Manual has been made.</p> <hr/>	<p>Number of duty officers – for now, 3 operators and one inspector on standby duty.</p> <p>Number of processed messages in relation to cases outside standard working hours (period 01.07-18.12) – 3730.</p> <hr/>
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Recommendation 3 from the Screening Report– area „Police cooperation“

Application of Prüm Decision

Obligations assumed at bilateral screening

### 6.2. FIGHT AGAINST ORGANISED CRIME

Recommendation 1 from the Screening Report– area „Fight against organized crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.2.	<p>Make report on necessity to amend the Criminal Procedure Code, especially in the part referring to:</p> <ul style="list-style-type: none"> <li>Allocation of <i>ex officio</i> defence attorney according to the order from the list of Bar Chamber;</li> <li>more precise determination of legally invalid evidence, in terms of recalling certain articles of CPC;</li> <li>procedure of implementing decision on temporary seizure, as well as the right of third persons acting in good faith in relation to temporarily seized property;</li> <li>provisions which regulate measures of secret surveillance regarding: subjects which order measures of secret surveillance, scope of measures of secret surveillance, criminal offence for which measures of secret surveillance can be applied, persons upon whom measures of secret surveillance can be applied and duration of that</li> </ul>	<b>MINISTRY OF JUSTICE</b>	<p>Implemented</p> <hr/> <p>June; 2013</p>	<p><b>Report made on scope of necessary amendments to CPC and decision made on period when concrete amendments to CPC shall be carried out. [R]</b></p> <p>The Government of Montenegro adopted Report on necessity to amend the Criminal Procedure Code on 27 June 2013.</p> <hr/>	

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	<p>measures;</p> <ul style="list-style-type: none"> <li>provisions which regulate rejection of criminal charge and control of rejection;</li> <li>provisions which regulate authorisations and actions of police in preliminary investigation; and it will be especially reconsidered prescribing possibility for police to hear a suspect upon the approval of the Public Prosecutor without the consent of the suspect, along with deadlines for police for depriving persons of freedom, as well as need to make decisions by police;</li> <li>deadline for the Public Prosecutor to make decision on holding a person, as well as to prescribe deadline for lodging a complaint against decision on holding; to especially reconsider necessity to amend the holding period for certain criminal offences (organised crime and corruption);</li> <li>provisions on offering evidence in investigation with a view to prescribing obligation for the Public Prosecutor to make decision against which complaint can be lodged;</li> <li>Provisions which regulate control of indictment with a view to functional competence for indictment approval.</li> </ul> <p>Remark: the same measure is defined by the Action Plan for negotiating chapter 23 in terms of Repressive actions against corruption (RECOMMENDATION 2.2.2, measure 2.2.2.1)</p> <hr/> <p>Remark:</p>				
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Recommendation 2 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.5.	<p>Make a comprehensive analysis of the organisational structure, capacities and competences of state authorities and administration bodies in the fight against organised crime and corruption, that will include:</p> <ol style="list-style-type: none"> <li>overview of legislative framework for fight against corruption and organised crime (Criminal Code, Criminal Procedure Code, Law on Internal Affairs, Customs Law, etc);</li> <li>organisational structure and functional content</li> </ol>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>October 2013</p>	<p><i>Analysis made with recommendations for amending legislative and institutional framework for the fight against corruption in accordance with the Government's Work Plan - priority activities point 56 [R]</i></p> <p>At the session held on 14 November 2013, the Government adopted the Analysis of the organisational structure, capacities and competences of state</p>	

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	<p>of the public prosecution office, police, Customs Administration, Tax Administration, etc.;</p> <p>c. a special section on seizure of material gain , with particular emphasis put on practical issues when identifying property for extended seizure, exchange of information and competences of the Public Property Administration in respect of management and redemption of the temporarily seized property;</p> <p>d. a special section on the structure and competences of the special investigative team and its relations towards other bodies;</p> <p>e. existing relevant databases for the efficient implementation of the CPC and identification of technical barriers in terms of access to databases of the Tax Administration, Customs Administration, Police Administration, Ministry of Interior, Public Property Administration, Central Depositary Agency, Harbour Master's Office, Securities Commission, Central Register of Commercial Entities, and reassessment of the role of the current special investigative team;</p> <p>f. comparative model of Croatia and Slovenia; and</p> <p>g. proposal of conclusions for overcoming existing legislative and institutional limitations</p> <p>Remark: <i>the same measure is provided for in Action Plan for Chapter 23, Repressive Actions, measure 2.2.1.1</i></p> <p>Remark:</p>			<p>authorities and administration bodies in the fight against organised crime and corruption, with recommendations for improvement of legislative and institutional framework.</p> <hr/>	
6.2.6.	<p>Adopt a plan of implementation of conclusions from the previous analysis with concrete measures that need to be implemented, competent authorities and deadlines for implementation of measures, especially:</p> <ul style="list-style-type: none"> <li>- laws that need to be amended, and particularly the Criminal Code, Criminal Procedure Code, Law on Internal Affairs, Customs Law, etc.;</li> <li>- changes that need to be made in organisational structure;</li> <li>- improvement of the procedure for seizure of material</li> </ul>	<b>MINISTRY OF INTERIOR</b>	<p>Not implemented</p> <hr/> <p>December 2013.</p>	<p><i>Plan of implementation of conclusions from the analysis adopted [NR]</i></p> <p>Remark: drafting Plan of implementation of conclusions is expected in January 2014.</p> <hr/>	

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	<p>gain and functioning of the Public Property Administration;</p> <ul style="list-style-type: none"> <li>- define the future role of the investigative team;</li> <li>- establish unique database and enable exchange of information between relevant authorities;</li> <li>- adopt the best solutions from the comparative experience.</li> </ul> <p>Remark: <i>the same measure is provided for in Action Plan for Chapter 23, part 2.2. Repressive Actions, measure 2.2.1.2</i></p> <hr/> <p>Remark:</p>				
6.2.10.	<p>Expand premises of the Department for suppression of corruption, organised crime, terrorism and war crimes</p> <p>Remark: <i>The same measure is provided for in Chapter 23, section 2.2 Repressive Action against Corruption</i></p> <hr/> <p>Remark:</p>	<b>SUPREME PUBLIC PROSECUTOR'S OFFICE</b>	<p>Not implemented</p> <hr/> <p>December 2013</p>	<i>Expanded spatial capacities [NR]</i>	<p><i>Conditions provided for better work of the Prosecutor's Office [NR]</i></p> <p>Remark: On 17.12.2012 the Supreme Public Prosecutor's Office sent to the Public Property Administration request for providing necessary office premises for the needs of the Department for suppression of corruption, organised crime, terrorism and war crimes. It requested to have been provided with appropriate premises in order to adequately solve the issue of expanding premises in the Department. The negotiations between the Ministry of Finance and the Capital Podgorica for providing adequate premises are ongoing.</p> <hr/>
6.2.11.	<p>Strengthen human resources capacities of the Department for suppression of corruption, organised crime, terrorism and war crimes by employing two expert assistants and two IT experts.</p> <p>Remark: <i>The same measure is provided for in Chapter 23, section 2.2 Repressive Action against Corruption</i></p> <hr/> <p>Remark:</p>	<b>SUPREME PUBLIC PROSECUTOR'S OFFICE</b>	<p>Partially implemented</p> <hr/> <p>September 2013-March 2014</p>	<i>Strengthened human resources capacities by employing two expert assistants and two IT experts [**]</i>	

Recommendation 3 from the Screening Report— area „Fight against organised crime“

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Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.21.	Analyse and amend Montenegrin legislation in accordance with recommendations of the Financial Action Task Force	ADMINISTRATION FOR PREVENTION OF MONEY LAUNDERING AND TERRORISM FINANCING	Partially implemented	<p><b>Amendments to relevant laws and secondary legislation (Criminal Code, Law on Prevention of Money Laundering and Terrorism Financing) [DR]</b></p> <p>Implementation is ongoing. The Working group drafted Proposal for the new Law on Prevention of Money Laundering and Terrorism Financing which is mainly harmonised with the recommendation of the FATF. Adoption of the Proposal for the Law on Prevention of Money Laundering and Terrorism Financing by the Government of Montenegro is expected until the end of 2013. Its adoption in the Parliament is expected in the first quarter of 2014. The Proposal for the Law is sent to the EC to provide its expert opinion on the level of harmonization of the Proposal for the Law with the appropriate international standards.</p> <p>In July 2013, the Parliament of Montenegro adopted the Law Amending the Criminal Code which entered into force on 21.08.2013. Also, amendments were carried out in accordance with recommendations of Committee of Council of Europe – MONEYVAL regarding harmonisation with FATF recommendations.</p> <p><b>Montenegrin legislation harmonised with the FATF recommendations [DR]</b></p> <p>Implementation is ongoing. The Working group drafted Proposal for the new Law on Prevention of Money Laundering and Terrorism Financing</p>	<p><b>Legislative framework harmonised with recommendations of the FATF provides a wider scope of application of relevant laws in regulated sector [DR]</b></p> <p>In July 2013, the Parliament of Montenegro adopted the Law Amending the Criminal Code which entered into force on 21.08.2013. Also, amendments were carried out in accordance with recommendations of Committee of Council of Europe – MONEYVAL concerning harmonisation with FATF recommendations.</p>
	Remark:		; DECEMBER 2013		

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				<p>which is mainly harmonised with the recommendation of the FATF. Adoption of the Proposal for the Law on Prevention of Money Laundering and Terrorism Financing by the Government of Montenegro is expected until the end of 2013. Its adoption in the Parliament is expected in the first quarter of 2014. The Proposal for the Law is sent to the EC to provide its expert opinion on the level of harmonization of the Proposal for the Law with the appropriate international standards.</p> <p>In July 2013, the Parliament of Montenegro adopted the Law Amending the Criminal Code which entered into force on 21.08.2013. Also, amendments were carried out in accordance with recommendations of Committee of Council of Europe – MONEYVAL regarding harmonisation with FATF recommendations.</p>	
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Recommendation 4 from the Screening Report– area „Fight against organised crime“

Recommendation 5 from the Screening Report– area „Fight against organised crime“

Recommendation 6 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.26.	Sign a Protocol on Cooperation of the Ministry of Interior - Police Administration and Supreme Public Prosecutor's Office, whereby cooperation in the pre-trial and criminal procedures	SUPREME PUBLIC PROSECUTOR'S	Not implemented	<i>Protocol signed [**]</i>	<i>Clearly defined roles of the police and prosecution in conducting preliminary investigation related to corruptive and other</i>



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	<p>will be regulated.</p> <p>Remark: <i>The same measure is provided for in the Action Plan for Chapter 23, 2.2.4.1</i></p> <hr/> <p>Remark: Working version of the Protocol has been drafted. Its drafting is in final phase and it is expected to be signed in the upcoming period.</p>	OFFICE	<hr/> <p>Ongoing</p>		<p><i>criminal offences [**]</i></p> <hr/>
6.2.29.	<p>Adopt a Plan of implementation of conclusions from the previous analysis</p> <p>Remark: <i>The same measure is provided for in the Action Plan for Chapter 24, 6.2.6, and in the Action Plan for Chapter 23, 2.2.1.2</i></p> <hr/> <p>Remark: Drafting Plan of implementation of conclusions is expected in January 2014.</p>	MINISTRY OF INTERIOR	<p>Not implemented</p> <hr/>	No indicators	

Recommendation 8 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.34.	<p>Establish working group and develop:</p> <p>1. Analysis on situation and needs for material and technical assets in the Special Verification Unit,</p> <p>2. Analysis of information system for the needs of Special Verification Unit.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Partially implemented</p> <hr/> <p>October; 2013; March ; 2014 ;</p>	<p><b>Established Working Group [R]</b></p> <p>Based on the Decision made by the Minister no. 01-113/13-69476/1 dated 17 October 2013, the Working group for drafting Analysis on situation and needs for material and technical assets in the Special Verification Unit was established.</p> <hr/> <p><i>1. Analysis of situation and needs for recommendations prepared [**]</i></p> <hr/> <p><i>2. Analysis of IS with recommendations prepared [**]</i></p> <hr/>	<p><i>Initiated planned procurements. [**]</i></p> <hr/>
6.2.40.	<p>Establish a working group and develop:</p>	MINISTRY OF	<p>Partially implemented</p>	<b>Working group established [R]</b>	<i>Initiated planned procurements. [**]</i>

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	<p>an analysis on situation and needs for material and technical assets in the Unit for UC.</p> <hr/> <p>Remark:</p>	<b>INTERIOR</b>	<hr/> <p>October; 2013; February; 2014 ;</p>	<p>Based on the Decision made by the Minister of Interior no. 01-113/13-59405/2 dated 03 October 2013, the Working group for drafting Analysis on situation and needs for material and technical assets in the Unit for UC was established.</p> <hr/> <p><i>Prepared analysis on situation and needs for recommendations [**]</i></p> <hr/>	<hr/>
<b>6.2.50.</b>	<p>Establish working group and develop:</p> <p>an analysis on situation and needs for IT equipment at local level in police.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF INTERIOR</b>	<p>Partially implemented</p> <hr/> <p>October; 2013; March ; 2014 ;</p>	<p><b>Working group established [R]</b></p> <p>Based on the Decision made by the Minister of Interior no. 01-113/13-69476/1 dated 17 October 2013, the Working group for drafting Analysis on situation and needs for IT equipment at local level in police was established.</p> <hr/> <p><i>Prepared analysis on situation and needs for recommendations [**]</i></p> <hr/>	<p><i>Initiated planned procurements[**]</i></p> <hr/>
<b>6.2.52.</b>	<p>Establish a working group and develop:</p> <p>an analysis on needs for “Entity management” software in police.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF INTERIOR</b>	<p>Partially implemented</p> <hr/> <p>October; 2013; February ; 2014 ;</p>	<p><b>Working group established [R]</b></p> <p>Based on the Decision made by the Minister of Interior no. 01-113/13-69476/2 dated 17 October 2013, the Working group for drafting Analysis on needs for Entity Management System software in police was established.</p> <hr/> <p><i>Prepared Analysis on needs with recommendations [**]</i></p> <hr/>	<p><i>Initiated planned procurements [**]</i></p> <hr/>

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Recommendation 8 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.56.	Amend the Law on Witness Protection, inclusion of the category of witness collaborator in line with recommendations of experts, redefining of the term close person, number of members and composition of the Commission for Application of the Protection Program etc. It is also needed to define, in accordance with the Law on Witness Protection Article 47, the budget of the Unit for Witness Protection.  Remark:	MINISTRY OF JUSTICE	Partially implemented  December 2013; April ; 2014; September 2014	<b><i>Proposal for the Law on Witness Protection determined [DR]</i></b>  The Proposal for the Law on Witness Protection was adopted at the session of the Government of Montenegro held on 26 December 2013.  <b><i>Law on Amendments to the Law on Witness Protection adopted [**]</i></b>  <b><i>Means for enforcement of the Law to be defined in the special proportion relating to the Ministry of Interior [**]</i></b>	<b><i>Law and secondary legislation harmonised with the operational needs [**]</i></b>  <b><i>Results of enforcement of the Law [**]</i></b>
6.2.57.	Work on training concept/  Organise and implement specialised trainings at all levels, improve management of protection measures in implementation of the Protection Program in all segments and in the procedure of application of urgent measures.  Remark:	OFFICE FOR FIGHT AGAINST TRAFFICKING IN HUMAN BEINGS	Continuous implementation  From March 2013 to ; IV quarter of 2015;	<b><i>Number of successfully completed specialised trainings [RK]</i></b>  Three trainings completed.  In cooperation with the agency of the Government of Republic of the Northern Ireland, NI-CO from Belfast, within the regional project WINPRO II “Cooperation in criminal justice: Witness Protection in the Fight against Organised Crime and Corruption” in which Serbia, Croatia, Bosnia and Herzegovina, Macedonia, Albania, Kosovo and Montenegro participate, financed by IPA 2012 Multi-beneficiary Programme, three specialized trainings for the Unit for witness protection were	<b><i>Implementation of the plan envisaged by the WINPRO II project [**]</i></b>

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				<p>delivered:</p> <ul style="list-style-type: none"> <li>- "train the trainers" as regional training organized by WINPRO II project team, held in Croatia.</li> <li>- "Basic course for witness protection" as regional training organized by WINPRO II project team, held in Montenegro.</li> <li>- "Close protection" as regional training organized by WINPRO II project team, held in Bosnia and Herzegovina.</li> </ul>	
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Recommendation 9 from the Screening Report— area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.60.	<p>Within the analysis of organisational structure, capacities and powers of state authorities and state administration bodies in the fight against organised crime and corruption, current situation relating to the procedure of confiscation of property gain, its custody and management will be specially analysed and a model for improvement will be proposed.</p> <p>Remark: The same measure is provided for in Chapter 23, section 2.2 Repressive Action against Corruption.</p> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>October 2013</p>	<p><i>Drafted analysis presenting current situation in cases where property gain was confiscated, its continued custody and management by the Public Property Administration, with detected obstacles and deficiencies in application of this instrument and recommendations for improvement [R]</i></p> <p>The Government at the session held on 14 November 2013 adopted Analysis of organisational structure, capacities and powers of state authorities and state administration bodies in the fight against organised crime and corruption, with recommendations for improvement of legislative and institutional framework.</p>	
6.2.63.	Develop internal operating procedures of the Public	PUBLIC	Implemented	<i>Developed operating procedures,</i>	

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	<p>Property Administration</p> <p>Remark: The same measures is provided for in Chapter 23, section 2.2 Repressive action against corruption.</p> <hr/> <p>Remark:</p>	<b>PROPERTY ADMINISTRATION</b>	<hr/> <p>December 2013</p>	<p><i>Specified criteria for management of various types of property [R]</i></p> <p>The Public Property Administration in August 2013 adopted Rulebook on application of the Law on custody of temporarily and permanently seized assets.</p> <hr/>	
<b>6.2.64.</b>	<p>Establish an electronic register of seized assets which will contain the following:</p> <p>number of the decision;</p> <p>name of the court or authority responsible for conducting misdemeanour proceedings,</p> <p>type and estimated value of seized assets and</p> <p>information about the person from whom the assets were seized</p> <p>Remark: The same measures is provided for in Chapter 23, section 2.2 Repressive action against corruption</p> <hr/> <p>Remark:</p>	<b>PUBLIC PROPERTY ADMINISTRATION</b>	<p>Implemented</p> <hr/> <p>December 2013</p>	<p><i>Established system of recording seized assets [R]</i></p> <p>The Public Property Administration drafted the Project of Information System for management of recording seized assets. In order to implement necessary functions, the following processes have been provided:</p> <ul style="list-style-type: none"> <li>- opening records, recording the following data: number of decision or body competent for management of procedure, type and estimated value of assets and persons from whom assets was seized, recording changes and entering new items in codebook. Digital register of seized assets was established in September 2013.</li> </ul> <hr/>	
<b>6.2.65.</b>	<p>Report regularly on custody and management of seized assets.</p> <p>Remark: The same measures is provided for in Chapter 23, section 2.2 Repressive action against corruption</p> <hr/> <p>Remark:</p>	<b>PUBLIC PROPERTY ADMINISTRATION</b>	<p>Continuous implementation</p> <hr/> <p>Semi-annually</p>	<p><i>Semi-annual reports of the Public Property Administration drafted and published on the website [RK]</i></p> <p>The report for the period June – December 2013 is available at web page of the Public Property Administration.</p> <hr/>	<p><i>The number of cases and value of permanently seized assets [**]</i></p> <hr/>
<b>6.2.66.</b>	<p>Adopt a training plan and conduct trainings for officers of the Public Property Administration in the area of custody</p>	<b>HUMAN RESOURCES</b>	<p>Implemented</p>	<p><i>Adopted training plan [R]</i></p> <p>These trainings are part of joint</p>	

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	<p>and management of seized assets.</p> <p>Remark: The same measure is provided for in Chapter 23, section 2.2 Repressive Action against Corruption</p> <hr/> <p>Remark:</p>	<p><b>ADMINISTRATION</b></p>	<hr/> <p>December 2013 and continuously</p>	<p>activities of the Human Resources Administration and the Judicial Training Centre, intended for representatives of judiciary, prosecutor's organization, Police Administration as well as employees from the Public Property Administration and part of annual training programme of the Judicial Training centre and the Human Resources Administration.</p> <hr/> <p><i>The number of delivered trainings [R]</i></p> <p>During, 2013 four trainings were carried out related to this topic.</p> <p>Training titled "Financial investigation and seizure of property – experiences of the Republic of Croatia and the Great Britain" was held in the period 21-22 March 2013. 18 officers were present at the seminar, two of them were representatives of the Public Property Administration.</p> <p>Training titled "Financial investigation and seizure of property " was held on 2 and 3 July 2013. 26 representatives were present; out of this number two were from the Public Property Administration.</p> <p>Training titled "Financial investigation and seizure of property –experiences from the Republic of Slovakia " was held on 10 October 2013. 31 representatives were present; out of this number three were from the Public Property Administration.</p> <p>OSCE in Montenegro organised for the</p>	
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				<p>officers from the Public Property Administration two day training on 14 and 15 November 2013, titled “Management of temporarily and permanently seized property (issue and manner of solving the issue)”.</p> <hr/> <p><i>The number and structure of participants [R]</i></p> <p>Training titled “Financial investigation and seizure of property – experiences of the Republic of Croatia and the Great Britain” was held in the period 21-22 March 2013. 18 officers were present at the seminar, two of them were representatives of the Public Property Administration.</p> <p>Training titled “Financial investigation and seizure of property “ was held on 2 and 3 July 2013. 26 representatives were present; out of this number two were from the Public Property Administration.</p> <p>Training titled “Financial investigation and seizure of property –experiences from the Republic of Slovakia “ was held on 10 October 2013. 31 representatives were present; out of this number three were from the Public Property Administration.</p> <p>OSCE in Montenegro organised for the officers from the Public Property Administration two day training on 14 and 15 November 2013, titled “Management of temporarily and permanently seized property (issue and manner of solving the issue)”.</p> <hr/>	
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Recommendation 10 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.70.	Implement the Strategy for Fight against Trafficking in Human Beings for the period 2012-2018 and the accompanying Action [74]  Remark:	<b>OFFICE FOR FIGHT AGAINST TRAFFICKING IN HUMAN BEINGS</b>	Continuous implementation  Semi-annually; II half of 2018	<i>Report on implementation of the Strategy for Fight against Trafficking in Human Beings for the period 2012-2018 and the accompanying Action Plan (2012-2013) [R]</i>  On its 45 <sup>th</sup> session held on 28 November 2013, the Government adopted Report on implementation of the Strategy for Fight against Trafficking in Human Beings and Action plan for the period from 1 January to 30 June 2013, prepared by the Working group for monitoring implementation of the National strategy for the fight against trafficking in human beings.  <i>Evaluation of the Strategy for Fight against Trafficking in Human Beings for the period 2012-2018 [**]</i>	<i>Report of State Department on trafficking in human beings in the world and other relevant [R]</i>  In the annual report of State Department on THB in the world (published every year in June), Montenegro was classified in the second group of countries, i.e. countries which make significant efforts in prevention of THB.  <i>Increased number of identified victims of THB [**]</i>

Recommendation 10 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.72.	Train officers of the Police Administration (Crime Investigation Police Department, general police, border police) on methods of early identification of potential victims of human trafficking and their treatment as well as on specificity of taking testimonies from potential victims of human trafficking.  Remark:	<b>POLICE ACADEMY</b>	Not implemented  Annually ;	<i>Number of organised trainings [NR]</i>  Remark: During this year, trainings were not organised because Annual training programme of Police Academy did not include these trainings. We emphasise that Training programme was developed for the period from April 2013 – April 2014 and the Ministry of Interior – Police Administration did not express the need for this type of training. Due to this fact, it was not included in the Annual training programme of	<i>The number of officers who successfully attended the trainings [NR]</i>  Remark: During this year, trainings were not organised because Annual training programme of Police Academy did not include these trainings. We emphasise that Training programme was developed for the period from April 2013 – April 2014 and the Ministry of Interior – Police Administration did not express the need for this type of training. Due to this fact, it was not



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				Police Academy unlike for previous years when several trainings were delivered in relation to this topic.	included in the Annual training programme of Police Academy unlike for previous years when several trainings were delivered in relation to this topic.
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Recommendation 10 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.74.	<ul style="list-style-type: none"> <li>- Amend the Criminal Code in terms of:</li> <li>- defining the term of a victim of trafficking in human beings;</li> <li>- introduction of “slavery and related actions” as a form of exploitation caused by the criminal offence of trafficking in human beings ;</li> <li>- making the acceptance of intended exploitation by a victim of trafficking in human beings irrelevant;</li> <li>- extension of the scope of Article 445 in order to cover children under the age of 18.</li> </ul> <p>Remark:</p>	MINISTRY OF JUSTICE	Implemented  September; 2013.;	<p><i>Amendments to the Criminal Code adopted [R]</i></p> <p>The Law on Amendments to the Criminal Code was adopted and published in the Official Gazette of Montenegro no.40/13 dated 13.08.2013. The Criminal Code entered into force on 21.08.2013.</p>	<p><i>The number of criminal procedures; [NR]</i></p> <p>According to statistical data as of 1 January 2013, criminal charges were not brought for the criminal offence of trafficking in human beings referred to in Article 444 of the Criminal Code. However, several measures and actions for checking operative information as well as acting upon requests of other institutions were carried out.</p> <p><i>The number of convicted persons for the criminal offence of trafficking in human beings [R]</i></p> <p>13 persons were convicted for criminal offence of THB.</p> <p>Within the period from 1 January to 1 December 2013, competent courts passed two judgements: - the judgement of the High Court dated 21 July, second instance judgement in which 6 persons were found guilty for criminal offence of THB; one person damaged, Roma female originating from Kosovo; case was initiated in 2010;</p> <p>- the judgement of the High Court dated 18 June, in which seven persons were found guilty for commission of criminal offence of criminal association (referred to in Article 401 para. 1 of</p>

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					the Criminal Code) and mediation in engaging in prostitution (referred to in Article 210 para. 1 of the Criminal Code); two persons were found guilty for commission of continuing criminal offence of mediation in engaging in prostitution (referred to in Article 201 para. 1 in conjunction with Article 49 of the Criminal Code) and they were punished by prison term. Based on this judgement, three persons accused for commission of criminal offence of THB (referred to in Article 444 para. 2 in conjunction with para. 1 of the Criminal Code) were acquitted; three persons were convicted for commission of criminal offence of THB referred to in Article 444 para. 6 in conjunction with Article 23 of the Criminal Code, and three persons were convicted for commission of criminal offence of abuse of official position referred to in Article 416 para. 1 of the Criminal Code.
6.2.76.	Adopt the Law on Compensation of Damage to Victims of Serious Criminal Offences with a view to establishing a national system for compensation of damage available to victims of trafficking in human beings.  Remark:	MINISTRY OF JUSTICE	Not implemented  July ; 2013; December 2013	<i>Proposal of the Law defined, [NR]</i>  Remark: The reason for delay was the fact that the Council of the European Union has not adopted the Directive on minimum standards for victims of criminal offences in EU. The Law will be harmonized with that Directive.  <i>Law on Compensation of Damage to Victims of Serious Criminal Offences adopted [NR]</i>	<i>The number of victims of THB exercising the right to compensation on this basis [NR]</i>

Recommendation 10 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.78.	Ensure unhindered functioning of the Shelter for Victims of Human Trafficking.	OFFICE FOR FIGHT	Continuous implementation	<i>Providing fees for the people working with the victims in the Shelter, [RK]</i>	<i>Number of protégés to whom protection and accommodation was provided in Shelter[R]</i>

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	<p>Remark:</p>	<p><b>AGAINST TRAFFICKING IN HUMAN BEINGS</b></p>	<p>Annually</p>	<p>In order to pay fees to the female activists of NGO who provide protection to protégés in the Shelter for victims of THB, it was allocated EUR 16.500 in the period from 1 January to 1 December 2013.</p> <p>Remark: The Government of Montenegro allocates from the budget of the Office for the fight against THB necessary money assets for functioning of the Shelter for victims of THB. These assets are intended for financing expenditure necessary to meet basic living needs of victims of THB, as well as to provide medical, legal, psychological and other forms of assistance. Also, these assets are used to pay earnings for five female activists of NGO <i>Montenegrin female lobby</i> employed in the Shelter as well as costs for rent and other costs related to facility where the Shelter for victims of THB is located. At the same time, the Office for the fight against trafficking in human beings finances from these assets SOS hotline for victims of THB which is available 24h to all persons who need to call or want to inform themselves about the problem of THB. Since January 2013 to 1 November 2013, the budget of Office for the fight against trafficking in human beings allocated for the above mentioned needs cca. EUR 23.000.</p> <hr/> <p><i>Covering overhead expenses and the rent expenses for the Shelter, [RK]</i></p> <p>In the period from January 2013 to 1 December 2013, the Office for the fight against trafficking in human beings allocated for the above mentioned needs cca. EUR 9.800.</p> <hr/> <p><i>Procurement of the required funds for the basic needs of protégés of the Shelter [DR]</i></p> <p>All basic conditions for recovery of the protégés were provided during their stay in the Shelter.</p>	<p>During 2013, two protégés stayed in the Shelter for victims of THB.</p> <hr/> <p><i>The continuity of work of the Shelter for Victims of Human Trafficking ensured; [R]</i></p> <p>Allocated assets for the needs of the Shelter for victims of THB in 2013 provided unhindered work of employees and stay of protégés in the shelter.</p> <hr/>
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Recommendation 11 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.81.	Adopt the Strategy for Control and Reduction of small arms and light weapons (SALW), with an implementing action plan	<b>MINISTRY OF INTERIOR</b>	Implemented	<i>Strategy for Control and Reduction of small arms and light weapons (SALW) adopted, [R]</i>	<i>Degree and quality of implementation of the measures defined in the Action Plan [R]</i>
	Remark:		July 13	<p>On its session held on 4 July 2013, the Government of Montenegro adopted the Strategy and the Action plan for control and reduction of small arms and light weapons (SALW), for the period 2013-2018.</p> <hr/> <p><i>Action Plan for implementing Strategy adopted R]</i></p> <p>Based on the Decision of the Minister of Interior 01 no. 220-13-59418, dated 12 September 2013, the Coordination body for small arms and light weapons was formed. The president and national coordinator is a representative of the Ministry of Interior and members are representatives of: the Ministry of Foreign Affairs and European integrations, the Ministry of Defence, the Ministry of Economy, the Ministry of Finance and the Customs Administration. Secretary is a representative of the Ministry of Interior. The task of the Coordination body is to manage, organize and plan activities of state bodies, state administration bodies and other bodies competent for implementation of the Strategy, then to determine and</p>	<p>High degree and quality of implementation of measures.</p> <hr/>

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				<p>monitor priorities, dynamics and deadlines for implementation and assess the achieved results, as well as to submit to the Government the report with proposals, assessment and proposal for measures once a year.</p> <hr/>	
6.2.82.	<p>Establish a coordination body for monitoring the implementation of the Strategy for Control and Reduction of small arms and light weapons with a view to efficiently implementing the Strategy and the Action Plan.</p> <hr/> <p>Remark:</p>	POLICE ADMINISTRATION	<p>Implemented</p> <hr/> <p>September; 2013</p>	<p><i>Coordination body for monitoring the implementation of the Strategy established [R]</i></p> <p>Based on the Decision of the Minister of Interior no. 01-220/13-59418/2 dated 12 September 2013, the Coordination body was formed for control and reduction of small and light weapons and ammunition, planning, coordinating, implementing and monitoring activities in this area. The chairman of the body is a representative of the Ministry for Interior – National Coordinator, and it consists of the representatives of: the Ministry of Interior, the Ministry of Foreign Affairs and European integrations, the Ministry of Defence, the Ministry of Economy, the Ministry of Finance and the Customs Administration</p> <hr/>	
6.2.83.	<p>Monitor implementation of the Strategy and the Action Plan</p> <hr/> <p>Remark:</p>	MINISTRY OF DEFENCE	<p>Continuous implementation</p> <hr/> <p>Annually</p>	<p><i>Number of held meetings of the Coordination Body [RK]</i></p> <p>Two meetings of the Coordination body were held.</p> <p>Remark: In order to implement the Strategy and the Action Plan, the following activities are being carried out: - activities related to professional training and education of officers in order to provide professional basis for efficient implementation of the Strategy are continuously</p>	<p><i>Annual report on implementation of the Strategy and the Action Plan submitted to the Government of Montenegro [NR]</i></p> <p>Coordination body was formed in the mid of 2013 and Report on the work for 2013 will be submitted to the Government until 1 July 2014.</p> <hr/>

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				<p>undertaken. In cooperation with the OSCE Mission and UNDP Office in Montenegro, in the period from 11 to 13 December 2013, regional workshop "Strategic access to control and reduction of SALW" was held in Budva. Members of Coordination body for implementation of the Strategy and experts from the region were present and experiences were exchanged. In the period from 23 to 25 December 2013, the study visit of the Coordination body to the Ministry of Interior and Customs Administration of the Republic of Serbia was organised in relation to the same issue. Within the above mentioned workshops, meetings and consultations of the Coordination body are held whereby the upcoming activities are agreed. State bodies work on the strengthening legal framework and administrative capacities in order to reduce SALW possessed by citizens, legal persons and state bodies. Ministry of Interior drafted the Law on Weapons which will be submitted to the EC (before the adoption procedure). Activities in relation to improvement of data base on SALW are undertaken. Activities of reforming border police and Customs Administration are ongoing.</p>	
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Recommendation 11 from the Screening Report– area „Fight against organised crime“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
6.2.84.	<p>Adopt a new Law on Weapons, which will regulate in details the issue of weapons possessed by natural and legal persons and define a legal framework harmonised with EU directives 91/477/EEC and 2008/51/EC, referring <i>inter alia</i> to:</p> <p>modification in some definitions given in the Law;</p> <p>clearer categorisation of weapons and special equipment for firearms in accordance with the EU standards;</p>	MINISTRY OF INTERIOR	<p>Not implemented</p> <hr/> <p>December; 2013</p>	<p><b><i>Proposal for the Law adopted, [DR]</i></b></p> <p>The Draft Law on Weapons made in December 2013.</p> <p>Remark: The Draft Law on Weapons was made in December 2013 for which public discussion will be organised in the upcoming period. The Draft is being translated – in order to submit it to the EC. In order to achieve the objective of the Strategy- reduction of illegal weapons and registering or handing over legal categories of weapons, the</p>	<p><i>Results achieved in implementation of the Law [**]</i></p> <hr/>

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<p>more precise procedure with weapons possessed by natural and legal persons;</p> <p>definition of the European Firearms Pass;</p> <p>simplification of procedures for procurement, possession, carrying and transfer of firearms for hunting and sport shooting, in accordance with the EU standards;</p> <p>definition of examination and marking of firearms;</p> <p>definition of ammunition loading for one's own needs in hunting and sport shooting done by natural persons, which is not considered manufacturing of firearms and ammunition according to the EU standards;</p> <p>amendments to sanctioning provisions and their adjustment to the Criminal Code provisions;</p> <p>modification of existing and introduction of new registers; legalisation of weapons;</p> <p>definition of legal basis for adoption of the following implementing legislation: Rulebook on the procedure for and method of entry, transfer and exit of weapons across the state border;</p> <p>Method of keeping records on weapons entered, transferred and exited across the state border as well as on temporarily seized weapons and ammunition at the border crossing points</p> <hr/> <p>Remark: The Draft Law on Weapons was made in December 2013 for which public discussion will be organised in the upcoming period. The Draft is being translated – in order to submit it to the EC. In order to achieve the objective of the Strategy- reduction of illegal weapons and registering or handing over legal categories of weapons, the legislator provided possibility:</p> <ul style="list-style-type: none"> <li>- of voluntarily handing over weapons and ammunition, while it is still in force without sanctions,</li> <li>- of legalisation of weapons, registration of weapons which are legal – in order to register it during two years from the date when the Law entered into force, also without</li> </ul>		<p>legislator provided possibility:</p> <ul style="list-style-type: none"> <li>- of voluntarily handing over weapons and ammunition, while it is still in force without sanctions,</li> <li>- of legalisation of weapons, registration of weapons which are legal – in order to register it during two years from the date when the Law entered into force, also without sanctions,</li> <li>- of obligation of marking the weapons and</li> <li>- of European Firearms Pass according to the Decision of the Council of EU 51/2008, for the draft law.</li> </ul> <hr/> <p><i>More efficient system introduced in supervising and keeping records on [**]</i></p> <hr/> <p><i>procurement, possession, manufacturing, trade and transport of weapons and ammunition [**]</i></p> <hr/> <p><i>possessed by natural and legal persons, in accordance with the EU acquis [**]</i></p> <hr/>	
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	sanctions, - of obligation of marking the weapons and - of European Firearms Pass according to the Decision of the Council of EU 51/2008, for the draft law.				
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### 7. FIGHT AGAINST TERRORISM

#### TOPIC: Prevention of terrorism

Recommendation 1 from the Screening Report – area „Fight against terrorism“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
7.1.	<p>Adopt the Draft the Law on Compensation of Damage to Victims of Criminal Offences</p> <p>It is aligned with the Framework Decision 2002/475/JHA of 13 June 2002 on fight against terrorism 32002F0475</p> <p>Remark:</p>	MINISTRY OF JUSTICE	<p>Not implemented</p> <hr/> <p>December 2013;</p>	<p><i>Proposal for the Law adopted and submitted to the Parliament [NR]</i></p> <p>The adoption of the Proposal for the Law is currently stopped due to adoption of new Directive by EU. It is necessary to make a new table of concordance with that directive. The reason for delay was the fact that the Council of the European Union has not adopted the Directive on minimum standards for victims of criminal offences in EU. The Law will be harmonized with that Directive.</p> <hr/>	<p><i>Results of the implementation of the Law [?]</i></p> <hr/>
7.2.	<p>Amend the Law on Explosive Substances</p> <p>It is aligned with the EU Action Plan on enhancing the security of explosives adopted by the Council on 4 April 2008.</p> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>dec.13</p>	<p><i>Proposal for Amendments to the Law adopted and submitted to the Parliament [R]</i></p> <p>Proposal for Amendments to the Law on Explosive Substances adopted at the session of the Government on 26 December 2013.</p> <hr/>	<p><i>Results of the implementation of the Law [NR]</i></p> <hr/>
7.3.	<p>Amend the Law on Transport of Dangerous Substances</p>	MINISTRY OF INTERIOR	<p>Implemented</p>	<p><i>Proposal for Amendments to the Law adopted and submitted to the Parliament [R]</i></p>	<p><i>Results of the implementation of the Law [**]</i></p>



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	<p>It is aligned with the EU Action Plan on enhancing the security of explosives adopted by the Council on 4 April 2008.</p> <hr/> <p>Remark:</p>		<hr/> <p>sep.13</p>	<p>Proposal for Amendments to the Law on Transport of dangerous substances was adopted at the session of the Government dated 26 December 2013.</p> <hr/>	<hr/>
7.5.	<p>Draft the innovated Action Plan for Prevention and Suppression of Terrorism, Money Laundering and Terrorism Financing 2013-2014.</p> <hr/> <p>Remark:</p>	MINISTRY OF INTERIOR	<p>Implemented</p> <hr/> <p>July; 2013</p>	<p><b>Innovated Action Plan drafted [R]</b>            At the session of the Government dated 1 August 2013, the Action plan for implementation of the Strategy for Prevention and Suppression of Terrorism, Money Laundering and Terrorism Financing 2010-2014 was adopted for the period 2013-2014.</p> <hr/> <p><b>Innovated Action Plan adopted by the Government [R]</b>            At the session of the Government dated 1 August 2013, the Action plan for implementation of the Strategy for Prevention and Suppression of Terrorism, Money Laundering and Terrorism Financing 2010-2014 was adopted for the period 2013-2014.</p> <hr/>	<p><i>Semi-annual reports on the implementation of objectives and measures from the Action Plan [**]</i></p> <hr/>
7.7.	<p>Training of civil servants from judicial and law enforcement bodies, working on criminal offences of terrorism and related criminal offences.</p> <p>Remark: <i>for more details, please see the Innovated Action Plan 2013-2014 (link: after its adoption by the National Commission, it will be available at the Government's website)</i></p> <hr/> <p>Remark:</p>	JUDICIAL COUNCIL	<p>Partially implemented</p> <hr/> <p>June 2013 – December 2014</p>	<p><b>The number of trainings and the number of trained officers [R]</b>            - 16-20 September 2013 – the Republic of Croatia/Zagreb, regional meeting was held in relation to strengthening criminal justice institutions and the rule of law in the Central and South East Europe, accession to the EU and international cooperation in the fight against transnational crime. It was organised by the USA Embassy in Zagreb – regional INL legal project. Through American Embassy in Podgorica, Deputy High Public Prosecutor in Podgorica, two representatives of the Ministry of</p>	<p><b>The degree of training, efficiency and work quality [?]</b></p> <hr/>

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				<p>Justice of Montenegro and one representative of Police Administration were present on behalf of Montenegro.</p> <p>- Within the implementation of the regional programme of the UNODC for better management, justice and security in South East Europe 2012-2015, with the financial support of the Government of the Republic of Slovakia, the workshop "International legal instruments in the fight against terrorism" was held in the period from 8 to 10 October 2013 in the premises of Human Resources Administration, in Podgorica. It was organised by the Ministry of Interior, Police Administration, in cooperation with UNODC Office. Its basic objective was intensifying interagency cooperation and coordination through exchange of experiences and best practices, and then improvement of professional competences of representatives of relevant state bodies for efficient implementation of international instruments provided for the suppression of terrorism. On this occasion, renowned experts of the UNODC Office and OSCE as well as representatives of prosecutor's organization from the Kingdom of Spain and Bosnia and Herzegovina presented international legal framework in the fight against terrorism, international conventions and resolutions of the Council of Security of UN in the area of the fight against terrorism, mechanisms of international cooperation related to prevention and suppression of financing terrorism, then experiences in the area of detection, prevention and suppression of financing terrorism and terrorist acts, as well as criminal</p>	
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				<p>prosecution i.e. punishment of perpetrators of these criminal offences. Representatives of the law enforcement agencies of Montenegro presented achieved results in the application of international instruments which refer to the fight against and prevention of financing terrorism. Participants at the workshop were representatives of the Ministry of Interior, the Ministry of Justice, the Ministry of Foreign Affairs and European integration, the Ministry of Defence, the Supreme Public Prosecutor's Office - the Special Department for the fight against organised crime, the High Court, the Administration for prevention of money laundering and financing terrorism, the Agency for National Security and the Training Judicial Centre.</p> <p>- Fight against terrorism – EUROPOL- the Hague – the Netherlands – an officer of the Special Anti-terrorist unit.</p> <p>- Programme of exchange of police officers through CEPOL. Topic of exchange: Fight against terrorism and prevention of radicalism and extremism. Cyprus/two police officers, in the period from 13 to 18 October, and visit of the police officers from Cyprus in the period from 25 to 29 October.</p> <p>- Regional meeting in Sarajevo – Bosnia and Herzegovina, topic – establishment of better regional police cooperation in the area of EOD (Explosive Ordnance Disposal).</p> <p>- Training related to "International workshop for the fight against smuggling of weapons", in the period from 1 to 2 October 2013 in Tirana, the Republic of Albania, where two representatives of Criminal Police Department participated.</p>	
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				<p>-Seminar "Improvement of regional and joint capacities of the fight against illegal trafficking in weapons", in the period 26 to 28 November 2013 in Podgorica, where three representatives of the Criminal Police Department participated.</p> <p>- Training "Illegal trafficking in weapons and provision of explosive substances", held in the period from 5 to 6 December 2013 in Vienna, the Republic of Austria, where two representatives of Criminal Police Department participated.</p> <p>- In the period from June to December 2013, Special Anti-Terrorist Unit carried out:</p> <ul style="list-style-type: none"> <li>- the second regional gathering of elite police units – Sarajevo, June 2013 – six representatives of Special Anti-Terrorist Unit;</li> <li>- Financing terrorism, intervention of special units – regional seminar – Belgrade - June 2013 – one officer of Special Anti-Terrorist Unit.</li> <li>- Security studies, programme related to terrorism - George C. Marshall-Garmis Partenkirchen – Germany - August 2013 – one officer of Special Anti-Terrorist Unit</li> <li>- tactics of close fight – Gotenica – Slovenia – October 2013 – five officers of Special Anti-Terrorist Unit;</li> <li>-Shooting technique and tactical action – Turkey – Eskisehir – TIKA – November 2013 - attended by seven officers of Special Anti-Terrorist Unit.</li> </ul> <p>Special police unit in the requested period carried out:</p> <ul style="list-style-type: none"> <li>-working visit to gendarmerie of the Ministry of Interior of the Republic of Serbia – one officer;</li> <li>-seminar "Surviving in the street" –</li> </ul>	
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				<p>ICITAP 10 officers;</p> <ul style="list-style-type: none"> <li>- Training "Shooting techniques and tactical actions" – TIKA – seven officers</li> <li>- Training within ILEA programme, Academy in Budapest – Hungary – one officer.</li> </ul> <p>Training for peace mission:</p> <ul style="list-style-type: none"> <li>- International course for police officers participating in UN peace missions "UNPOC Croatia 2013" – Valbandon-Croatia- September-October 2013- one officer of Special Anti-Terrorist Unit;</li> <li>-Course for participation in UN peace missions – Butmir – Sarajevo – October 2013 – one officer of Special Anti-Terrorist Unit;</li> </ul> <p>Officers of the Ministry of Defence and the Army of Montenegro regularly and in planned manner participate in different joint trainings with representatives of other institutions in Montenegro, as well as NATO and other foreign armed forces.</p> <p>One representative of the Army of Montenegro since 2006 actively participates at the meetings of the Working sub-group for asymmetric threats – ATSWG, which functions under the auspices of the "Conference of heads of General Staff of Balkan countries". Meetings of the working sub-group are held two times a year in the host country of the Conference.</p> <p>Members of the Ministry of Defence and the Army of Montenegro in the second half of 2013 participated in several training programmes, directly related to the fight against terrorism:</p> <ul style="list-style-type: none"> <li>- IPK for exercise of special forces of Balkan EAGLE 2013, Turkey, 1 person,</li> <li>- exercise of special forces of Balkan EAGLE 2013, Serbia, 12 persons,</li> <li>- HUMINT course, Danilovgrad, 4</li> </ul>	
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				<p>persons,</p> <ul style="list-style-type: none"> <li>- Demonstration exercise: fight and anti-terrorist actions against significant facilities and persons of the Army of Montenegro, ČVP,</li> <li>- Demonstration exercise: "Department of VP related to abductors and terrorists who use abducted vehicles" Daniloivgrad, ČVP,</li> <li>- Special units for solving different hostage situations, Daniloivgrad, 16 persons.</li> <li>- Combat shooting techniques with special effects, Daniloivgrad, 4 persons.</li> </ul> <p>Within the area of chemical, biological, radioactive and nuclear (CBRN) protection, representatives of the Ministry of Defence and the Army of Montenegro participated at the following exercises courses:</p> <ul style="list-style-type: none"> <li>- Course for officers ABHO, USA, 1 person,</li> <li>- Course of detection and identification of toxic chemicals, Serbia, 2 persons.</li> <li>- Course "Detection and measurement of ionising radiation, Serbia, 2 persons.</li> <li>- Course "Radiological, chemical and biological decontamination of people, land and assets", Serbia, 2 persons.</li> <li>- "NATO course ABHO", Germany, 1 person.</li> <li>- Basic course for analysis of radiological and chemical contaminated samples, Serbia, 2 persons.</li> <li>- Regional exercise "Initiative against expansion of weapons for mass destruction – PSI", Croatia, 1 person.</li> </ul> <hr/>	
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### TOPIC: Suppression of terrorism

**OBJECTIVE: Improving the mechanisms for detection, monitoring, research and disabling movement and stay of persons connected with terrorism in the territory of Montenegro**

Recommendation 2 from the Screening Report – area „Fight against terrorism“

### TOPIC: Protection from terrorism

Recommendation 3 from the Screening Report – area „Fight against terrorism“

### TOPIC: Recovery of damage caused by terrorist attacks

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
7.19.	Strengthen the coordination and cooperation with a view to adequately use of resources of the protection and rescue services.  Remark: Continuous communication and coordination with protection and rescue services of municipality.	POLICE ADMINISTRATION	Continuous implementation  Continuous activity	<i>The number of joint meetings in the country and abroad, [?]</i>  <i>The number of joint interventions [?]</i>	<i>An overview of achieved results [?]</i>

## 8. COOPERATION IN THE FIELD OF DRUGS

Recommendation 1 from the Screening Report– area „Cooperation in the field of drugs“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
8.2.	Provide material resources and technical equipment for the Division by purchasing official vehicles and replacing old official vehicles.  Remark:	POLICE ADMINISTRATION	Continuous implementation  December 2013 ; December 2014 ; December 2015;	<i>Motor vehicles provided [RK]</i> Due to internal reallocation of the Ministry of Interior, the Division for the fight against drugs secured two official vehicles.	<i>Increased number of cases, criminal charges, persons deprived of liberty, seizures and quantity of seized narcotic drugs [RK]</i>
8.3.	Provide material resources and technical equipment for the Division by purchasing specialised equipment and equipment for protection for officers of the Division for Fight against Drugs:  equipment used for raising the level of security of officers when on duty (bulletproof vest)	POLICE ADMINISTRATION	Continuous implementation  December 2013; December;	<i>Equipment purchased [RK]</i> Procurement of equipment planned for 2013 carried out. Six PC computers for applying measures of secret surveillance were procured.	<i>Increased number of cases, criminal charges, persons deprived of liberty, seizures and quantity of seized narcotic drugs [?]</i>

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	<p>equipment used for clear identification of police officers when taking arrest actions (jackets, vests and caps with visible police symbols)</p> <p>technical equipment to be used on the crime scene (specialised equipment for search of premises such as CT35 sets, manual reflectors, LED torches, devices for daily and nightly long-distance surveillance, etc.)</p> <p>Need assessment made through IPA 2010.</p>		<p>2014; December; 2015; December; 2016;</p>		
8.4.	<p>a. Train officers in the country and abroad for:</p> <p>use of secret surveillance measures in collecting evidence against organised criminal groups (a part through IPA 2012)</p> <p>international investigations and joint investigation teams</p> <p>new types of drugs and method for their detection (particularly as regards synthetic drugs and laboratories for their production).</p> <hr/> <p>Remark:</p>	POLICE ADMINISTRATION	<p>Continuous implementation</p> <hr/> <p>a. and b. December 2013 – IV quarter 2015; c. continuously ;</p>	<p><b>Number of trained officers [RK]</b></p> <p>Number of delivered trainings – 5, number of trained officers- 8, for:</p> <ol style="list-style-type: none"> <li>1. handling of informants and associates (organised by OSCE) - 4 officers</li> <li>2. Informant handling (organised by NCA, former SOCA) – 1 officer</li> <li>3. Conducting financial investigations in the area of organised crime (organised by the USA Embassy in Zagreb) – 1 officer</li> <li>4. Training at ILEA in Budapest – 1 officer</li> <li>5. Use of police web sites for communication and investigations (organised by the EC) – 1 officer.</li> </ol> <p>Out of the above mentioned trainings, two trainings were delivered in the country and three abroad.</p> <hr/>	<p><b>Increased number of cases resolved by applying secret surveillance measures [RK]</b></p> <p>Currently, officers of the Division for the fight against drugs, by application of measures of secret surveillance and through cooperation with High and Special Public Prosecutor, is conducting seven cases (investigations). Three of them are conducted in cooperation with international partners.</p> <hr/>

Recommendation 1 and 3 from the Screening Report– area „Cooperation in the field of drugs“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
8.5.	Strengthen cooperation between the Police Administration and the Customs Administration through joint controls at border crossing points	POLICE ADMINISTRATION	Continuous implementation	<b>Increased number of conducted joint controls at the border crossing points [RK]</b>	<b>Increased number of seizures and quantity of seized drugs at the border crossing points [RK]</b> Through joint controls carried out by



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	Remark:		Continuous activity	Through joint controls carried out by officers of border police and the Customs Administration, in February and March 2013, three seizures of narcotics were carried out at BCP Debeli Brijeg; in total cca. 160 kg was seized. Also, at BCP Šćepan Polje, 25 kg in August and 31,50 kg in September of marijuana was seized. Then, at BCP Debeli Brijeg, 59 kg of marijuana was seized. In November, 30 kg of this drug was seized at BCP Božaj.	officers of border police and the Customs Administration, in February and March 2013, three seizures of narcotics were carried out at BCP Debeli Brijeg; in total cca. 160 kg was seized. Also, at BCP Šćepan Polje, 25 kg in August and 31,50 kg in September of marijuana was seized. Then, at BCP Debeli Brijeg, 59 kg of marijuana was seized. In November, 30 kg of this drug was seized at BCP Božaj.
8.7.	Initiate and participate in international investigations Remark:	POLICE ADMINISTRATION	Continuous implementation  Regular activity; December 2013; December 2014; December 2015; December 2016;	<i>Increased number of international investigations [RK]</i> Three international investigations were initiated under code name "Atlantic" (carried out with SOCA), "Ocean" (carried out with the Ministry of interior of the Republic of Italy) and "Virus" (carried out by the Ministry of Interior of the Republic of Serbia and the Ministry of Interior of Bosnia and Herzegovina).	<i>Increased number of international cases, number of seizures, number of prosecuted persons and quantity of seized drugs within international cooperation [?]</i>

Recommendation 2 from the Screening Report– area „Cooperation in the field of drugs“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
8.8.	Form the working group for the development of the Risk Analysis and the assessment of the required material and technical resources with the aim of more efficient surveillance over the Port of Bar. Remark:	MINISTRY OF FINANCE	Implemented September 2013;	<i>Working group formed [R]</i>  Decision 03/01 no. 11975/4 dated 18.10.2013 on establishing joint working group for drafting Risk Analysis and assessment of the required material and technical resources for more efficient	<i>More efficient cooperation between the CA and the MoI [R]</i>  Competent joint team of the Customs Administration and the Police Administration has made document which contains knowledge, experiences and information from both sides.

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				surveillance over the Port of Bar was made. It consists of three representatives from the Customs Administration and Police Administration. After its establishment, it immediately started to work.	
8.9.	<p>Develop the Risk Analysis and the assessment of the required material and technical resources for the operative work on the improved surveillance over the Port of Bar</p> <hr/> <p>Remark:</p>	MINISTRY OF FINANCE	<p>Implemented</p> <hr/> <p>dec.13</p>	<p><b>Analysis developed, [R]</b></p> <p>Joint working group drafted a document "Risk Analysis and the assessment of the required material and technical resources for more efficient surveillance over the Port of Bar". The activity was completed on 25 December 2013. Risk profiles were entered into Risk Management System of the Customs Administration and are available to Police Administration.</p> <hr/> <p><b>Risk profiles entered into the Risk Management System of the Customs Administration and available to the Police Administration [R]</b></p> <hr/>	<p><b>More efficient control of goods and passengers, increase in the number of controlled containers, [RK]</b></p> <p>Implementation of measures and recommendations from the Risk Analysis will result in the increase of controlled containers.</p> <hr/> <p><b>Increase in the number of seizures of drugs and smuggled goods [RK]</b></p> <p>Increase in the number and quality of control will result in strengthening security and surveillance in the Port of Bar.</p> <hr/>
8.10.	<p>Select and train officers who will, when necessary, be engaged in the operative team for the control of goods and passengers in the Port of Bar.</p> <hr/> <p>Remark: Establishment of Joint operative team for the control of goods and passengers in the Port of Bar, Decision 04/01 no. D-16385/2 dated 25.12.2013.</p> <p>The Joint operative team for the control of goods and passengers in the Port of Bar was established. It consists of officers from the Customs Administration, Border Police Department and Criminal Police Department.</p>	MINISTRY OF FINANCE	<p>Continuous implementation</p> <hr/> <p>December 2013 – ; IV quarter 2015</p>		<p><b>Increase in the number of conducted controls in the Port of Bar, [RK]</b></p> <p>Activities of Joint operative team will result in increase of number of controlled containers, vessels and passengers.</p> <hr/> <p><b>Increase in the number of seizures and the quantity of seized drugs in the Port of Bar [RK]</b></p> <p>Activities of Joint operative team will result in strengthening security and surveillance in the Port of Bar.</p>

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Recommendations 4 and 5 from the Screening Report– area „Cooperation in the field of drugs“

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
8.13.	<p>Train staff in the Focal Point for Drugs, with building the capacity of national network for the information and data on drugs in line with the EMCDDA standards.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF HEALTH</b>	<p>Continuous implementation</p> <hr/> <p>Continuous according to phases; until membership;</p>	<p><i>Number of trainings and the number of trained staff [RK]</i></p> <p>Delivered 7 trainings and 5 officers trained.</p> <p>1. Training in the Department for the drugs of the Republic of Croatia and other institutions competent in the field of drugs.</p> <p>2. Training in the Ministry of Health of the Republic of Slovenia; bilateral cooperation through development technical assistance.</p> <p>3. Training in the Department for the drugs of the Government of Republic of Italy;</p> <p>4. Workshop with international and national participants organised by Ministry of Health of Montenegro and TAIX.</p> <p>5. International school for state administration for the field of drugs – the Government of the Republic of Italy.</p> <p>6. Training with EMCDDA Reitox Academy.(monitoring drugs)</p> <p>7. Training with EMCDDA Reitox Academy (infectious diseases)</p> <p>Remark: number of trained officers for now is 6, until we employ necessary staff into the Department for drugs in the Ministry of Health.</p> <hr/>	<p><i>Adopted and applied standards and indicators for[RK]</i></p> <p>Standards will be adopted and applied continuously in phases until the membership to the EU.</p> <hr/> <p><i>collecting and analysing data through the operative national network. [RK]</i></p> <p>Remark: Standards will be adopted and applied continuously in phases until the membership.</p> <hr/>
8.15.	<p>Train the participants in the Early Warning System (EWS) in case of new types of psychoactive substances.</p> <hr/> <p>Remark:</p>	<b>MINISTRY OF HEALTH</b>	<p>Continuous implementation</p> <hr/>	<p><i>Number of trained participants and trainings conducted [RK]</i></p> <p>The first and initial training for three participants. Study visit to National EWS</p>	<p><i>Application of the adopted standards. Capacity to monitor trends regarding the appearance of new synthetic substances and exchange of information with the international partners [RK]</i></p>

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			Continuously	of the Government of the Republic of Italy.	Standards will be adopted and applied continuously in phases until the membership to the EU and depending upon implementation of other measures. Remark: complete implementation of this indicator depends on measure 8.17; 8.6; 8.12; 8.13
8.17.	Establish the functionality, through the stages, of the National Focal Point and the national information system, as a preparation for the participation in the European network (Reitox) and in reporting of the EMCDDA.  Remark:	MINISTRY OF HEALTH	Continuous implementation  Continuously according to phases until membership	<i>Development of annual national reports in accordance with the standards of EMCDDA [RK]</i>  Department for drugs participates in training programmes with EMCDDA: Reitox Academy : "Prevention of infectious disease among people who inject drugs"; "National monitoring system". Remark: They are delivered in parallel with activities from measure 8.13. Indicator is possible to carry out after full adoption of EMCDDA standards.	<i>Availability of data and information on the condition in the area of drugs for the purpose of planning national programmes and measures and participation in the international exchange of information and data [RK]</i>  Collected data from the area of "infectious disease among people who inject drugs" for the needs of Reitox Academy, organised by EMCDDA. Remark: Indicator of impact will be in whole carried out after full application of adopted standards for reporting to EMCDDA.

Recommendation 6 from the Screening Report– area „Cooperation in the field of drugs“

**OBJECTIVE:** Align and implement legislation and strategic documents

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
8.21.	Adopt the Law Amending the Law on Prohibition of Drug Abuse, transposing the Council Decision 2001/419/JHA  Remark:	MINISTRY OF HEALTH	Implemented  December 2013;	<i>Law adopted. [R]</i> Adopted the Law Amending the Law on Prohibition of Drug Abuse. It was published in the Official Gazette of Montenegro no. 35/2013 dated 23 August 2013.	<i>Practical implementation of the concerned Decision regarding international official exchange and transmission of samples of drugs for the purpose of forensic analysis between police contact points of the involved countries. [R]</i>  Conditions for practical application of Decision 2001/419/JHA are provided.

## 9. CUSTOMS COOPERATION

Recommendation 2 from the Screening Report– area “Customs cooperation”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
9.1.	<p>Draft an IT Strategy in accordance with the Business Strategy of the Customs Administration by the company Analysis for Economic Decisions (ADE) - Consulting &amp; Advisory Services from Belgium</p> <hr/> <p>Remark:</p>	CUSTOMS ADMINISTRATION	<p>Implemented</p> <hr/> <p>October 2013;</p>	<p><i>IT Strategy drafted [R]</i></p> <p>Experts from the company "Analysis for Economic Decisions" (ADE) – Belgium drafted IT strategy in accordance with the Business Strategy of the Customs Administration, October 2013 – as provided by Action plan for Chapter 24: Justice, freedom and security.</p> <hr/>	<p><i>Customs Information System developed in accordance with the EU standards [RK]</i></p> <p>After IT strategy is drafted, improvement of Customs Information system will be the subject of the IPA programme 2014 – 2016.</p> <hr/>

Recommendation 3 from the Screening Report– area “Customs cooperation”

Br.	Measure / Activity	Competent body	Deadline Status	INDICATOR OF RESULT	INDICATOR OF IMPACT
9.7.	<p>Amend the Rulebook on internal organisation and job description of the Customs Administration</p> <p>The Customs Administration has drafted a new Rulebook on internal organisation and job description of the Customs Administration, which is currently under consideration in the Ministry of Finance. The most important innovation in the organisational structure of the Customs Administration is establishment of a separate organisational unit – Section for International Customs Cooperation and European Integration, which will be held directly responsible to director of the Administration, with strengthened administrative capacities with a view to efficient functioning and meeting EU standards in the area of international customs cooperation.</p> <hr/> <p>Remark:</p>	CUSTOMS ADMINISTRATION	<p>Implemented</p> <hr/> <p>dec.13</p>	<p><i>Rulebook on internal organisation and job description of the Customs Administration adopted [R]</i></p> <p>Activity was carried out. New Rulebook on internal organization and job description of the Customs Administration was adopted (Ministry of Finance no. 08-5983/1 dated 10.06.2013).</p> <hr/>	<p><i>Increased number of exchanged information within international cooperation, strengthening capacities of the Section for International Customs Cooperation [R]</i></p> <p>Number of exchanged information in international cooperation is increased. Capacities of the Section for international customs cooperation are enhanced.</p> <hr/>

**10. COUNTERFEITING OF THE EURO**

Recommendation 1 from the Screening Report– area „Counterfeiting of the euro“