



GOVERNMENT OF MONTENEGRO  
**ACTION PLAN**

FOR CHAPTER 23 JUDICIARY AND FUNDAMENTAL RIGHTS  
SEMI-ANNUAL REPORT – JULY–DECEMBER 2017



JANUARY 2018

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## INTRODUCTION:

The semi-annual report on the implementation of the Action Plan for Chapter 23 for the period July–December 2017 is the sixth report after the adaptation of the Action Plan on 19 February 2015. During the reporting period, a total of 219 measures were due for implementation, of which 29 measures (13 %) were implemented, 138 (63%) measures are continuously implemented, 30 measures (14%) were partially implemented, and 22 measures (10%) were not implemented.

The semi-annual report on the implementation of the Operational Document for the Prevention of Corruption in Areas of Particular Risk, Annex to the Action Plan, for the period July–December 2017 is the third report. During the reporting period, a total of 57 measures were due for implementation, of which 6 measures (11%) were implemented, 21 (37%) measures are continuously implemented, 14 measures (25%) were partially implemented, and 16 measures (28%) were not implemented.

| Chapter                            | Total      | Due        | I         | IC         | PI        | NI        | Graphic Overview |
|------------------------------------|------------|------------|-----------|------------|-----------|-----------|------------------|
| <b>Chapter: 23</b>                 | <b>563</b> | <b>219</b> | <b>29</b> | <b>138</b> | <b>30</b> | <b>22</b> | 13% 63% 14% 10%  |
| <b>01-JUDICIARY</b>                | <b>155</b> | <b>51</b>  | <b>5</b>  | <b>29</b>  | <b>11</b> | <b>6</b>  | 10% 57% 22% 12%  |
| <b>02-FIGHT AGAINST CORRUPTION</b> | <b>146</b> | <b>71</b>  | <b>6</b>  | <b>44</b>  | <b>16</b> | <b>5</b>  | 8% 62% 23% 7%    |
| <b>03-FUNDAMENTAL RIGHTS</b>       | <b>243</b> | <b>86</b>  | <b>16</b> | <b>61</b>  | <b>3</b>  | <b>6</b>  | 19% 71% 3% 7%    |
| <b>04-COOPERATION WITH THE NGO</b> | <b>19</b>  | <b>11</b>  | <b>2</b>  | <b>4</b>   | <b>0</b>  | <b>5</b>  | 18% 36% 45%      |
| <b>OPERATIONAL DOCUMENT</b>        | <b>62</b>  | <b>57</b>  | <b>6</b>  | <b>21</b>  | <b>14</b> | <b>16</b> | 11% 37% 25% 28%  |
| <b>01-PUBLIC PROCUREMENT</b>       | <b>6</b>   | <b>6</b>   | <b>0</b>  | <b>1</b>   | <b>3</b>  | <b>2</b>  | 17% 50% 33%      |
| <b>02-PRIVATIZATION</b>            | <b>8</b>   | <b>7</b>   | <b>1</b>  | <b>3</b>   | <b>0</b>  | <b>3</b>  | 14% 43% 43%      |
| <b>03-URBAN PLANNING</b>           | <b>11</b>  | <b>10</b>  | <b>2</b>  | <b>3</b>   | <b>2</b>  | <b>3</b>  | 20% 30% 20% 30%  |
| <b>04-EDUCATION</b>                | <b>9</b>   | <b>7</b>   | <b>1</b>  | <b>5</b>   | <b>1</b>  | <b>0</b>  | 14% 71% 14%      |
| <b>05-HEALTH SECTOR</b>            | <b>12</b>  | <b>12</b>  | <b>1</b>  | <b>3</b>   | <b>5</b>  | <b>3</b>  | 8% 25% 42% 25%   |
| <b>06-LOCAL GOVERNMENT</b>         | <b>11</b>  | <b>10</b>  | <b>1</b>  | <b>3</b>   | <b>2</b>  | <b>4</b>  | 10% 30% 20% 40%  |

|                  |          |          |          |          |          |          |            |            |            |
|------------------|----------|----------|----------|----------|----------|----------|------------|------------|------------|
| <b>07-POLICE</b> | <b>5</b> | <b>5</b> | <b>0</b> | <b>3</b> | <b>1</b> | <b>1</b> | <b>60%</b> | <b>20%</b> | <b>20%</b> |
|------------------|----------|----------|----------|----------|----------|----------|------------|------------|------------|

## 23: Judiciary and Fundamental Rights

### I JUDICIARY - Momir Jaukovic, Biljana Vuksanovic

#### 1.1 INDEPENDENCE OF JUDICIARY - Momir Jaukovic, Biljana Vuksanovic

1.1.1 Recommendation: Montenegro needs to amend its Constitution in line with the recommendations of the Venice Commission and the European standards, in order to ensure the independence and accountability of the judiciary. The amendments, inter alia, should include the following issues: - At least 50% of the Judicial Council and the Prosecutorial Council members should come from the judiciary. These members should be elected by their peers who represent different levels of the judiciary, without any interference by the Parliament (other than purely declarative). - Prosecutors should not be elected by the Parliament. - The reasons for the dismissal of judges and prosecutors should be incorporated into the Constitution.

1.1.2 Recommendation: The recruitment process needs to be transparent and merit based. A single, nationwide recruitment system should be introduced, which could be based on anonymous tests for all candidates and obligatory training before being appointed judge/deputy prosecutor. The Judicial Training Centre (JTC) should be involved in the testing process.

1.1.3 Recommendation: A fair and transparent system for the promotion of judges needs to be established with a periodic professional performance evaluation of judges and prosecutors.

| No.     | Measure / Activity   | Responsible authority | Deadline Status          | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
|---------|--|-----------------------|--------------------------|--|--|
| 1.1.3.3 | Pursuant to the laws adopted, a system should be established for merit-based promotion of judges and public prosecutors, and the promotion of judges and public prosecutors from lower to higher instance should be conducted pursuant to the criteria established by law.<br><br>(10) 30 June 2017 [PI] | JC                    | PI                       | Promotion procedures for judges and public prosecutors are conducted in accordance with the law and based on merits, through fair, objective and transparent procedures.<br><br>(10) 30 June 2017 [IC]   | The number of judges promoted based on good assessment of their performance;<br><br>(10) 30 June 2017 [IC]   |
|         |  |                       | Q1 2017 and continuously | The competitions for promotion of judges are underway, pursuant to the criteria established by law (two posts for judges in the Supreme Court, two in Court of Appeals and one in High Court in Bijelo Polje). On 27 December 2016, three public prosecutors were appointed to the High Public Prosecutor's Office in Podgorica pursuant to the promotion system, taking the oath before the Prosecutorial Council and assuming the office on 11 January 2017. | The competitions for promotion of judges are underway, pursuant to the criteria established by law (two posts for judges in the Supreme Court, two in Court of Appeals and one in High Court in Bijelo Polje).<br><br>(11) 31 December 2017 [IC] |
|         |  |                       |                          |  | In the reporting period of July-December 2017, following the competition for promotion of judges, 1 judge of the Basic Court in Bijelo Polje was promoted as a judge of the High Court in Bijelo Polje, two judges from the High                 |

|         |  |    |   |  |  |
|---------|--|----|---|--|--|
|         |  |    |   | <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of July-December 2017, following the competition for promotion of judges, 1 judge of the Basic Court in Bijelo Polje was promoted as a judge of the High Court in Bijelo Polje, two judges from the High Court and Administrative Court were promoted as judges of the Supreme Court of Montenegro. The appointment procedure for two judges of the Appellate Court is underway. No public prosecutor was promoted in the reporting period.</p> | <p>Court and Administrative Court were promoted as judges of the Supreme Court of Montenegro. The appointment procedure for two judges of the Appellate Court is underway.</p> <p>_____</p> <p>The number of public prosecutors who were promoted on the basis of good performance evaluation;</p> <p>(10) 30 June 2017 [IC]</p> <p>On 27 December 2016, three public prosecutors were appointed to the High Public Prosecutor's Office in Podgorica pursuant to the promotion system, taking the oath before the Prosecutorial Council and assuming the office on 11 January 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>No public prosecutor was promoted in the reporting period (July – December 2017).</p> <p>_____</p> <p>Efficient functioning of the judicial system and high quality of judicial decisions.</p> <p>(11) 31 December 2017</p> |
| 1.1.3.4 | <p>On the basis of the adopted legislation, establishing a system for periodical evaluation of the performance of judges and presidents of courts i.e. public prosecutors and heads of the Public Prosecution Offices, and conducting a professional performance evaluation in accordance with the law.</p> <p>(10) 30 June 2017 [PI]</p> <p>_____</p> | JC | <p>PI</p> <p>Q1 2016 and continuously</p> | <p>Professional evaluation of the performance of judges and public prosecutors is carried out in accordance with the law.</p> <p>(10) 30 June 2017 [PI]</p> <p>In the period from 1 January to 30 June, the evaluation of performance of judges promoted to higher-instance courts was conducted. The extraordinary evaluation of public prosecutors (3) who applied to the public competition for promotion to High</p>   | <p>Reports on evaluation of the performance of judges and public prosecutors are drawn up by the Judicial Council and Prosecutorial Council, respectively;</p> <p>(11) 31 December 2017 [PI]</p> <p>The performance evaluation procedure for judges has not been completed. The Evaluation Committee, established by the Prosecutorial Council pursuant to Article 87 of the Law on Public Prosecution Act, on 6</p>   |

|           |  |    |                                    |   |  |
|-----------|--|----|------------------------------------|---|--|
|           | (11) 31 December 2017 [PI]   |    |                                    | Public Prosecutor's Office in Podgorica was completed on 26 December 2016.<br><br>(11) 31 December 2017 [PI]<br><br>The Judicial Council, at the session held on 20 December 2017, made a decision to evaluate the performance of 47 judges of the basic courts who had 5 to 10 years of judicial service. The evaluation will commence in March 2018. On 6 December 2017, the Evaluation Committee established by the Prosecutorial Council evaluated the performance of 9 public prosecutors who were elected for a term of four years, after two years of service.   | December 2017, on the basis of the previously prepared Report on the Evaluation of Public Prosecutors and the proposal for evaluation by the Prosecutorial Council, issued a decision on the performance evaluation for 9 public prosecutors who were elected for a term of four years, and after two years of work. These decisions were made at the session of the Evaluation Committee held on 6 December 2017 and they are final and enforceable, so that no administrative dispute shall be initiated against them.<br><br>Measures applied (dismissal, promotion) on the basis of a report on professional performance evaluation;<br><br>(11) 31 December 2017 [NI] |
| 1.1.3.4.7 | The procedure of evaluation of the performance of judges and court presidents, i.e. public prosecutors and heads of the Public Prosecution Offices should be conducted (performance in 2015/2016 should be evaluated).<br><br>(10) 30 June 2017 [PI]<br><br>(11) 31 December 2017 [PI] | JC | PI<br><br>Q1 2017 and continuously | Evaluation procedure conducted.<br><br>(10) 30 June 2017 [PI]<br><br>In the period from 1 January to 30 June, the evaluation of performance of judges promoted to higher-instance courts was conducted. The extraordinary evaluation of public prosecutors (3) who applied to the public competition for promotion to High Public Prosecutor's Office in Podgorica was completed on 26 December 2016.<br><br>(11) 31 December 2017 [PI]<br><br>The Judicial Council, at the session held on 20 December 2017, made a decision to evaluate the performance of 47 judges of the basic courts who had 5 to 10 years of judicial service. The evaluation will commence in March 2018. On 6 December 2017, the Evaluation Committee established by the Prosecutorial Council evaluated the performance of 9 public prosecutors who |  |

|  |  |  |  |  |  |
|--|--|--|--|--|--|
|  |  |  |  | were elected for a term of four years, after two years of service. |  |
|--|--|--|--|--|--|

1.1.4 Recommendation: Sufficient administrative capacities and financial means need to be ensured to the Judicial and the Prosecutorial Councils to effectively perform their tasks.

| No.       | Measure / Activity  | Responsible authority | Deadline Status  | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
|-----------|---|-----------------------|--|--|---|
| 1.1.4.3   | <p>Strengthen administrative capacities of the Judicial Council Secretariat.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/>  | JC                    | <p>PI</p> <hr/> <p>September 2013 and continuously</p>     | <p>Strengthened administrative capacities of the Judicial Council Secretariat.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June, 7 employees were recruited, as follows: - 2 in the ICT Division, - 2 in the Finance Division, -1 PR, - 1 lawyer, - 1 employee in the Division for Internal Audit.</p> <p>(11) 31 December 2017 [PI]</p> <p>During this period, one competition was announced for the position of maintenance operator at the ICT department, which is underway.</p> |   |
| 1.1.4.3.1 | <p>Conduct employment procedures in the Secretariat on the basis of the Rulebook on internal organisation and job description so as to:</p> <ul style="list-style-type: none"> <li>- employ 6 new employees in 2014, as follows: 3 employees in ICT Section, 1 in the Internal Audit Section, 1 in the General Affairs Service, and 1 in the Finance Service,</li> <li>- employ 6 new employees in 2015, as follows: 3 employees in ICT Section, and 3 in the General Affairs Service.</li> </ul> <p>(10) 30 June 2017 [PI]</p> | JC                    | <p>PI</p> <hr/> <p>From September 2013 to January 2016</p> | <p>In 2014, 6 new employees were recruited in the Judicial Council's Secretariat;</p> <p>(10) 30 June 2017 [I]</p> <p>In the period from 1 January to 30 June, 7 employees were recruited, as follows: - 2 in the ICT Division, - 2 in the Finance Division, -1 PR, - 1 lawyer, - 1 employee in the Division for Internal Audit.</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>In 2015, 6 new employees were recruited in the Judicial Council's Secretariat.</p>  | <p>Report of the Judicial Council on the work of the Judicial Council's Secretariat.</p> <p>(10) 30 June 2017 [I]</p> <p>Annual Report on the work of the Judicial Council and the overall situation in the judiciary for 2016 was adopted in March 2017.</p> <hr/> |



|           |  |    |                               |   |  |
|-----------|--|----|-------------------------------|---|--|
|           | <p>(11) 31 December 2017 [PI]</p>  |    |                               | <p>(10) 30 June 2017 [PI]</p> <p>In the period from 1 January to 30 June, 7 employees were recruited, as follows: - 2 in the ICT Division, - 2 in the Finance Division, -1 PR, - 1 lawyer, - 1 employee in the Division for Internal Audit.</p> <p>(11) 31 December 2017 [PI]</p> <p>In the period from July to December 2017, one competition was announced for the position of maintenance operator at the ICT department, which is underway.</p>   |  |
| 1.1.4.3.2 | <p>Assess the needs for training and organise trainings of employees</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | JC | <p>IC</p> <p>Continuously</p> | <p>Training needs identified;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period January-2017, training courses were attended by 2 civil servants, namely: one in the field of audit, and the other on free access to information.</p> <p>(11) 31 December 2017 [IC]</p> <p>In December 2017, with the support of the Council of Europe, a training plan for Judicial Counsel and staff members of the Secretariat was drawn up.</p> <p>Number of completed training sessions</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period January-2017, training courses were attended by 2 civil servants, namely: one in the field of audit, and the other on free access to information.</p> <p>In the period of January – June 2017, training courses were attended by 2 employees of the Secretariat.</p> <p>(11) 31 December 2017 [IC]</p> |  |

|           |   |    |   |  |
|-----------|---|----|---|--|
|           |   |    | <p>In the period July-December 2017, 24 civil servants attended training courses, as follows: 3 in the area of data protection and free access to information, 9 for the integrity plan, 2 in the field of public procurement, 3 civil servants attended the seminar/ training course "Rule of Law", 2 attended training courses on new trends in the case law of the European Court of Justice, 2 attended a training on introduction to EU law and the basis of judicial cooperation in civil and criminal matters, 2 attended training courses on the topic of Preparing and Developing Internal Audit Plans with reporting, and 1 civil servant attended a training on the topic - ISO 27001 Main Implementer and ISO 9001 External Auditor.</p> <p>Number of training course participants;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period January-2017, training courses were attended by 2 civil servants, namely: one in the field of audit, and the other on free access to information.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period July-December 2017, 24 civil servants attended training courses, as follows: 3 in the area of data protection and free access to information, 9 for the integrity plan, 2 in the field of public procurement, 3 civil servants attended the seminar/ training course "Rule of Law", 2 attended training courses on new trends in the case law of the European Court of Justice, 2 attended a training on introduction to EU law and the basis of judicial cooperation in civil and criminal matters, 2 attended training courses on the topic of Preparing and Developing Internal Audit Plans with reporting, and 1 civil servant attended a training on the topic - ISO 27001 Main Implementer and ISO 9001 External Auditor.</p> |  |
| 1.1.4.3.4 | Amend the rulebook on internal organization and systematization of job positions if the need to | JC | I   | The rulebook on internal organization and systematization of job positions was adopted |

|           |   |    |   |   |   |
|-----------|---|----|---|---|---|
|           | <p>increase the number of job positions is established based on analysis of point 1.1.4.3.3.</p> <p>(11) 31 December 2017 [IC]</p> <hr/>              |    | <p>Q1 2015</p>                                  | <p>(11) 31 December 2017 [I]</p> <p>A new rulebook on internal organization and systematization of job positions for the Secretariat of the Judicial Council was adopted at the session of the Judicial Council on 18 November 2016.</p>  |   |
| 1.1.4.4.4 | <p>Assess the needs for training and organise trainings for employees</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | PC | <p>IC</p> <hr/> <p>Q2 2015 and continuously</p> | <p>Needs for training identified.</p> <p>(10) 30 June 2017 [IC]</p> <p>Needs for training in the Prosecutorial Council's Secretariat were identified and employees continuously attend trainings organised by the Human Resources Administration.</p> <p>(11) 31 December 2017 [IC]</p> <p>Needs for training in the Prosecutorial Council's Secretariat were identified and employees continuously attend trainings organised by the Human Resources Administration.</p> <p>Number of completed training sessions</p> <p>(10) 30 June 2017 [IC]</p> <p>During the reporting period January-2017, employees of the Secretariat of the Prosecutorial Council attended a total of 21 training sessions, according to the Training Plan and the needs.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (July-December 2017), 14 employees of the Secretariat of the Prosecutorial Council attended a total of 14 training sessions.</p> <p>Number of training course participants;</p> <p>(10) 30 June 2017 [IC]</p> <p>During the period January-June 2017, a total of</p> | <p>Work of the Prosecutorial Council is improved</p> <p>(10) 30 June 2017 [I]</p> <p>Since the establishment of the Secretariat of the Prosecutorial Council Civil, servants and state employees employed in the Secretariat have successfully attended a total of 55 training sessions. Professional and administrative support was provided for 6 sessions of the Prosecutorial Council in 2015, when 106 public prosecutors were appointed, for 11 sessions of the Prosecutorial Council in 2016, when 6 public prosecutors were appointed, and for 8 sessions of the Prosecutorial Council by 30 June 2017, when 4 candidates for public prosecutors were appointed. Also, expert and administrative support was provided to 9 Committees and 5 Chambers of the Prosecutorial Council. Decisions were adopted for 226 requests for free access to information.</p> <p>Employees of the Prosecutorial Council were trained to perform the tasks under their competence and their training for work is the subject of their performance evaluation.</p> <p>(10) 30 June 2017 [IC]</p> |

|         |   |    |                                       |   |  |
|---------|---|----|---------------------------------------|---|--|
|         |   |    |                                       | 15 civil servants attended training.<br><br>(11) 31 December 2017 [IC]<br><br>In the reporting period (July-December 2017) 14 officials of the Secretariat of the Prosecutor's Office attended training.  |  |
| 1.1.4.5 | Provide budgetary funds for undisturbed work of the Judicial and Prosecutorial Councils as well as for courts and public prosecution office<br><br>(10) 30 June 2017 [IC]<br><br><br><br>(11) 31 December 2017 [IC] | JC | IC<br><br><br>Since 2014 continuously | Provide budgetary funds for undisturbed work of the Judicial and Prosecutorial Councils<br><br>(10) 30 June 2017 [IC]<br><br>€864,774.43 was allocated for the Judicial Council under the 2017 Budget Law of Montenegro. The budget for 2017 is higher than the one for 2016 by 15.25%. The budget allocated for the Prosecutorial Council was €455,877.98. The 2017 budget is higher than the budget for 2016 by 10.90%.<br><br>(11) 31 December 2017 [IC]<br><br>€864,774.43 was allocated for the Judicial Council under the 2017 Budget Law of Montenegro. The budget for 2017 is higher than the one for 2016 by 15.25%. The budget allocated for the Prosecutorial Council was €455,877.98. The 2017 budget is higher than the budget for 2016 by 10.90%. | Provided budgetary funds for the judiciary at the annual level ranging from 0.8% to 1% of GDP.<br><br>(10) 30 June 2017 [IC]<br><br>Under the Budget Law for the year 2017, a total of € 34,816,589.32 (0.89% of GDP) was allocated for the judiciary, of which €26,569,837.96 for the judiciary (including €750,331.30 for the Judicial Council), €7,614,982.04 for the Public Prosecution (including €411,074.72 for the Prosecutorial Council), and €399,724.00 for the Centre for Training in Judiciary and Public Prosecution.<br><br>(11) 31 December 2017 [IC]<br><br>Under the Budget Law for the year 2017, a total of € 34,816,589.32 (0.89% of GDP) was allocated for the judiciary, of which €26.363.194,66 for the judiciary (including €864.774,43 for the Judicial Council), €78.005.799,70 for the Public Prosecution (including €455.877,98 for the Prosecutorial Council), and €447.594,96 for the Centre for Training in Judiciary and Public Prosecution |

1.1.5 Recommendation: Ensure internal independence of judges and review the system of mandatory instructions within the prosecution system.

| No.       | Measure / Activity   | Responsible authority | Deadline Status | INDICATOR OF RESULT                                       | INDICATOR OF IMPACT   |
|-----------|--|-----------------------|-----------------|---|---|
| 1.1.5.1.3 | Initiate criminal prosecution and conduct criminal proceedings for the criminal offence of illicit | PP                    | IC              | Criminal proceedings conducted in accordance with the Law | Number of conducted criminal proceedings for criminal offence of illicit influence on a |



|         |   |       |                          |  |   |
|---------|---|-------|--------------------------|--|---|
|         |   |       |                          |  | <p>(11) 31 December 2017 [IC]</p> <p>There were no appeals in the reporting period (July-December 2017).</p> <p>Number of responsibility procedures initiated against the presidents of the courts who do not adhere to the Law with regard to withdrawal of the allocated case from judges</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>During the reporting period (July – December 2017), there were no procedures for determining responsibility of presidents of courts regarding the failure to comply with the Law on Courts with regard to the withdrawal of an allocated case.</p> |
| 1.1.5.5 | <p>Prepare an analysis of the legislative framework and the effects of its application regarding the independence of the judiciary, with recommendations for the improvement of the judicial independence system</p> <p>(11) 31 December 2017 [NI]</p> <p>Under the Action Plan for Monitoring the Implementation of the Strategy for Judicial Reform (for the period 2017-2018), the preparation of this Analysis was postponed for the first quarter of 2018.</p> | MoJ   | <p>NI</p> <p>Q4 2017</p> | Analysis prepared.   |   |
| 1.1.5.6 | Conduct a survey of citizens on the independence of judges and anonymous survey of judges   | NGOGA | IC                       | <p>A survey carried out on the selected sample</p> <p>(11) 31 December 2017 [IC]</p> | <p>Survey results</p> <p>(11) 31 December 2017 [IC]</p>   |

|  |                            |  |                             |  |   |
|--|----------------------------|--|-----------------------------|--|---|
|  | (11) 31 December 2017 [IC] |  | 2013, 2014 and continuously | <p>The survey was carried out by the NGO Civic Alliance in cooperation with the Association of Judges and Association of Prosecutors of Montenegro. The survey was conducted in the period of 1 November – 1 December 2017. On 20 December 2017, a press conference was held to present the survey results. Out of the total number of judges (332), the survey was participated by 250 judges from all courts in Montenegro, which was more than during the survey in the previous year, when 224 of them were surveyed. The survey included basic courts in 13 Montenegrin municipalities, the Administrative Court, the high courts in Podgorica and Bijelo Polje, the Commercial Court, the Appellate and Supreme Court of Montenegro. The survey covered the misdemeanor court judges in Podgorica, Budva, Bijelo Polje, Kotor and the High Misdemeanor Court. A link on which the results of the research can be viewed is available at the National Office's website<br/> <a href="http://www.nvo.mju.gov.me/rubrike/ap23-izvjestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html">http://www.nvo.mju.gov.me/rubrike/ap23-izvjestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html</a></p> | <p>The survey was conducted in the period of 1 November – 1 December 2017. On 20 December 2017, a press conference was held to present the survey results. A link on which the results of the research can be viewed is available at the National Office's website<br/> <a href="http://www.nvo.mju.gov.me/rubrike/ap23-izvjestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html">http://www.nvo.mju.gov.me/rubrike/ap23-izvjestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html</a></p> |
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## 1.2 STRENGTHENING OF IMPARTIALITY IN JUDICIARY MOJ - Momir Jaukovic, Biljana Vuksanovic

### 1.2.1 Recommendation: Improve the system of random allocation of cases, possibly also through modernising the court network.

| No.     | Measure / Activity   | Responsible authority | Deadline Status     | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
|---------|--|-----------------------|---------------------|--|---|
| 1.2.1.3 | Improving the system of random allocation of cases in courts with small number of judges through adopting a decision on the minimum number of judges that a court should have to be organise as an independent court in accordance with the procedural laws, and to be able to provide the random allocation of cases and decision making within a court in accordance with the Criminal | MoJ                   | PI<br><br>2015-2017 | <p>The plan of reorganization of the courts adopted.</p> <p>(10) 30 June 2017 [I]</p> <p>Amendments to the La won Courts passed.</p> <p>(10) 30 June 2017 [NI]</p> | <p>Random allocation of cases is provided in all courts and prosecutors' offices or, alternatively, there is a guarantee of impartiality in the places where no random allocation of cases is possible (reports of third parties - expert missions)</p> <p>(10) 30 June 2017 [PI]</p> |

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|           | <p>Procedure Code (extra-procedural council and investigating judge and rules on exemption) and the Law on Civil Procedure.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> |  |  | <p>Note:</p> <p>Under the mid-term rationalization plan for the Judicial Network (2017-2019), amendments to the Law on Courts are scheduled for March 2019.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>Under the mid-term rationalization plan for the Judicial Network (2017-2019), amendments to the Law on Courts are scheduled for March 2019.</p>  | <p>(11) 31 December 2017 [PI]</p> <hr/> |
| 1.2.1.3.3 | <p>The method of random allocation of cases is applied in all the courts regardless of their size.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/>                          |  | <p>PI</p> <hr/> <p>2017 and continuously</p> | <p>All the cases are allocated in PRIS.</p> <p>(10) 30 June 2017 [PI]</p> <p>The random allocation of cases through PRIS is not implemented in misdemeanour court, because PRIS is not implemented in these courts. In all the other courts, each case is allocated exclusively through the PRIS algorithm.</p> <p>The new ICT Strategy for Judiciary for 2016-2020 provides for the implementation of a new information system in all courts, including the misdemeanour courts.</p> <p>(11) 31 December 2017 [PI]</p> <p>In all courts, a random allocation of cases is applied, even in misdemeanor courts. When a new system is implemented in 2019 and 2020, the system of operations will be unified in all court.</p> |   |



1.2.3 Recommendation: Amend “conflict of interest” rules, ensuring that there is an effective monitoring of asset declarations and the possibility of cross-checking with other relevant information.

| No.     | Measure / Activity  | Responsible authority                   | Deadline Status                     | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
|---------|---|---|-------------------------------------|--|--|
| 1.2.3.1 | <p>Ensure that presidents of courts, judges, public prosecutors and deputy public prosecutors declare their assets in accordance with the Law on Prevention of Conflict of Interest (see activity 2.1.2.3, 2.1.2.4 and 2.1.2.5)</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Agency for Prevention of Corruption-ACA | <p>IC</p> <hr/> <p>Continuously</p> | <p>Reports of the Commission</p> <p>(10) 30 June 2017 [IC]</p> <p>Situation on 30 June 2017 regarding the statistical data on the number of judges and prosecutors: 260- judges, 11 - members of the Judicial Council, 7- judges of the Constitutional Court, 57 -misdemeanour judges (335 in total), 130 – prosecutors and 11 members of the Prosecutorial Council (in total 141). ). Out of the total number of judges and prosecutors on 30 June 2017, all judges and prosecutors complied with their obligations within the legally prescribed period and submitted Reports on income and assets for the reporting period of 2016.In 2017 one misdemeanour procedure were instituted against one judge for failure to submit the Report on income and assets in writing (the Report was timely submitted electronically). CONTROL OF JUDGES AND PROSECUTORS Control of declared assets of judges and prosecutors is carried out in accordance with the Rules of the Agency for Prevention of Corruption in terms of preventing conflicts of interest using a randomized sample of public officials whose income and assets are fully controlled, which guarantees impartiality of the control procedure implementation. The said Rules of Procedure were adopted on 13 January 2016 and published in the Official Gazette of Montenegro number 4/16. It is stipulated under Article 42 of the Rules that all public officials who belong to a particular category shall be subject to control (judges, prosecutors, members of the Government, MES), and a percentage of state and local public officials (one in ten public officials in alphabetical order</p> | <p>Number of cases in which irregularities were established;</p> <p>(10) 30 June 2017 [IC]</p> <p>annex - a table on the track record</p> <p>(11) 31 December 2017 [IC]</p> <p>annex - a table on the track record</p> <hr/> <p>Number of misdemeanour procedures initiated against judges and public prosecutors for violations of the Law on Preventing the Conflict of Interest before and after establishing the mechanism;</p> <p>(10) 30 June 2017 [IC]</p> <p>annex - a table on the track record</p> <p>(11) 31 December 2017 [IC]</p> <p>annex - a table on the track record</p> <hr/> <p>The number of disciplinary proceedings conducted by the Judicial and Prosecutorial Council for failure to comply with the obligation to report assets.</p> <p>(10) 30 June 2017 [IC]</p> <p>annex - a table on the track record</p> <p>(11) 31 December 2017 [IC]</p> |

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|  |  |  | <p>of surnames from a list of state or local public officials). Until 5 June 2017, a full software and administrative control was completed for all 335 judges and 141 prosecutors (476 in total). Until 30 June 2017, the Agency carried out full checks for 8 judges, and 2 prosecutors (10 in total). 10 of them reported accurate and full data. In 2017, no infringement procedures were initiated for judges and prosecutors for the submission of false information in reports on income and assets. The Agency did not initiate proceedings for judges and prosecutors, while 3 judges and 2 prosecutors provided evidence of the grounds for obtaining the newly acquired property, for the purpose of determining the basis of acquisition and the source of assets increasing over € 5,000 - of non-notified assets in the previous reporting period. Control of the mentioned documentation was carried out and the Agency stated that they had legitimately acquired the property. Budget: No additional budget means are needed, apart from salary - checks are conducted by full-time employees - EUR 40,000.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>Situation on 20 December 2017 regarding the statistical data on the number of judges and prosecutors: 323- judges (including 57 misdemeanour judges), 6 - members of the Judicial Council who were not judges at the same time, 7- judges of the Constitutional Court (336 in total), 131 – prosecutors and 7 members of the Prosecutorial Council who were not prosecutors at the same time (138 in total). Out of the total number of 474 of judges and prosecutors, on 20 December 2017 all judges and prosecutors (but one) complied with their obligations within the legally prescribed period and submitted Reports on income and assets for the reporting period of 2016. In 2017 one misdemeanour procedure</p> | <p>annex - a table on the track record</p> <hr/> <p>Reduced number of cases in which irregularities were found in relation to the initial reports in cases of irregularities found, the procedures required by law were implemented.</p> <p>(10) 30 June 2017 [IC]</p> <p>annex - a table on the track record</p> <p>(11) 31 December 2017 [IC]</p> <p>annex - a table on the track record</p> <hr/> |
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|  |  |  | <p>was instituted against one judge for failure to submit a Report on income and assets in writing (the report was timely submitted electronically). The misdemeanour procedure ended and a sanction – reprimand was imposed. In 2017, one misdemeanour procedure was instituted against 1 member of the Judicial Council who was not a judge at the same time (appointed in 2016) who failed to submit Reports on income and assets within the legally prescribed deadline. CONTROL OF JUDGES AND PROSECUTORS. Control of declared assets of judges and prosecutors is carried out in accordance with the Rules of the Agency for the Prevention of Corruption in terms of preventing conflicts of interest using a randomized sample of public officials whose income and assets are fully controlled, which guarantees impartiality of the control procedure implementation. The said Rules of Procedure were adopted on 13 January 2016 and published in the Official Gazette of Montenegro number 4/16. It is stipulated under Article 42 of the Rules that all public officials who belong to a particular category shall be subject to control (judges, prosecutors, members of the Government, MES), and a percentage of state and local public officials (one in ten public officials in alphabetical order of surnames from a list of state or local public officials). Until 20 December 2017 all 336 judges were checked, in addition to 142 prosecutors (a total of 474). Until 20 December 2017, the Agency checked 336 judges and found that all 336 of them reported accurate and complete data. Until 20 December 2017 all 336 judges were checked, in addition to 142 prosecutors (a total of 474). Until 20 December 2017, the Agency checked 138 prosecutors and found that all 138 prosecutors reported accurate and complete data. No procedure was instituted against judges and prosecutors for failing to submit accurate and complete data. Budget: Additional funds are required, other</p> |  |
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|  |  |  |  | than earnings – checks are performed by full time employees- €80,000.00 for employee training. |  |
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#### 1.2.4 Recommendation: Ensure effective monitoring of compliance with the codes of ethics.

| No.     | Measure / Activity  | Responsible authority   | Deadline Status                     | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
|---------|---|---|-------------------------------------|--|---|
| 1.2.4.3 | <p>Conduct trainings on compliance with the Codes of Ethics of Judges and Public Prosecutors</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p>  | JTC   | <p>IC</p> <hr/> <p>Continuously</p> | <p>Training courses conducted twice a year</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, four training courses were organised, which were attended by 73 participants, namely: 13 representatives of prosecutorial organisation, and 46 representatives of judiciary (25 presidents of courts and 21 judges), 5 representatives of the Prosecutorial Council, 2 representatives of the Judicial Council, as well as 7 candidates for judges and public prosecutors. National experts were engaged in these training courses.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to 31 December 2017, four (2 two-day and 2 one-day) training courses were organised, which were attended by 38 participants, namely: 18 judges, 16 prosecutors, 4 advisers. Regional and foreign experts were engaged (from the region and CE).</p> | <p>Decrease over the years of the number of violations of the Codes of Ethics through comparison of number of violations of the Code of Ethics recorded in 2013 and 2014 and number of violations in 2015 and 2016.</p> <p>(11) 31 December 2017</p>  |
| 1.2.4.4 | <p>Ensure that the Commissions for Monitoring Compliance with the Codes of Ethics of Judges and Public Prosecutors submit reports on compliance with the Codes of Ethics to the Judicial and the Prosecutorial Councils twice a year.</p> <p>(10) 30 June 2017 [IC]</p> | Commissions for Monitoring Compliance with the Codes of Ethics of Judges and Public Prosecutors | <p>IC</p> <hr/> <p>Continuously</p> | <p>Report submitted to the Judicial and Prosecutorial Councils</p> <p>(10) 30 June 2017 [IC]</p> <p>All the previous reports on the work of the Commission (the latest in 2016) have been published on the website of the Judicial Council. The report for the period January - June 2017 has not yet been issued and will be</p>  | <p>Number of cases of judicial misconduct (violations of the Code of Ethics) and Imposed disciplinary sanctions (administrative data of the Council)</p> <p>(10) 30 June 2017 [IC]</p> <p>During the period of January-June 2017, there was a pending disciplinary procedure against a judge in the Judicial Council. During the same</p> |

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|         | (11) 31 December 2017 [IC]  |    |                               | <p>adopted in July 2017. The Report of the Commission for the Code of Ethics was reviewed at the Prosecutorial Council's meeting held on 24 March 2017 and adopted by the Council.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (July-December 2017), the Commission for the Code of Ethics submitted their annual report for the year 2017, number: 02-5302 /17 of 5 December 2017. The Commission for the Code of Ethics for Public Prosecution submitted the annual report for the previous year (2016) in accordance with the Law on Public Prosecution, which was reviewed and adopted at the Prosecutorial Council's session on 24 March 24.</p> | <p>period, there were 4 motions to determine a breach of the Code of Ethics, in one case it was found that there was no breach, one motion was rejected because it was decided earlier, while in two cases the decision finding the breach are not final. During the period January-June 2017, a disciplinary procedure against a public prosecutor was initiated, which was finally finalized by the Supreme Court of Montenegro's ruling on 15 May 2017, in a manner that the disciplinary prosecutor's appeal was rejected as unfounded. In this case, the disciplinary responsibility of the public prosecutor was determined and a disciplinary sanction was imposed - a fine of 20% of the earnings for 3 months. During the same period, the Commission for the Code of Ethics did not have any case for breaching the provisions of the Code of Ethics of public prosecutors</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of July-December 2017, the Commission for the Code of Ethics for Judges had a total of 14 cases. Out of this number, 14 cases were completed (of which a breach was established in one case, no breach was determined in 5 cases, whereas in 8 cases it was found that there were no elements to initiate proceedings (incompetence, etc.) due to violation of the Code of Ethics for Public Prosecutors. On 30 October 2017, one case was initiated, now pending.</p> |
| 1.2.4.5 | <p>Make annual analysis of compliance with the Codes of Ethics with particular focus on adherence to the rules on conflict of interest by judges and public prosecutors</p> <p>(10) 30 June 2017 [IC]</p> | JC | <p>IC</p> <p>Continuously</p> | <p>Analysis prepared</p> <p>(10) 30 June 2017 [IC]</p> <p>Analysis of compliance with the Codes of Ethics by judges was made. In December 2016, the Commission for the Code of Ethics for public prosecutors drew up their annual report and rules on conflict of interests. The report was published on the Public</p>  | <p>Results of the analysis</p> <p>(10) 30 June 2017 [IC]</p> <p>The submitted initiatives mainly related to dissatisfaction of the parties with evidence presented in the proceedings or decisions adopted in disputes, which reasons could not be the grounds for the Commission's action, since the legislator's positive legislation</p>  |

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|  | (11) 31 December 2017 [IC] |  |  | Prosecution's website.”<br><br>(11) 31 December 2017 [IC]<br><br>As an analysis of compliance with the Codes of Ethics by judges is prepared annually, the new one will be drawn up at the end of 2017. The Commission for the Code of Ethics for public prosecutors is currently drafting an analysis of compliance with the Code of Ethics with a specific section on compliance with the rules on conflict of interest by public prosecutors. | provided for the possibility of conducting legal proceedings after legal remedies, which involve the review of first instance decisions and the presentation of new related evidence.<br><br>(11) 31 December 2017 [IC]<br><br>As an analysis of compliance with the Codes of Ethics by judges is prepared annually, the new one will be drawn up at the__14 end of 2017. The Commission for the Code of Ethics for public prosecutors is currently drafting an analysis of compliance with the Code of Ethics with a specific section on compliance with the rules on conflict of interest by public prosecutors. |
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### 1.3 ACCOUNTABILITY IN THE JUDICIARY MOJ - Momir Jaukovic, Biljana Vuksanovic

1.3.1 Recommendation: Review rules on disciplinary and dismissal procedures and their implementation and amend where necessary.

1.3.2 Recommendation: Review the system of functional immunity for judges and prosecutors. Procedures for removing functional immunity need to be strengthened to ensure full accountability of judges and prosecutors under the Criminal Code.

| No.     | Measure / Activity   | Responsible authority | Deadline Status                          | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
|---------|--|-----------------------|--|---|--|
| 1.3.2.1 | Clarify sub-constitutional provisions on functional immunity and ensure effective implementation in practice in accordance with the constitutional definition of the functional immunity of judges and public prosecutors with a view to ensuring full accountability of judges and public prosecutors for committed criminal offences, in particular criminal offences against official duty thorough amendments to the law on Judicial Council and the Law on Prosecutorial Council and the Law on Public Prosecution (See activities 1.1.1.2 and 1.1.1.4) in line with the best European practice | MoJ                   | IC<br><br>February 2015 and continuously | The Law on the Judicial Council adopted<br>The Law on Public Prosecution Office adopted<br><br>(11) 31 December 2017 [IC] | Number of cases reported where functional immunity of judges and public prosecutors prevented criminal investigations<br><br>(10) 30 June 2017 [NI]<br><br>During the reporting period, there were no cases where functional immunity of a judge or a public prosecutor prevented the conduct of a criminal investigation<br><br>(11) 31 December 2017 [IC]<br><br>During the reporting period (July-December), there were no cases where functional |

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|         | (10) 30 June 2017 [IC]<br><hr/> (11) 31 December 2017 [IC]<br><hr/>   |    |                        |   | immunity of a judge or a public prosecutor prevented the conduct of a criminal investigation.  |
| 1.3.2.2 | Conduct procedures regarding the accountability of judges and public prosecutors, in accordance with the law<br><br>(10) 30 June 2017 [IC]<br><hr/> (11) 31 December 2017 [IC]<br><hr/> | JC | IC<br><br>Continuously | Annual reports on work of the Judicial/Prosecutorial Council<br><br>(10) 30 June 2017 [PI]<br><br>In the period January-June 2017, one motion for disciplinary action was filed against a judge where a fine was imposed, a salary reduction by 20% lasting for 3 months. During the period January – June 2017 one motion for disciplinary action was filed against a prosecutor, which is pending. There were no actions to remove any prosecutor from office during the same period.<br><br>(11) 31 December 2017 [PI]<br><br>As of 21 December 2017, the Commission for the Code of Ethics received 18 reports. Of this number one violation was confirmed, 4 procedures are underway, in 7 procedures there was no violation, and the Commission was found not competent for 6 reports. One motion for disciplinary action was filed, and the judge's liability was confirmed. A fine was imposed, a salary reduction by 20% lasting for 3 months. During the reporting period, no public prosecutor has been removed from office. | Number of dismissed judges/public prosecutors<br><br>(10) 30 June 2017 [NI]<br><br>A table on the track record is being submitted.<br><br>(11) 31 December 2017 [IC]<br><br>A table on the track record is being submitted.<br><hr/> |

#### 1.4 PROFESSIONALISM, COMPETENCE AND EFFICIENCY OF JUDICIARY MOJ - Momir Jaukovic, Biljana Vuksanovic

##### 1.4.1 Recommendation: Ensure reliable and consistent judicial statistics and introduce a system to monitor the length of trials.

| No.     | Measure / Activity   | Responsible authority | Deadline Status | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
|---------|--|-----------------------|-----------------|--|--|
| 1.4.1.1 | Establishing reliable and consistent judicial statistics in accordance with the CEPEJ guidelines on judicial statistics. | MoJ                   | PI              | Judicial statistics established in accordance with the CEPEJ guidelines. | The data obtained through PRIS are reliable and consistent and are used as an effective management tool. |

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|  | <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> |  | <p>September 2013 to July 2015</p> | <p>(10) 30 June 2017 [PI]</p> <p>The annual report on the work of the Judicial Council and the overall situation in judiciary for 2016 was prepared in accordance with the Instructions for preparing the statistical reports on the work of courts in accordance with the guidelines of the <i>European Commission for the Efficiency of Justice</i> (CEPEJ). The only indicator pursuant to CEPEJ which the system is not able to implement is the one requiring each court to have its own budget.</p> <p>(11) 31 December 2017 [PI]</p> <p>For the first quarter of 2018, a CEPEJ mission is scheduled to be implemented by CEPEJ employees. This mission will have the purpose of carrying out a reporting analysis and making recommendations for improving and remedying the identified shortcomings. In accordance with the Guidelines on drawing up statistical reports on the work of courts in accordance with the guidelines of the European Commission for the Efficiency of Justice (CEPEJ), the Annual Report on the Judicial Council and overall state of play in the judiciary in 2016 was prepared. According to CEPEJ, the only indicator that the system cannot do is the one that requires each court to have its own budget.</p> <p>Published standardized reports on the work of courts in accordance with the CEPEJ guidelines</p> <p>(10) 30 June 2017 [IC]</p> <p>The Annual Report on the work of courts for 2016 was prepared in accordance with the CEPEJ guidelines. The report was published on the website <a href="http://www.sudovi.me">www.sudovi.me</a>.</p> <p>(11) 31 December 2017 [IC]</p> | <p>(10) 30 June 2017 [IC]</p> <p>The annual report on the work of courts for 2016 has been prepared in accordance with CEPEJ guidelines. The data from this report, as well as from other ad hoc reports from PRIS, are used as the foundation for rendering a large number of strategic decisions.</p> <p>(11) 31 December 2017 [IC]</p> <p>The annual report on the work of courts for 2017 has been prepared in accordance with CEPEJ guidelines. The data from this report, as well as from other ad hoc reports from PRIS, are used as the foundation for rendering a large number of strategic decisions.</p> <hr/> |
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|           |   |  |   | The Annual Report on the work of courts for 2016 was prepared in accordance with the CEPEJ guidelines. The report was published on the website www.sudovi.me.  |  |
| 1.4.1.1.5 | <p>Testing of the new statistical system.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/>   | SJC<br>(Secretariat of<br>the Judicial<br>Council) | <p>NI</p> <hr/> <p>April- July<br/>2015</p>                 | <p>System tested.</p> <p>(10) 30 June 2017 [NI]</p> <p>The Strategy of Information-Communication Technologies 2016-2020 includes the plan to develop, in the coming period, a new information system and a new tool for statistical reporting, which will be fully in line with the CEPEJ guidelines. The implementation of the measures envisaged in the AP for implementation of the ICT Strategy is carried out in accordance with the planned timeframe.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>The Strategy of Information-Communication Technologies 2016-2020 includes the plan to develop, in the coming period, a new information system and a new tool for statistical reporting, which will be fully in line with the CEPEJ guidelines. The implementation of the measures envisaged in the AP for implementation of the ICT Strategy is carried out in accordance with the planned timeframe.</p> |  |
| 1.4.1.3   | <p>Establishing relevant standards for the level of workload of judges and standard time limits for dealing with certain types of cases and/or specific courts.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> | JC   | <p>PI</p> <hr/> <p>September<br/>2013 until Q2<br/>2016</p> | <p>Performance standards established for various types of cases and for the necessary time of dealing with different types of cases.</p> <p>(10) 30 June 2017 [PI]</p> <p>At its session held on 30 November 2016, the Judicial Council adopted the Methodology of the framework standards for determining the required number of judges and the equal workload of judges, prepared by the Working group for measuring the duration of judges'</p>   | <p>Uniform level of workload of judges has been provided, both in terms of the number and type of cases according to the established workload standards.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <p>Regular monitoring of the workload of judges</p> |

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|           |  |    |                                | <p>action-taking in the cases. The realization and full implementation of these standards will be possible within the framework of the new judicial information system (ISP). The existing information system (PRIS) cannot technically support these changes.</p> <p>(11) 31 December 2017 [PI]</p> <p>At its session held on 30 November 2016, the Judicial Council adopted the Methodology of the framework standards for determining the required number of judges and the equal workload of judges, prepared by the Working group for measuring the duration of judges' action-taking in the cases. The realization and full implementation of these standards will be possible within the framework of the new judicial information system (ISP). The existing information system (PRIS) cannot technically support these changes.</p> | <p>in accordance with set standards.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> |
| 1.4.1.3.6 | <p>Presenting the results obtained</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p>         | JC | <p>I</p> <p>October 2015</p>   | <p>Results presented at the expert discussion.</p> <p>(10) 30 June 2017 [I]</p> <p>The results have been presented in several expert meetings, supported by the Council of Europe. All the meetings were attended by the representatives of the professional public (judges, prosecutors, etc.). 3 meetings were held: 1. 10 February 2017 in Budva, 2. 17 February 2017 in Kolasin, 3. 24 February 2017 in Podgorica. They were attended by 120 judges and court presidents.</p> <p>(11) 31 December 2017 [I]</p>   |  |
| 1.4.1.3.7 | <p>Establishing the system by adopting new rules for the workload of judges.</p> <p>(10) 30 June 2017 [NI]</p> | JC | <p>NI</p> <p>December 2015</p> | <p>The system is functional and standards for the workload of judges are applied.</p> <p>(10) 30 June 2017 [NI]</p> <p>The existing information system (PRIS) cannot technically support these changes.</p>  |  |

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|         | (11) 31 December 2017 [NI]  |    |  | (11) 31 December 2017 [NI]<br>Note:<br>The existing information system (PRIS) cannot technically support these changes.   |  |
| 1.4.1.4 | Strengthen the administrative capacity necessary for the development and maintenance of PRIS in accordance with the adopted strategic documents of the development of ICT in the judiciary:<br><br>- employ 3 officers in 2014 in the IT department of the Secretariat of the Judicial Council,<br><br>- Employ 3 officers in 2015 in the IT department of the Secretariat of the Judicial Council.<br><br>(10) 30 June 2017 [PI]<br><br>(11) 31 December 2017 [PI] | JC | PI<br><br>January 2014 – December 2015 | Budget resources and donor support provided;<br><br>(10) 30 June 2017 [I]<br><br>The required budget resources have been provided.<br><br>(11) 31 December 2017 [I]<br><br>The analysis of the existing staff prepared;<br><br>(11) 31 December 2017<br><br>Increased number of staff on the position of developing and maintenance of PRIS;<br><br>(10) 30 June 2017 [I]<br><br>Since 2014, three employees were recruited to work on PRIS maintenance, while in the same period two experienced programmers left the ICT Division.<br><br>(11) 31 December 2017 [PI]<br><br>In this period of July-December 2017, only one vacancy for maintenance operator in the ICT Department was announced<br><br>The level of satisfaction of PRIS users will be determined based on customer surveys;<br><br>(10) 30 June 2017 [NI]<br><br>Note:<br><br>The survey has not been conducted. |  |

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|  |  |  |  | <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>It was planned to send the survey to beneficiaries by the end of December 2017.</p> <hr/> <p>Training of employees.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>Training courses for one employee for the chief implementer for ISO27001 and the chief (external) auditor for ISO 9001 were implemented.</p> |  |
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**1.4.2 Recommendation: Review and rationalise the court network and ensure sufficient funding for the efficient functioning of the entire court system. Further reduce the existing backlog, especially as regards civil cases.**

| No.       | Measure / Activity   | Responsible authority | Deadline Status                      | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
|-----------|--|-----------------------|--------------------------------------|--|---------------------|
| 1.4.2.3.1 | <p>Based on analyses, determining the criteria for specifying the minimum number of judges that justifies the existence of the court.</p> <p>(10) 30 June 2017 [PI]</p> <p>The Judicial Council has not prepared the above analysis.</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/> | MoJ                   | <p>NI</p> <hr/> <p>December 2015</p> | <p>Criteria determined.</p> <p>(10) 30 June 2017 [PI]</p> <p>At its session held on 30 November 2016, the Judicial Council adopted the Methodology of the framework standards for determining the required number of judges and the equal workload of judges, prepared by the Working group for measuring the duration of judges' action-taking in the cases. However, the minimum number of judges that justifies the existence of the court has not been determined.</p> <p>(11) 31 December 2017 [NI]</p> <p>At its session held on 30 November 2016, the Judicial Council adopted the Methodology of the framework standards for determining the</p> |                     |



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|  |  |  | <p>have prepared an analysis of cases of red envelopes which contain the measures for their resolution. In this regard, programmes have been prepared.</p> <p>(11) 31 December 2017 [IC]</p> <p>Article 10 of the Court's Rules of Procedure regulates the adoption of a program for resolving the backlog cases in the courts. In courts where the number of backlog cases exceeds the quarterly inflow of cases, the presidents of the courts adopted a program for resolving those backlog cases. The Judicial Council is authorized to refer judges to work in other courts with the aim of resolving the backlog cases. Based on the conclusions of the meeting of the President of the Supreme Court of Montenegro with the presidents of the courts on 30 October 2016, the court presidents made an analysis of "red envelope" cases that contained measures for their resolution. Programs were drawn up in that regard. They were published on the courts' websites separately or as part of the Annual Plan for courts in 2017.</p> <p>Annual plans and programs for dealing with backlog cases were adopted.</p> <p>(10) 30 June 2017 [IC]</p> <p>The courts that had backlogs adopted the programs for their resolution, which were published on the respective websites of the courts.</p> <p>(11) 31 December 2017 [IC]</p> <p>The courts that had backlogs adopted the programs for their resolution, which were published on the respective websites of the courts.</p> <p>Number of resolved backlogs and the number</p> | <p>Presidents of courts have the possibility to see the overview of solving the backlog cases at all times through control screens within the PRIS.</p> <p>(10) 30 June 2017 [IC]</p> <p>Presidents of courts through control screens, through PRIS, may follow the resolution of backlogs at any time.</p> <p>(11) 31 December 2017 [IC]</p> <p>Presidents of courts through control screens, through PRIS, may follow the resolution of backlogs at any time.</p> <hr/> |
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|         |  |    |                                     | <p>of pending cases.</p> <p>(10) 30 June 2017 [IC]</p> <p>According to PRIS data, the number of cases older than three years as of 25 June 2017 was 4202. A detailed account of solved and unresolved cases will be presented in the semi-annual report of courts that will be completed in July 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>According to the PRIS data, as of 12 December 2017, the number of cases older than three years was 3560. A detailed account of solved and unresolved cases will be presented in the annual report of courts.</p>  |   |
| 1.4.2.7 | <p>Taking measures for resolving backlog of cases such as:</p> <ul style="list-style-type: none"> <li>- voluntary secondment of judges who have less workload to a court having backlog of cases,</li> <li>- delegating cases,</li> <li>- improving and controlling the work of delivery and enforcement service,</li> <li>- monitoring work through monthly submission of reports to the president of the court by judges concerning the resolving of cases,</li> <li>- submission of reports on the work of advisors in the court on a quarterly basis,</li> <li>- Alternative dispute resolution (mediation, court settlement, arbitration).</li> </ul> <p>(10) 30 June 2017 [IC]</p> | JC | <p>IC</p> <hr/> <p>continuously</p> | <p>The number of seconded judges;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period of January – June 2017, one judge of the Basic Court in Bijelo Polje has been seconded to the Basic Court in Podgorica for a period of one year.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period July-December 2017 there was no decision on the referral of judges.</p> <p><u>The number of delegated cases.</u></p> <p>(10) 30 June 2017 [IC]</p> <p>In the period of January – June 2017, 998 and 69 cases were delegated from the Basic Court in Podgorica, while 254 cases were delegated from the High Court in Podgorica.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period July-December 2017, 195 “P”</p> | <p>Reports on resolving backlog of cases.</p> <p>(10) 30 June 2017 [IC]</p> <p>It is possible to monitor and obtain reports on the number of backlog cases, as well as the number of resolved and unresolved cases through the PRIS. The semi-annual report will be prepared in July.</p> <p>(11) 31 December 2017 [IC]</p> <p>Through PRIS it is possible to track and receive reports on the number of backlogs, the number of solved and unresolved cases.</p> <p><u>The number of cases resolved in an alternative way.</u></p> <p>(10) 30 June 2017 [IC]</p> <p>The number of cases resolved in an alternative way is monitored through the table with track record.</p> |

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|           | (11) 31 December 2017 [IC]   |                      |    | cases and 1 “K”-cases were delegated from the Basic Court in Podgorica. | <p>(11) 31 December 2017 [IC]</p> <p>The number of cases resolved in an alternative way is monitored through the table with track record.</p> <p>Evolution of the number of cases older than 15/10/7/5/3 years / Total number of cases in the system</p> <p>(10) 30 June 2017 [IC]</p> <p>The structure of cases by year is available in the Annual Report of the Judicial Council at: <a href="http://www.sudovi.me">www.sudovi.me</a>. (Report available in English). The obligation of reporting for 2016 is not due yet. Data on the number of cases older than 3 years are monitored through a table with track record.</p> <p>As of 25 June 2017 there were 4202 cases older than three years. In terms of years: 3 years - 2453 cases; 5 years - 908 cases; 7 years - 540 cases; 10 years - 219 cases; 15 years – 82 cases.</p> <p>(11) 31 December 2017 [IC]</p> <p>The structure of cases by year is available in the Annual Report of the Judicial Council at: <a href="http://www.sudovi.me">www.sudovi.me</a>. (Report available in English). The obligation of reporting for 2016 is not due yet. Data on the number of cases older than 3 years are monitored through a table with track record.</p> <p>As of 12 December 2017 there were 3560 cases older than three years. In terms of years: 3 years - 2004 cases; 5 years - 797 cases; 7 years - 471 cases; 10 years - 202 cases; 15 years – 86 cases.</p> |
| 1.4.2.7.1 | Developing a training plan for mediators, judges, public prosecutors and lawyers | Centre for Mediation | IC | Plan developed  | (10) 30 June 2017 [IC]   |



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|           | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>  |                      | <p>Continuously</p> <p>In the reporting period of January-2017, in March 2017, the Managing Board of the Center for Mediation adopted the Training Plan for Mediators, Judges, Public Prosecutors and Lawyers for 2017.</p> <p>The Managing Board of the Centre for Mediation adopted the Training Plan for mediators, judges, public prosecutors and lawyers for 2016, at its session on 14 January 2016.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of January-2017, in March 2017, the Managing Board of the Center for Mediation adopted the Training Plan for Mediators, Judges, Public Prosecutors and Lawyers for 2017.</p> <p>The Managing Board of the Centre for Mediation adopted the Training Plan for mediators, judges, public prosecutors and lawyers for 2017, at its session on 14 January 2016.</p> |   |
| 1.4.2.7.2 | <p>Public promotion of the alternative manners of dispute resolution</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Centre for Mediation | <p>IC</p> <hr/> <p>Continuously</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period January-June 2017, the distribution of promotional material continued, as brochures on mediation in criminal proceedings were distributed and distributed in all courts in Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>In September 2017, a brochure for mediation in family law disputes was published, as well as the Mediation Brochure. A new website of the Mediation Center was set into operation. Promotional material is available on the</p>  | <p>Distribution of promotional materials in courts and public places</p> <p>Table monitoring</p> <p>(10) 30 June 2017 [IC]</p> <p>A table on the track record is being submitted.</p> <p>(11) 31 December 2017 [IC]</p> <p>A table on the track record is being submitted.</p> <p>Increased number of disputes resolved in an alternative way.</p> <p>(10) 30 June 2017 [IC]</p> <p>A table on the track record is being submitted.</p> |

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|  |  |  |  | <p>website of the Ministry of Justice and the Basic Court in Podgorica. New fliers are found in all courts in Montenegro. In November, in order to promote the Alternative Dispute Settlement, billboards were set up in front of the Basic Court and the Commercial Court in Podgorica. Also, a 2D animated film on mediation lasting for 20 seconds was recorded. The Center's work is promoted in print, electronic media and TV shows. The Center also held two weeks of mediation at the Podgorica Commercial Court and at the Basic Court in Berane.</p> <p>Professional meetings on alternative dispute resolution were held</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period January-June 2017, the distribution of promotional material continued, as brochures on mediation in criminal proceedings were distributed and distributed in all courts in Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>In September 2017, a brochure for mediation in family law disputes was published, as well as the Mediation Brochure. A new website of the Mediation Center was set into operation. Promotional material is available on the website of the Ministry of Justice and the Basic Court in Podgorica. New fliers are found in all courts in Montenegro. In November, in order to promote the Alternative Dispute Settlement, billboards were set up in front of the Basic Court and the Commercial Court in Podgorica. Also, a 2D animated film on mediation lasting for 20 seconds was recorded. The Center's work is promoted in print, electronic media and TV shows. The Center also held two weeks of mediation at the Podgorica Commercial Court and at the Basic Court in Berane.</p> | <p>(11) 31 December 2017 [IC]</p> <p>A table on the track record is being submitted.</p> <hr/> |
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| 1.4.2.7.3.2 | <p>Promote the arbitration in public and among parties involved in business - commercial operations.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Chamber of Commerce | <p>IC</p> <hr/> <p>Continuously</p> |  | <p>Promotional material for the public has been developed and distributed</p> <p>(10) 30 June 2017 [IC]</p> <p>In order to promote arbitration, in the reporting period of January-June 2017, promotional materials/brochures were distributed, containing general information on arbitration.</p> <p>(11) 31 December 2017 [IC]</p> <p>In order to promote arbitration, in the reporting period of January-June 2017, promotional materials/brochures were distributed, containing general information on arbitration.</p> <p>Public lectures organised</p> <p>(10) 30 June 2017 [IC]</p> <p>At the sessions of the Board of the associations of the Chamber of Commerce, the presentation on courts was organised within the Chamber of Commerce of Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period from July to December 2017, at the sessions of the Managing Board of the Association of the Montenegrin Chamber of Economy, the advantages of solving economic disputes before the Arbitral Tribunal compared to ordinary courts.</p> <hr/> <p>Established cooperation with other arbitration institutions</p> <p>(10) 30 June 2017 [IC]</p> |
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|  |  |  |  |  | <p>In the reporting period of January- June 2017, with the aim of affirming and promoting arbitration as a way to resolve disputes, representatives of the Arbitral Tribunal at the Montenegrin Chamber of Economy participated in international seminars and arbitration meetings. The President of the Arbitral Tribunal at the Montenegrin Chamber of Economy participated at the conference "Ljubljana Days of Arbitration" held in March in the Republic of Slovenia.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of January- June 2017, with the aim of affirming and promoting arbitration as a way to resolve disputes, representatives of the Arbitral Tribunal at the Montenegrin Chamber of Economy participated at the international conference „Reforming the Limits of Arbitration: Are We Progressing?“ organized by the Permanent Arbitration at the Serbian Chamber of Economy on the occasion of celebrating 70 years of existence and work and on the jubilee 25<sup>th</sup> Croatian Days of Arbitration.</p> |
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#### 1.4.3 Recommendation: Strengthen the enforcement of judgments in civil cases.

| No.       | Measure / Activity   | Responsible authority | Deadline Status | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
|-----------|--|-----------------------|-----------------|--|--|
| 1.4.3.2.3 | Decision on Appointment of Bailiffs (32 positions envisaged by the Rulebook) | MoJ                   | PI              | Decision adopted.  | Bailiffs appointed in all municipalities   |
|           | (11) 31 December 2017 [PI]   |                       | November 2013   | Based on the previously announced competition, on 27 December 2016, 3 bailiffs (for the jurisdiction of the Basic Court in Kotor, Niksic and Kolasin) were appointed by the Minister of Justice. In this way, bailiffs were appointed for the jurisdictions of all courts in Montenegro. As by the Law on Amendments to the Law on Bailiffs the requirements for appointing bailiffs were amended, filling the vacant posts (which became vacant after the | Based on the previously announced competition, on 27 December 2016, 3 bailiffs (for the jurisdiction of the Basic Court in Kotor, Niksic and Kolasin) were appointed by the Minister of Justice. In this way, bailiffs were appointed for the jurisdictions of all courts in Montenegro. As by the Law on Amendments to the Law on Bailiffs the requirements for appointing bailiffs were amended, filling the vacant posts (which became vacant after the |

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|         |  |     |                  | removal of 2 bailiffs from office) will follow in the forthcoming period.   | removal of 2 bailiffs from office) will follow in the forthcoming period.  |
| 1.4.3.4 | <p>Establish a single software system for managing cases before the public bailiffs as regards the monitoring of success of enforcement and duration and costs of the enforcement procedure.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | MoJ | <p>June 2015</p> | <p>Established electronic connection of all offices of bailiffs and provided access for the Ministry of Justice.</p> <p>(10) 30 June 2017 [I]</p> <p>A single software system for managing cases before the public bailiffs established at the level of all offices. All the offices are entering the data for cases and the decisions. Access to the software has been provided to the Ministry of Justice.</p> <p>(11) 31 December 2017 [I]</p> | <p>Evolution of the recovery rate, costs and duration of the enforcement procedures;</p> <p>(10) 30 June 2017 [I]</p> <p>A single software system enables the monitoring of the recovery rate, costs and duration of the enforcement procedures.</p> |

#### 1.4.4 Recommendation: Ensure effective operation of the Judicial Training Centre (JTC).

| No.     | Measure / Activity   | Responsible authority | Deadline Status               | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
|---------|--|-----------------------|-------------------------------|---|---|
| 1.4.4.2 | <p>Organising continuous training with regard to implementation of the Criminal Procedure Code and the Law on Civil Procedure as well as with regard to the new institutes introduced by substantive laws (Law on Obligations, Law on Property Relations, Family Law, Criminal Code, Law on Enforcement and Security of Claims).</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | JTC                   | <p>IC</p> <p>continuously</p> | <p>Training courses implemented in accordance with the Training Programme</p> <p>(10) 30 June 2017 [IC]</p> <p>In accordance with the Training Programme for 2017, in the period from 1 January to 30 June 2017, 21 activities / trainings were implemented, which were attended by 106 representatives of the prosecutorial organisation (managers, public prosecutors), 206 representatives of courts (court presidents, judges), 45 judicial and prosecutorial advisers and trainees and 27 representatives of other state institutions. The trainings were held by domestic lecturers, experts from EU countries, USA and countries of the region. <i>The average grade of seminars held was ranging from 4.08 to 4.85.</i></p> | <p>The number of training courses;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, 21 trainings / seminars were organized.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to December 2017, 37 trainings / seminars were organized.</p> <p>Number of participants;</p> |

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|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to December 2017, 37 activities / trainings were implemented, which were attended by 149 representatives of the prosecutorial organisation (managers, public prosecutors), 368 representatives of courts (court presidents, judges), 139 judicial and prosecutorial advisers and trainees and 25 representatives of other state institutions. The trainings were held by domestic and foreign lecturers, experts from the region, EU countries, CE and USA. The average grade of seminars held was ranging from 3.66 to 4.88.</p> <hr/> | <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, 21 activities / trainings were implemented, which were attended by 106 representatives of the prosecutorial organisation (managers, public prosecutors), 206 representatives of courts (court presidents, judges), 45 judicial and prosecutorial advisers and trainees and 27 representatives of other state institutions</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to December 2017, 37 activities / trainings were implemented, which were attended by 149 representatives of the prosecutorial organisation (managers, public prosecutors), 368 representatives of courts (court presidents, judges), 139 judicial and prosecutorial advisers and trainees and 25 representatives of other state institutions</p> <hr/> <p>Satisfaction of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, 21 trainings / seminars were organised. The average grade of seminars held was ranging from 4.08 to 4.85.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to December 2017, 37 trainings / seminars were organised. The average grade of seminars held was ranging from 3.66 to 4.88.</p> <hr/> <p>Evaluation forms for assessing trainings.</p> <p>(10) 30 June 2017 [IC]</p> <p>21 trainings / seminars were organised. The average grade of seminars held was ranging from 4.08 to 4.85.</p> |
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|           |   |            |                       |   | (11) 31 December 2017 [IC]<br>In the period from July to December 2017, 37 trainings / seminars were organised. The average grade of seminars held was ranging from 3.66 to 4.88.   |
| 1.4.4.3   | Ensuring the budgetary funds necessary for financing continuous training.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/>                                     | High Court | IC                    | Budgetary funds for financing continuous training provided partly from the Budget in addition to the international support.   | The number of continuous training courses implemented with the financial support from the Budget.   |
|           |   |            | 2015 and continuously | (10) 30 June 2017 [IC]<br>In the period from January to June 2017, the Centre conducted a total of 46 activities of continuous training, on which about EUR 21,550 was spent from the budget of the Centre, while the rest was funded through support from funds / donations of international organisations.<br><br>(11) 31 December 2017 [IC]<br><hr/> In the period from July 1 to December 31, 2017, the Centre carried out 54 continuous training activities, totalling around €170,562.03. Of this amount, €30,020.00 was allocated from the Budget of the Centre for financing the mentioned training courses, while the remaining amount of €140,552.03 was allocated from the support of international organizations. | (10) 30 June 2017 [IC]<br>In the period from January to June 2017, the Centre conducted a total of 46 activities of continuous training, on which about EUR 21,550 was spent from the budget of the Centre, while the rest was funded through support from funds / donations of international organisations.<br><br>(11) 31 December 2017 [IC]<br><hr/> In the period from July 1 to December 31, 2017, the Centre carried out 54 continuous training activities, totalling around €170,562.03. Of this amount, €30,020.00 was allocated from the Budget of the Centre for financing the mentioned training courses, while the remaining amount of €140,552.03 was allocated from the support of international organizations. In addition to the foregoing, from July 1 to December 31, 2017, 53 modules of the initial training from candidate judges and public prosecutors were carried out for which € 13,449.00 was spent from the Budget of the Centre. |
| 1.4.4.5.2 | Providing the necessary budgetary resources to finance the Centre and the initial and continuing training, spatial and technical requirements and recruit the required number of employees. | JTC        | IC<br><br>December    | Necessary budgetary resources, spatial and technical requirements and employees provided.<br><br>(10) 30 June 2017 [IC]   |   |

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|  | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>2015 and continuously</p> | <p>The budget for the work of the Centre for 2017 amounts to a total of EUR 447,594.96, which is used not only for funding the activities of initial and continuous training, but also for salaries of employees, remuneration for work of the Centre's bodies, electricity, telephone, maintenance, material costs and all others costs related to the functioning of an independent institution. On the basis of the conducted tender, the Public Property Administration provided the Centre, from the beginning of 2017, with the leased business premises consisting of nine offices and two training rooms. In February 2017, following the implementation of the internal competition procedure between the state authorities, two employees were recruited in the Secretariat of the Centre, namely: Head of the General Affairs and Finance Service and Independent Adviser in the above organizational unit. After the public competition procedure, in June 2017, two employees were recruited in the Secretariat of the Centre, namely: Independent Adviser III and Independent Officer – Technical Assistant in the General Affairs and Finance Service.</p> <p>(11) 31 December 2017 [IC]</p> <p>The budget for the work of the Centre for 2017 amounts to a total of EUR 447,594.96, which is used not only for funding the activities of initial and continuous training, but also for salaries of employees, remuneration for work of the Centre's bodies, electricity, telephone, maintenance, material costs and all others costs related to the functioning of an independent institution. On the basis of the conducted tender, the Public Property Administration provided the Centre, from the beginning of 2017, with the leased business premises consisting of nine offices and two training rooms. According to the Rulebook on Internal Organization and</p> |  |
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|         |  |            |                                     | Systematization of Job Positions, 10 vacancies were filled at the Secretariat of the Center. In the period of July-December 2017 there were ongoing procedures for 4 vacancies: Chief of the Department for International Cooperation, Senior Adviser for Information Technology, Senior Adviser at the Division for Continuous Training and Senior Advisor in the Division for Initial Training.  |  |
| 1.4.4.7 | <p>Adopting and monitoring the implementation of programmes of training of trainees in the courts and public prosecution office.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | High Court | <p>IC</p> <hr/> <p>Continuously</p> | <p>Rules adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>In accordance with the Law on Trainees in the Courts and the Public Prosecutor's Office and the Bar Exam, the Ministry of Justice adopted the Rulebook on the Professional Training Programme for Trainees in the Courts and the Public Prosecutor's Office, the Rulebook on the content and manner of keeping a journal on the implementation of the programme of practical part of professional training of trainees in courts and the public prosecutor's office.</p> <hr/> <p>Reports of court presidents on the implementation of the training programme.</p> <p>(10) 30 June 2017 [IC]</p> <p>The presidents of the courts with trainees adopt annual reports on training once a year. Training of trainees in the courts and the public prosecutor's office will be carried out after the announcement of a public competition for the admission of trainees in the courts and the public prosecutor's office and the selection of trainees in accordance with the Law on Trainees in the Courts and the Public Prosecutor's Office and the Bar Exam.</p> |  |

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|         |   |                                      |                        | (11) 31 December 2017 [IC]<br><br>According to Article 25 of the Law on Trainees in Courts and the Public Prosecution and the Bar Exam, the mentor prepares trainees for independent practical exercises and prepares a report on the work of the trainees. Since the trainees had not entered into permanent employment yet, there were no performance reports.   |  |
| 1.4.4.8 | Organising trainings for employed advisers, administrative staff.<br><br>(10) 30 June 2017 [IC]<br><br>_____<br><br>(11) 31 December 2017 [IC]<br><br>_____ | HRA (Human Resources Administration) | IC<br><br>Continuously | Analysis prepared;<br><br>(10) 30 June 2017 [I]<br><br>Reported in the previous period.<br><br>(11) 31 December 2017 [I]<br><br>Analysis completed in April 2015.<br><br>_____<br>Trainings organised;<br><br>(10) 30 June 2017 [IC]<br><br>In the reporting period of January-June 2017, a total of 14 participants from the courts attended trainings on various topics, a total of eight of them. In the same period, a total of 6 participants from the prosecutor's office attended trainings on various topics, a total of eight of them.<br><br>31 judicial advisers and 19 prosecutorial advisers took part in 16 training activities of the Centre in the period from January to July 2017. Also, there was one activity implemented by international partners in which, in addition to public prosecutors, the heads of clerk's offices of public prosecutor's offices took part (15 of them) and there was one activity implemented by NGO Cedem and INL Programme of the US Embassy in which 25 trainees and advisers took part. |  |

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|           |  |     |   | <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of July - December 2017, one training was held on the topic "Introduction to EU Law and Basis of Judicial Cooperation in Civil, Economic and Criminal Matters" attended by 29 attendees from the Judicial and Prosecutorial Administration. The training was realized in co-operation with EIPA (European Institute of Public Administration).</p> <hr/> <p>Evaluation of training participants.</p> <p>(10) 30 June 2017 [IC]</p> <p>Training participants were from the following courts: Administrative Court, Basic Court in Bijelo Polje, Court of Appeals, Basic Court in Podgorica, Basic Court in Danilovgrad and Basic Court in Pljevlja. The participants from the prosecutorial organisation came from the following prosecutor's offices: Basic Public Prosecutor's Office Podgorica, Basic Public Prosecutor's Office Pljevlja, Basic Public Prosecutor's Office Bijelo Polje, High Public Prosecutor's Office Podgorica, Supreme Public Prosecutor's Office of Montenegro and Special Public Prosecutor's Office of Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>The training was attended by 29 participants from: the Supreme Court of Montenegro, Constitutional Court of Montenegro, the Court of Appeals of Montenegro, Commercial Court of Montenegro, Kotor Basic Court, Podgorica Basic Court, Pljevlja Basic Court, Ulcinj Basic Court, Rozaje Basic Court and Basic Court in Danilovgrad.</p> <hr/> |  |
| 1.4.4.9.1 | Adopting a Programme for taking the entrance and | Moj | I | The Programme adopted.   |  |

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|           | the bar exam.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/>  |     | November 2015                  | (10) 30 June 2017 [I]<br><br>In the period of January - June 2017, Rulebook on the programme and manner of taking the exam for trainees in the Courts and the Public Prosecutor's Offices and the Rulebook on the programme and manner of taking the bar exam were adopted.<br><br>(11) 31 December 2017 [I]        |  |
| 1.4.4.9.2 | Appointing the Commissions for taking the entrance and bar exam.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | MoJ | I<br><br><br><br>December 2015 | Commissions appointed<br><br>(10) 30 June 2017 [I]<br><br>The Minister of Justice made a decision on appointing the Commission for taking the exam for trainees in the courts and public prosecutor's offices and a decision on appointing the Commission for taking the bar exam.<br><br>(11) 31 December 2017 [I] |  |

#### 1.4.5 Recommendation: Take incentive-based measures that will contribute to the voluntary mobility of judges and prosecutors.

| No.     | Measure / Activity  | Responsible authority | Deadline Status                         | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
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| 1.4.5.2 | Following the amendments to the Law (see activity under 1.1.2.1 and 1.1.2.2), applying the system of permanent voluntary transfer of judges between the courts of the same level.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | JC                    | IC<br><br><br><br>2015 and continuously | System of permanent transfer of judges established.<br><br>(10) 30 June 2017 [I] | The number of judges transferred;<br><br>(10) 30 June 2017 [IC]<br><br>In the period of January-June 2017, there were no internal competitions for filling the positions for judges.<br><br>(11) 31 December 2017 [IC]<br><br>In the period of July-December 2017, 2 judges were transferred, namely: - one judge from the Basic Court in Herceg Novi to the Basic Court in Podgorica, one judge from the Basic Court in Berane to the Basic Court in |

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|  |  |  |  |  | <p>Podgorica.</p> <p>Effects on the reduction in the number of judges.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no internal competitions this year, so the effect of these measures is missing.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the two courts from which the judges left, no job competition was announced, and no job competition for these positions is planned in the forthcoming period.</p> |
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### 1.5 DOMESTIC HANDLING OF WAR CRIMES MOJ - Momir Jaukovic, Biljana Vuksanovic

| No.   | Measure / Activity  | Responsible authority                            | Deadline Status                                 | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
|-------|---|--|---|--|---|
| 1.5.1 | <p>With the aim to prevent impunity for war crimes, prepare report including data and relevant information on proceedings in war crimes cases upon submitted criminal charges and/or upon direct knowledge of Public Prosecutor's Office.</p> <p>(10) 30 June 2017 [PI]</p> <p>(11) 31 December 2017 [PI]</p> | <p>SPPO (Supreme Public Prosecutor's Office)</p> | <p>PI</p> <p>December 2013 and continuously</p> | <p>Report prepared.</p> <p>(10) 30 June 2017 [PI]</p> <p>Reports on the work carried out on the implementation of the Strategy were submitted to the Supreme Public Prosecutor's Office of Montenegro on 27 January 2017, 11 April 2017 and 09 June 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>Reports on the work carried out on the implementation of the Strategy were submitted to the Supreme Public Prosecutor's Office of Montenegro on 9 August 2017 and 27 November 2017.</p> | <p>The number of final judgments;</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>The procedures and judgments are in accordance with international humanitarian law and practice of the International Criminal Tribunal for the Former Yugoslavia.</p> <p>(10) 30 June 2017 [IC]</p> <p>Seven cases are in the stage of preliminary investigation before the Special Public Prosecutor's Office, and indictment has been raised in one case and was confirmed by the High Court. The main hearing in this case is scheduled for September 2017.</p> |

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|  |  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of July -December 2017, the Special Public Prosecutor's Office took the following actions: 1. In the case Kt-S.No.219/16 (Kti-S.No.11 / 16) established based on the offence of the accused Vlado Zmajevic related to the war crimes against civilians referred to in Article 142, paragraph 1 of the Criminal Code of the FRY, against whom the Indictment was filed with the High Court in Podgorica for the said criminal offence, which was confirmed, until now four main hearings have been held on which the defendants were heard, as well as the representatives of the families who were injured, and some witnesses. The next main trial is scheduled for 23 January 2018. 2. - In the case Kt-S.No. 22/ 14 case established after the criminal report filed by P. M. , K. E. and P. K. dated on 11 September 2014 against DJ. M. and others, for the criminal offence of genocide under Article 426 of the Criminal Code of Montenegro, after the collection of all the necessary data and evidence, a decision was made –judgment Kt-S.No.22/14 of 14 November 2017 rejecting the criminal offence was because it was assessed that there was no reasonable suspicion that the reported persons had committed the criminal offence for which they were charged, or any other criminal offence for which prosecution was undertaken ex officio, which was reported to the applicants and injured. - In the case of Kt-S.No.10/15 established after the criminal report filed by R. S. against P. S. for the criminal offence of War Crimes against Civilians under Article 142 of the CC of the FRY, and in relation to an event known to the public as a "deportation of refugees", after the collection of all the necessary data and evidence, a decision was made – by the judgment Kt-S.No.10/15 of 23 November 2017, the criminal offence was rejected</p> |
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|  |  |  |  |  | <p>because it was assessed that there was no reasonable doubt that the charged person had committed the criminal offence or any other criminal offence for which prosecution was undertaken ex officio, which was reported to the applicant and the injured. 3. Cases which are at the stage of the preliminary investigation: - In the case Ktr-S.No.113/10 established after the criminal report filed by N. E. against unknown persons for the criminal offence of war crimes against civilians under Article 142 of the Criminal Code of the FRY, committed against a Montenegrin citizen, which crime was allegedly committed in the territory of Kosovo, a letter of request was sent to the Supreme Public Prosecutor's Office of the Republic of Kosovo for the submission of certain data and evidence; action to be taken after the letter of request is pending. - In the case of Ktr-S.No.119 / 11 established after the criminal report filed by Z. M. against some unknown persons for the criminal offence of war crimes against civilians referred to in Article 142, paragraph 1 of the Criminal Code of the FRY, documents submitted by the ICTY after the letter of request of the Special Public Prosecutor's Office are currently being reviewed, and a specific letter of request was sent to the Ministry of Defense of Montenegro- In the case of Ktr-S.No.105/14 established after the letter of request for the prosecution sent by the Cantonal Prosecutor's Office of Tuzla Canton against one person, a citizen of Montenegro, for the criminal offence of War Crimes against Civilians under Article 142, paragraph 1 of the CC of FRY, after reviewing the documents provided by the ICTY on the letter of request of the Special Public Prosecutor's Office, a statement taken from one person in the capacity of a citizen, and a letter of request was sent for the submission of certain data to the War Crimes Prosecution of the Republic of Serbia. - In the</p> |
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|         |   |      |                                     |   | case of Ktr-S.No.226/16 established after the Information of the Association of Wartime Veterans since 1990, No.1 / 2 and No.1 / 3 of 24 May 2016 concerning the deprivation of the life of 24 members of the Yugoslav People's Army in Cepukuc, Ivanjica, Osojnik and Grab in October 1991, as well as the disappearance of 7 members of the Yugoslav People's Army on 23 April 1992 in the region of Crnoglava, during the armed conflicts in the said territories, after the analysis of documentation submitted by the ICTY, a letter of request for international legal aid was sent to the War Crimes Prosecution Office of Serbia. |
| 1.5.2.2 | <p>Sending formal requests by the prosecutor's office to the prosecutor's offices in neighbouring countries and the ICTY in order to check whether these institutions had evidence relating to the identified events.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | SPPO | <p>IC</p> <hr/> <p>Continuously</p> | <p>Requests sent.</p> <p>(10) 30 June 2017 [IC]</p> <p>On 20 January 2017, a request was sent to the Hague Tribunal – prosecution office. This was a formal request aimed at searching the database in relation to a case which was at the stage of investigation at the time. The response to this request came on 24 January 2017 and this evidentiary material is used as evidence in a criminal case which is underway. On 31 January 2017, responses came to the request sent on 15 December 2016. On 7 February 2017, another request was sent to the prosecution office of the Hague Tribunal. The action on this request was taken on 6 March 2017 and the communication relating to this case is underway. On 6 June 2017, two more requests were sent to the prosecution office of the Hague Tribunal. Within the regional project implemented by the Supreme Public Prosecutor's Office in cooperation with UNDP (which includes Republic of Serbia, Bosnia and Herzegovina and Montenegro, while the Republic of Croatia is a partner country), two regional meetings were held in relation to specific cases before the public</p> |   |



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|  |  |  | <p>prosecutor's offices.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period of July - December 2017, in accordance with the Strategy for War Crimes Investigations, after the analysis of cases that were final and enforceable, the Special Public Prosecutor's Office, in the case Kt-S.No.20/08 established against the accused of DJ. R. for the criminal offence of crimes against Humanity referred to in Article 442 of the Criminal Code of Montenegro (the case publicly known as "Bukovica"), sent a letter of request to the International Criminal Tribunal for the Former Yugoslavia, the Prosecutor's Office, requesting legal aid request to search the protected database for the purpose of gathering evidence for the said event. Action was taken after the letter of request and the submitted data are currently analyzed. - In the case of Kt-S. No.6/08 established against the accused S.P. and others for the criminal offence of War Crimes against Civilians under Article 142, Paragraph 1 of the Criminal Code of the FRY (publicly known as "Kaludjerski laz"), the Special Public Prosecutor's Office sent a letter of request to the International Criminal Tribunal for the Former Yugoslavia - the Prosecutor's Office asking for legal aid to search of a protected database to gather evidence for the said event. Action was taken after the letter of request, and an analysis of the submitted data is ongoing. On 27 October 2017, in the framework of the UNDP regional project "Enhancing Regional Cooperation in Processing of War Crimes and the Searches for Missing Persons" in Belgrade, the third regional consultations were held, which was attended, besides the representatives of the Supreme Public Prosecutor's Office of Montenegro, by representatives of the Public Prosecutor's Office of the Republic of Croatia and the Prosecutor's Office of Bosnia and</p> |  |
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|       |  |     |   | <p>Herzegovina. The meeting summarized the current activities within the project, discussed the possibilities of cooperation within the existing legal framework and outlined successful cases of regional cooperation on examples of closed and current war crimes cases. An agreement was reached in December 2017 to hold a meeting in Belgrade among prosecutors of the Special Public Prosecutor's Offices dealing with war crimes and prosecutors of the War Crimes Prosecution of the Republic of Serbia regarding the exchange of data in specific cases. On 14 December 2017, at the Serbian War Crimes Prosecutor's Office in Belgrade, a bilateral meeting was attended by Snezana Stanojkovic, War Crimes Prosecutor of the Republic of Serbia, and Lidija Vukcevic, Special Prosecutor, who exchanged information regarding the cases in which international legal assistance was needed, and all possibilities for more effective cooperation in data exchange were reviewed. The meeting was held in the framework of the UNDP regional project "Enhancing Regional Co-operation in the Processing of War Crimes and the Search for Missing Persons"</p> |  |
| 1.5.2 | <p>Organise compulsory trainings for judges and prosecutors on international humanitarian law, involving international experts and in cooperation with the ICTY.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | JTC | <p>IC</p> <hr/> <p>October 2013 and continuously twice a year</p> | <p>Training for 20 judges, 10 public prosecutors and 5 associates in prosecutor's office organised.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, a two-day expert mission was organized, which was attended by 17 representatives of the judiciary (3 public prosecutors, 3 judges, 8 judicial advisers and 3 advisers in the Special Public Prosecutor's Office). The lecturer was a foreign expert recommended / provided by TAIEX.</p> <p>(11) 31 December 2017 [IC]</p>   | <p>Correct and full application of international humanitarian law as well as the domestic criminal legislation in the domestic handling of war crimes.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <hr/> |

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|       |  |                         |                          | In the period of July-December 2017, there was no training on this topic.  |  |
| 1.5.3 | Provide witness protection in war crime cases according to the Criminal Procedure Code during the proceedings and beyond the proceedings according to the Law on Witness Protection.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | High Court in Podgorica | IC<br><hr/> Continuously | Protection provided.<br><br>(10) 30 June 2017 [IC]<br><br>In the High Court in Podgorica, there is a proceeding underway for the criminal offence of war crime in which no witnesses seeking judicial or extrajudicial protection appear. If such a need arises, legal protection measures will be taken, and the information and contact person data are already published on the website.<br><br>(11) 31 December 2017 [IC]<br><br>In the High Court in Podgorica (in the period of July-December 2017), there was one pending case for the criminal offence of War Crimes not involving witnesses seeking judicial or extrajudicial protection. If such a need arises, legal protection measures will be taken, and the relevant information and details of the contact person have already been published on the website.<br><hr/> | The number of protected witnesses;<br><br>(10) 30 June 2017 [IC]<br><br>In the High Court in Podgorica, there is a proceeding underway for the criminal offence of war crime in which no witnesses seeking judicial or extrajudicial protection appear.<br><br>(11) 31 December 2017 [IC]<br><br>In the High Court in Podgorica, there is one pending case for the criminal offence of war crimes involving witnesses seeking judicial or extrajudicial protection.<br><hr/> Confidence of witnesses in the witness protection system;<br><br>(10) 30 June 2017 [IC]<br><br>In the High Court in Podgorica, there is a proceeding underway for the criminal offence of war crime in which no witnesses seeking judicial or extrajudicial protection appear, which is why the confidence of witnesses in the protection system could not have been measured.<br><br>(11) 31 December 2017 [IC]<br><br>In the High Court in Podgorica, there is a proceeding underway for the criminal offence of war crime in which no witnesses seeking judicial or extrajudicial protection appear, which is why the confidence of witnesses in the protection system could not have been measured. |

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|       |   |                         |                                     |   | <p>Increased readiness of witnesses to testify.</p> <p>(10) 30 June 2017 [IC]</p> <p>Given that in the case which is underway there were no witnesses seeking protection, the indicator on the readiness of protected witnesses to testify is not measurable.</p> <p>(11) 31 December 2017 [IC]</p> <p>Given that in the case which is underway there were no witnesses seeking protection, the indicator on the readiness of protected witnesses to testify is not measurable.</p> |
| 1.5.4 | <p>Provide protection for war crime victims according to the rules of the Witness Protection Service.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | High Court in Podgorica | <p>IC</p> <hr/> <p>Continuously</p> | <p>Protection provided.</p> <p><b>(10) 30 June 2017 [IC]</b></p> <p>In the previous period, there were witnesses who were supported by a contact person and a service within the High Court in Podgorica. These were witnesses in the Morinj case. The witnesses at first refused to come to testify. The Court, through the Montenegrin Ministry of Justice and the Ministry of Justice of Croatia, convinced the witnesses to come and that they would receive support and protection. When the first group of witnesses came, the contact person in the court provided them with a special room, familiarised them to the testimony manner and procedure, explained the position of the participants in the court proceedings, provided medical assistance, and provided accommodation and transport. Afterwards, other groups of witnesses came at their own initiative, i.e. without the intervention of the Ministry of Justice of Croatia. Also, support measures have been provided for them. These witnesses, in the oral interview, expressed their satisfaction with the support provided and changed the opinion they previously had regarding the expectations regarding the</p> |   |

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|       |  |                         |                                     | <p>procedure that was being conducted in Montenegro. All this shows that the service and the contact person have taken measures. In the High Court in Podgorica, there is a proceeding underway for the criminal offence of war crime in which no witnesses seeking judicial or extrajudicial protection appear. If such a need arises, legal protection measures will be taken, and the information and contact person data are already published on the website.</p> <p>(11) 31 December 2017 [I]</p> <p>In the High Court in Podgorica (in the period of July-December 2017), there was one pending case for the criminal offence of War Crimes not involving witnesses seeking judicial or extrajudicial protection. If such a need arises, legal protection measures will be taken, and an information booklet and details of the contact person have already been published on the website.</p> |  |
| 1.5.5 | <p>Raise awareness of witnesses of the existence of a witness protection system.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | High Court in Podgorica | <p>PI</p> <hr/> <p>continuously</p> | <p>Preparing brochure;</p> <p>(10) 30 June 2017 [NI]</p> <p>A brochure - information on the work of the Support Services for the Injured / War Crime Victims established at the High Courts in Podgorica and Bijelo Polje was produced. The information brochure is available on the web sites.</p> <p>Note:</p> <p>The last brochure was prepared in 2009.</p> <p>(11) 31 December 2017 [NI]</p> <p>Brochure - Information on the work of support services for the injured / victims of war crimes prepared. The brochure is available on the web sites.</p>   |  |

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|       |  |            |   | <p>Providing information by contact persons;</p> <p>(10) 30 June 2017 [IC]</p> <p>The contact persons from services for support to victims/witnesses of war crimes were at all times available to witnesses for the purpose of provision of all necessary information on the work of courts and the hearing of witnesses.</p> <p>(11) 31 December 2017 [IC]</p> <p>The contact persons from services for support to victims/witnesses of war crimes were at all times available to witnesses for the purpose of provision of all necessary information on the work of courts and the hearing of witnesses.</p> <p>Information on witness protection available at <a href="http://www.sudovi.me">www.sudovi.me</a>.</p> <p>(10) 30 June 2017 [IC]</p> <p>Information on witness protection available at <a href="http://www.sudovi.me">www.sudovi.me</a>.</p> <p>(11) 31 December 2017 [I]</p> <p>Information on witness protection available at <a href="http://www.sudovi.me">www.sudovi.me</a>.</p> |   |
| 1.5.6 | <p>Preparing a report which will contain all the information about the handling of cases related to monetary compensation to civilian victims of war crimes.</p> <p>(10) 30 June 2017 [IC]</p> | High Court | <p>IC</p> <hr/> <p>December 2013 and Continuously</p> | <p>Report prepared.</p> <p>(10) 30 June 2017 [I]</p> <p>Prepared report on the cases of compensation of damage to victims of war crimes with the state of play as of 25 June 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>Prepared report on the cases of compensation of damage to victims of war crimes with the</p>  | <p>The number of submitted applications for financial compensation to civilian victims of war crimes;</p> <p>(10) 30 June 2017 [IC]</p> <p>On 25 June 2017, one case was pending (9 including ones still not decided in a final and enforceable procedure).</p> <p>(11) 31 December 2017 [IC]</p> |

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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  |  | <p>state of play as of 5 December 2017.</p> <hr/> | <p>In the period of 1 January 2015 to 5 December 2017, in the "Morinj" case, the courts rendered 154 decisions adopting, in a final and enforceable manner, the claims for damages and awarding a total of €1,485,510.20. In 1 decision the claim was dismissed, 4 procedures were suspended, whereas in 6 cases the claim t was withdrawn. In all cases before the first and second instance court proceedings have been completed.</p> <hr/> <p>The number of civilian victims of war crimes who were provided compensation and information on the awarded amount and type of grounds for the compensation awarded.</p> <p>(10) 30 June 2017 [IC]</p> <p>The courts have rendered 145 decisions adopting, in a final and enforceable manner, the claims for damages and awarding a total of EUR 1,347,080.41. Eight decisions adopting the claim are still not final and enforceable. Through these, EUR 128,530.00 was awarded. In one decision, the claim was dismissed; four procedures have been suspended while in 6 cases the claim was withdrawn. On 25 June 2017, one case was pending (9 including the ones still not decided in a final and enforceable procedure).</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of 1 January 2015 to 5 December 2017, in the "Morinj" case, the courts rendered 154 decisions adopting, in a final and enforceable manner, the claims for damages and awarding a total of €1,485,510.20. In 1 decision the claim was dismissed, 4 procedures were suspended,</p> |
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|  |  |  |  |  | whereas in 6 cases the claim t was withdrawn. In all cases before the first and second instance court proceedings have been completed. |
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## II FIGHT AGAINST CORRUPTION -

### 2.1 PREVENTIVE ACTIONS AGAINST CORRUPTION AGENCY FOR PREVENTION OF CORRUPTION (ACA) - Grozdana Lakovic, Mladen Tomovic, Dusan Drakic

2.1.1 Recommendation: Strengthen and review the institutional framework for the fight against corruption. The Directorate for Anti-Corruption Initiative's (DACI's) competences must be advanced and its capacities reinforced.

| No.     | Measure / Activity   | Responsible authority | Deadline Status   | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
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| 2.1.1.4 | Ensure financial, staff and technical resources for the functioning of the Agency.<br><br>(10) 30 June 2017 [PI] | Moj                   | PI  | Normative, financial, staff and technical preconditions ensured. The Agency started to work in January 2016  | Improved rating of Montenegro in reports of CPI Transparency International, World Economic Forum;                            |
|         | December 2015  |                       | (10) 30 June 2017 [PI]  | (10) 30 June 2017 [IC]   |  |
|         | (11) 31 December 2017 [PI]   |                       | Responses for this measure were provided through measures 2.1.1.4.1 - 2.1.1.4.10. In January, the Agency adopted the new Rulebook on Organisation and Job Descriptions, increasing the number of positions from 55 to 60. Because of filling the vacancies in the Agency and the IT system development which is a continuous process, the measure is assessed as partly implemented. Other sub-measures related to the provision of conditions for the start of the Agency operation have been fully met. | According to the TI Report, Montenegro was ranked 64 <sup>th</sup> in the list of Transparency International in 2016, with a corruption perception index of 45, which is the best index of our country to date in the annual reports of this organisation. In comparison, in 2015, the corruption perception index was 44, and in 2014 it was 42. In the new World Economic Forum (WEF) report on global competitiveness, Montenegro dropped by 12 positions and occupied 82 <sup>nd</sup> position with a score of 4.05, while corruption was still marked as one of the problems for business in Montenegro. |  |
|         |  |                       | (11) 31 December 2017 [PI]  | Responses for this measure were provided through measures 2.1.1.4.1 - 2.1.1.4.10. Of the total of 60 vacancies, 56 were filled according to the Rulebook on Organization and Classification of Job Positions. Because of filling the vacancies   | (11) 31 December 2017 [IC]<br>According to the TI Report, Montenegro was ranked 64 <sup>th</sup> in the list of Transparency |



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|  |  |  | <p>in the Agency and the IT system development which is a continuous process, the measure is assessed as partly implemented. Other sub-measures related to the provision of conditions for the start of the Agency operation have been fully met.</p> <hr/> | <p>International in 2016, with a corruption perception index of 45, which is the best index of our country to date in the annual reports of this organisation. In comparison, in 2015, the corruption perception index was 44, and in 2014 it was 42. In the new World Economic Forum (WEF) report on global competitiveness, Montenegro dropped by 12 positions and occupied 82<sup>nd</sup> position with a score of 4.05, while corruption was still marked as one of the problems for business in Montenegro.</p> <hr/> <p>Improved assessment by the EC in the Progress Report for 2016.</p> <p>(10) 30 June 2017 [IC]</p> <p>According to the assessment from the Progress Report for 2016, Montenegro has achieved a certain level of readiness in the fight against corruption. Especially good progress has been made in meeting the last year's recommendation on the establishment of the Anti-Corruption Agency, which began its operation on 1 January 2016. The process of institution building is generally in the advanced phase, with the need for institutions to demonstrate a more proactive approach to the fulfilment of their mandates.</p> <p>(11) 31 December 2017 [IC]</p> <p>According to the assessment from the Progress Report for 2016, Montenegro has achieved a certain level of readiness in the fight against corruption. Especially good progress has been made in meeting the last year's recommendation on the establishment of the Anti-Corruption Agency, which began its operation on 1 January 2016. The process of institution building is generally in the advanced phase, with the need for institutions to demonstrate a more proactive approach to the fulfilment of their mandates. For 2017,</p> |
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|               |  |     |                                    |  | the EC published an unofficial working document about the current state of play in chapters 23 and 24 in Montenegro. |
| 2.1.1.4.<br>7 | Filling positions in the Agency.<br><br>(10) 30 June 2017 [PI]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | ACA | PI<br><hr/> December 2015 and 2016 | <p>Filled positions in the Agency: -the number of employees transferred from the DACI and the Commission for Prevention of Conflict of Interest and a part of employees of the State Election Commission who were in charge of control of financing of political subjects and election campaigns.</p> <p>(10) 30 June 2017 [PI]</p> <p>On 27 January 2017, a new Rulebook on internal organization and job descriptions of the Agency was adopted. The new Rulebook increased the number of positions by 5 (the total number of positions being 60 now) and new organizational units were formed in order to improve the work of the Agency. The current number of employees in the Agency is 50, and also the decisions have been made on the selection of the persons who achieved the best results in the public advertisement procedure for the filling 5 positions. Other vacant positions will be filled in as soon as possible (this depends on the duration of the public advertisement procedure).</p> <p>(11) 31 December 2017 [PI]</p> <p>On 27 January 2017, a new Rulebook on internal organization and job descriptions of the Agency was adopted. The new Rulebook increased the number of positions to 60. The current number of employees in the Agency is 56.</p> <p>- The number of new employees pursuant to expended competences.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the Anti-Corruption Agency, from the beginning of its operation on 1 January 2016, 23</p> |  |

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|           |   |     |                                      | <p>employees have been transferred from the DACI and the Commission for Prevention of Conflict of Interest. The new Rulebook on organisation and job descriptions increased the number of positions from 55 to 60 and positions are filled through procedures of internal and public competitions.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the Anti-Corruption Agency, from the beginning of its operation on 1 January 2016, 23 employees have been transferred from the DACI and the Commission for Prevention of Conflict of Interest. The new Rulebook on organisation and job descriptions increased the number of positions from 55 to 60 and there are currently 56 employees.</p>   |  |
| 2.1.1.4.9 | <p>Develop adequate software application for the analysis and processing of data.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ | <p>IC</p> <hr/> <p>November 2015</p> | <p>Adequate software application developed.</p> <p>(10) 30 June 2017 [IC]</p> <p>The development of software application is a continuous process. The Plan of the timeframe for the development of the Agency's Information System was adopted in 2017, with defined deadlines, proponents and risks. By the end of 2017, the plan is to implement a special application for Integrity Plans, which will include a statistical module that will be completed by the end of 2017. The testing of the application's basic module was completed and modification requests were prepared that will be implemented while improving the application in phase II of the statistical module. According to the Plan, both phases will be completed by the middle of the fourth quarter of 2017, so that by the end of 2017, it is possible to carry out testing, training, and the use would start from January 2018. This would result in the Integrity Plans and Reports being submitted electronically from 2018. Production started on the DMS module, as well as the documentation digitization (scanning of documents, all input</p> |  |

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|  |  |  | <p>and output documents are digitized from 01 January 2017). The Department for controlling the financing of political parties and election campaigns is expected, with the expert support that should be provided by the experts of the Council of Europe, under the project Horizontal support programme for the Western Balkans and Turkey, to prepare Case study analysis for development of Module for track record system for needs of the Department for controlling the financing of political parties and election campaigns. It is expected that the analysis and the draft project are prepared by July 2017, and the plan is to apply with the performed analysis to the international donors for the funds needed to complete the project. Data exchange with other institutions has so far been established with the Ministry of Interior (access to databases of vehicles and weapons), Tax Administration (access to the income of officials), Central Registry of Companies, Real Estate Administration (database of real estate held by public officials), so the employees in the Department for Officials' Property Control have the possibility, through the information system of the Agency, to access the data of the abovementioned institutions through the aforementioned services and to directly compare the data provided by the officials and the data from the registry books. The process of connecting with the CDA (Central Depository Agency) is also underway, since in February 2017 an agreement was signed with the SEC (Securities Commission, which is the regulator) on access to data on shares and securities held by officials. This process of connecting is expected to be implemented in the third quarter of 2017. The preparation is underway for connecting to the Ministry of Justice in order to connect with the register of criminal sanctions, which would significantly increase the efficiency in the control of financing of political parties and election campaigns, since the persons who donate funds to political parties must not be in</p> |  |
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|  |  |  | <p>criminal records. All of these data checks are done through the access to databases of other state authorities in real time, which significantly increases control efficiency. Installation of equipment procured in 2017 is underway, which will significantly improve the IT infrastructure, and it is expected that the integration of new equipment will be completed in the third quarter. The website is being redesigned and new functionalities are being developed. The plan envisages the implementation of the website redesign by the end of 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Plan scheduling the development of the Agency's Information System is being implemented in 2017. A special application for Integrity Plans will be implemented, to include a statistical module as well, so that the Integrity Plans and Reports will be submitted electronically as of 2018. It is planned to develop a specialized software module for controlling political party financing and election campaign monitoring. In this regard, a case study was elaborated for developing this module for the needs of the Division for Control of Political Party Financing and Electoral Campaigns, through the involvement of experts from the Council of Europe, as part of the Horizontal Facility for the Western Balkans and Turkey.</p> <p>In line with the Study, implementation is planned in 3 phases; Phase 1 will start in 2017, and the Project should be fully implemented in 2018. The Agency's data exchange subsystem is compatible with any IT platform and, in this connection, enables the connection and exchange of data with any institution that has developed services. It is particularly important that data are verified through access to databases of other state bodies in real time. Compared to the previous reporting period, new connections were also made with: - CRC -</p> |  |
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|               |   |     |                                    | Central Register of Citizens - CDA / KHOV - Register of Shares and Securities. The Memorandum of Data Exchange with the Ministry of Justice was also signed - Registry of Criminal Records, which will significantly increase the efficiency in controlling political party financing and election campaign, since those who donated funds to political parties must not be registered in criminal records. The technical connection is in the testing phase, and the realization of the service will be completed by the end of 2017 or in the first quarter of 2018. Improved IT infrastructure was achieved through the acquisition of hardware equipment. The level of information security was raised by procuring new equipment and security information tools. The web site was redesigned (change of the cover page, website structure) and a new functionality (RSS) was made.  |   |
| 2.1.1.5.<br>2 | Ensure monitoring and the implementation of the Law<br>(10) 30 June 2017 [NI]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | ACA | IC<br><br>June 2015 and afterwards | Analysis of the implementation of the Law on Lobbying a year following the adoption.<br>(10) 30 June 2017 [NI]<br>(11) 31 December 2017 [IC]<br><br>By the end of November, 14 public calls were published on the Agency's website so far for candidates to apply for taking the exams for conducting lobbying activities. In the reporting period, two exams were held, after which two persons received certificates for passing the exam for performing lobbying activities, thus meeting the requirement for applying for approval of the activity of lobbying and entry into the lobbyist register. One of a total of six candidates who had passed the exam was licensed in November 2017, and entered in the register of lobbyists as the official first lobbyist in Montenegro. Within the framework of the IPA 2014 project "Support for Implementation of Integrity Measures in Montenegro", a study of the Law on Lobbying and its implementation was | The number of requests filed for performance of lobbying activities.<br>(10) 30 June 2017 [IC]<br><br>There were no filed requests for the performance of lobbying activities<br>(11) 31 December 2017 [IC]<br><br>One request was filed for the performance of lobbying activities<br><br>The number of registered lobbyists.<br>(10) 30 June 2017 [IC]<br><br>There were no filed requests for the performance of lobbying activities.<br>(11) 31 December 2017 [IC]<br><br>One person has been granted permission to |

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|         |  |     |  | <p>drafted. Based on documents regulating the area of lobbying in Montenegro and organized meetings with obligors pursuant to the Law, Italian experts drafted a document that analysed the Law on Lobbying and its application, in particular in relation to the best international practices. In November, another expert mission was held within the aforementioned project, with a view to developing a comprehensive awareness-raising plan for the Law on Lobbying. ACA officials presented to the Italian experts the competences, activities and results of the ACA in the promotion of lobbying and the previous implementation of the Law on Lobbying, while Italian experts presented how the lobbying system operated in Italy, Europe and the world, and good practices in promoting lobbying activities. In October 2017, the Agency inserted approximately 10,000 flyers in the daily press, containing the main information about the Law on Lobbying. In October, 15 billboards were placed in 11 municipalities, and in November 30 Citylight posters were set in 12 municipalities on the topic "Lobby legally". One call for exams to conduct lobbying activities was published in four daily newspapers.</p> | <p>perform the lobbying activity and was entered in the register of lobbyists.</p> <p>The number of work reports of lobbyists.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no filed requests for the performance of lobbying activities.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no reports on the work of the lobbyists, since the first lobbyist was registered in November 2017</p> <p>Number and type of sanctions imposed.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no filed requests for the performance of lobbying activities.</p> <p>(11) 31 December 2017 [IC]</p> <p>No sanctions have been imposed.</p>                  |
| 2.1.1.6 | <p>Monitoring the implementation of the Law on Agency for Prevention of Corruption</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | ACA | <p>IC</p> <hr/> <p>Since Q1 2017 once a year</p> | <p>Report on work of the Agency prepared and published and submitted to the Parliament, containing data in accordance with the competences of the Agency referred to in Article 78 of the Law</p> <p>(10) 30 June 2017 [IC]</p> <p>The Council of the Agency for Prevention of Corruption adopted the Report on work of the Agency for 2016 at the 42<sup>nd</sup> session of the Council held on 24 March 2017. The Report was submitted to the Parliament of Montenegro on 31 March 2017 and the Parliamentary Committee for Anti-Corruption adopted the Report at its session held on 12 April 2017. The Parliament of Montenegro adopted the Report</p>   | <p>The number of established violations of the provisions of this Law and other laws within the jurisdiction of the Agency.</p> <p>(10) 30 June 2017 [IC]</p> <p>In 2016, the Agency for Prevention of Corruption submitted 865 requests for initiating misdemeanour proceedings to the competent courts. Of this number, 435 requests for initiating misdemeanour proceedings were filed for violations of the provisions of the Law on Financing of Political Entities and Election Campaigns, and 430 for violations of the provisions of the Law on Anti-Corruption. Note: Detailed data are included in the Report on work of the Agency for 2016,</p> |

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|  |  |  | <p>on work of the Agency for Prevention of Corruption for 2016 at the fifth sitting of the first regular (spring) session in 2017, which was held on 27 April 2017. The Report was published on the website of the Agency, at: <a href="http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf">http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf</a></p> <p>(11) 31 December 2017 [IC]</p> <p>In the first quarter of 2018 ACA will prepare the Annual Report for 2017, which will be submitted to the Parliament within the statutory deadline by 31 March 2018.</p> | <p>published on the website of the Agency, at: <a href="http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf">http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf</a></p> <p>The number and type of imposed sanctions in relation to the previous period.</p> <p>(10) 30 June 2017 [IC]</p> <p>In 2016, the competent courts resolved 729 cases and imposed fines in the amount of EUR 105,352 due to violations of the provisions of the Law on Anti-Corruption and the Law on Financing of Political Entities and Election Campaigns. More precisely, in the area of conflict of interest, 626 cases (including cases from 2015) were solved and fines amounting to EUR 82,837 were imposed, while in the field of political party financing 70 cases were resolved and fines in the amount of EUR 11,235 were imposed. Due to the failure to adopt the integrity plan, 33 cases were resolved and fines in the amount of EUR 11.280 were imposed, while 14 authorities were warned. Note: Detailed data are included in the Report on work of the Agency for 2016, published on the website of the Agency, at: <a href="http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf">http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf</a></p> <p>The number of cases of conflict of interest, the number of conducted verifications of asset declarations, reports by whistleblowers and the cases of whistleblower protection.</p> <p>(10) 30 June 2017 [IC]</p> <p>Of the total of 263 requests for initiating administrative proceedings before the Agency, which were submitted in 2016, 63 related to performing incompatible functions and failing to transfer management rights, 102 cases related to failing to submit the Declaration within the statutory deadline, 49 related to</p> |
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|  |  |  |  | <p>incomplete and inaccurate data, while the Agency submitted 49 requests to public officials to submit the grounds for acquisition of assets worth more than EUR 5,000. The annual verification plan for 2016 included the planned verification of the Declarations on income and assets for 1,440 public officials. In 2016, the Agency checked a total of 1,473 Declarations of public officials and 174 Declarations of civil servants obliged to submit Declarations, which resulted in exceeding the annual verification plan by 15%. In 2016, the Agency was submitted 56 reports on endangering the public interest which indicates corruption and nine requests for protection of whistle blowers, and of the total number of reports in 23 cases the applicant wanted to stay anonymous. <i>Note: Detailed data are included in the Report on work of the Agency for 2016, published on the website of the Agency, at:</i><br/> <a href="http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf">http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf</a></p> <hr/> <p>The number of successfully resolved cases in relation to the total number of received cases.</p> <p>(10) 30 June 2017 [IC]</p> <p>Of the total of 263 requests for initiating administrative proceedings before the Agency, after conducting the procedures this body completed 224 cases and adopted 224 decisions and conclusions. Of the 63 requests to initiate administrative proceedings before the Agency that related to performing incompatible functions and failing to transfer management rights, 58 were resolved that related to failing to transfer the management rights, membership in private management boards and in several management boards. 80 proceedings have been completed for failing to submit the Declaration, as well as 41</p> |
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|  |  |  |  | <p>administrative proceedings for failing to submit accurate and complete data and 45 proceedings in relation to verification of the grounds for acquisition and source of assets worth more than EUR 5,000. The remaining 39 proceedings were pending at the end of 2016, and will be completed during 2017. The verification and control was carried out of all Declarations on assets and income for the category of public officials that were envisaged by the annual verification plan for 2016. Of the 56 reports on endangering the public interest which indicates corruption, the Agency completed 14 procedures in 2016 and forwarded ten reports to the competent public prosecutor's offices due to suspected existence of a criminal offence prosecuted ex officio, while 18 reports were transferred to other competent authorities for further action. The Agency started the work on the remaining 14 procedures in 2016 and continued it in 2017. In relation to a total of nine requests for protection, the Agency has completed seven procedures, three of which positively and four of which negatively for the whistle blower. Note: Detailed data are included in the Report on work of the Agency for 2016, published on the website of the Agency, at:<br/> <a href="http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf">http://www.antikorupcija.me/media/documents/ASK_lzvjestaj_2016.pdf</a></p> <hr/> <p>The number and type of imposed sanctions compared to the previous period.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Agency commenced its work on 1 January 2016 and the Parliament of Montenegro adopted the first annual report on work of the Agency on 27 April 2017. The comparison of data will be possible once the report on work of the Agency for 2017 is prepared and</p> |
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|  |  |  |  | <p>adopted.</p> <hr/> <p>Improved rating of Montenegro in the reports of international organisations such as: CPI Transparency International, GCR of the World Economic Forum, Freedom house forum, (reports of third parties).</p> <p>(10) 30 June 2017 [IC]</p> <p>According to the TI Report, Montenegro was ranked 64<sup>th</sup> in the list of Transparency International in 2016, with a corruption perception index of 45, which is the best index of Montenegro to date in the annual reports of this organisation. In comparison, in 2015, the corruption perception index was 44, and in 2014 it was 42. In the last couple of years, Montenegro made a significant progress on the Transparency International list compared to the first survey after regaining independence, which was published in 2007 and according to which Montenegro was ranked 84<sup>th</sup>, with an index of 3.3 (33 according to the present methodology). The Transparency International report is published on the following link:<br/> <a href="https://www.transparency.org/news/feature/corruption_perceptions_index_2016">https://www.transparency.org/news/feature/corruption_perceptions_index_2016</a></p> <hr/> <p>Improved perception of the public on the level of corruption (public opinion polls).</p> <p>(10) 30 June 2017 [IC]</p> <p>In December 2016, the Agency for Prevention of Corruption published the results of the survey "Attitudes of the public on the issue of corruption and familiarity with the work of the Anti-Corruption Agency", which was conducted by the De Facto agency for needs of this body. According to the results of the survey, the biggest share of those surveyed</p> |
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|  |  |  |  |  | believes that corruption has remained at the same level in 2016 as in 2015 (45.8%), while 18.7% of respondents thought that it partly dropped. 4.8% of respondents thought that corruption has significantly dropped. Only 11.7% of citizens believe that corruption partly grew compared to 2015, while there were 4.7% of those who thought that corruption grew significantly. The survey was published on the website of the Agency, at: <a href="http://www.antikorupcija.me/me/projekti/-istra%C5%BEivanje-o-stavovima-javnosti-opitanju-korupcije">http://www.antikorupcija.me/me/projekti/-istra%C5%BEivanje-o-stavovima-javnosti-opitanju-korupcije</a> |
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2.1.2 Recommendation: Improve the system of asset declarations, strengthening in particular the supervisory competencies and the professional capacity of the Commission for Prevention of Conflict of Interest (CPCI) to ensure effective and substantial checks on assets, and introduce measures preventing conflicts of interest from going beyond holding double public offices.

| No.     | Measure / Activity  | Responsible authority | Deadline Status | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
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| 2.1.2.3 | Monitor implementation of the Law and publish reports on the Internet page of CPCI / Agency and the Parliament of Montenegro.<br><br>(10) 30 June 2017 [IC] | ACA                   | IC              | The Annual report prepared and published on websites.<br><br>(10) 30 June 2017 [IC]   |                     |
|         | (11) 31 December 2017 [IC]  |                       | Continuously    | State of play with regard to the number of public officials and submitted declarations as of 30 June 2017. As at 30 June 2017, a total of 4450 public officials were registered. Out of that number, there are 1772 state public officials or 40%, while 2678 are local public officials (60% of the total number). A regular annual declaration on income and assets for 2016, which is submitted by 31 March of the current year for the previous year, was submitted by 4257 or 96% of the total number of public officials, while 193 public officials or 4% failed to submit a regular annual declaration of income and assets. Of the 6058 declarations of public officials and civil servants which have been subjected to the process of software and administrative verification, i.e. which have been processed and verified, the |                     |

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|  |  |  | <p>Agency website also contains declarations of public officials appointed in 2017: - 30 days from the date of taking office - 419; - At the request of the Agency - 50; - 30 days upon termination - 229; - Annual and two-year termination of public office - 332 public officials – change in assets over EUR 5000 – 115 public officials. The consent for access to bank accounts was provided by 3179 or 71.5% of public officials having a reporting obligation of the total of 4450 public officials. As for the public officials who did not submit a regular annual declaration, 193 procedures were initiated (145 local and 48 state). In addition to public officials, as at 30 June 2017, 1330 civil servants were registered. Out of that number, 1158 were obliged to submit declarations for 2016 and 1111 of them submitted regular annual declarations (civil servants from the Administration for Inspection Affairs, Police Administration and Ministry of Interior, Tax Administration and Customs Administration). 63 civil servants have ceased to perform their office. 47 civil servants or 4% failed to submit a regular annual declaration on income and assets for 2016 until 31 March of the current year for the previous year. Accordingly, as in the case of public officials, misdemeanour proceedings were initiated against them. Thus, misdemeanour proceedings have been initiated against 47 civil servants for failing to submit a declaration, while for now there are no proceedings initiated due to incorrect and incomplete data. The consent for access to bank accounts was provided by 837 or 75% of civil servants who are obliged to submit a declaration. Information on the consent for access to bank accounts is available on the Agency's website. In the area of prevention of conflict of interest, at the request of public officials and authorities, 63 opinions have been issued on the existence of a conflict of interest, which are binding on public officials. The opinions referred to the potential suspicion of the conflict of interests of public officials in</p> |  |
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|  |  |  | <p>relation to: performing incompatible functions, receiving fees in the management bodies, membership in management boards, working bodies and commissions, concluding a contract. Conducting administrative proceedings regarding the restrictions in the exercise of public functions</p> <p>– In the period of 1 January – 30 June 2017, the Agency sent 35 requests for initiating administrative proceedings before the Agency due to performance of incompatible functions, conflict of interest and failure to transfer management rights (23 upon the report of another physical or legal person and 12 on the basis of their own request). After the conducted proceedings, the Agency completed 31 cases and issued 27 decisions, 2 conclusion on dismissal, while 2 cases were suspended by official note. In 1 case initiated upon the report of a physical person, after the conducted procedure, the Agency determined that a member of the Council of the Anti-Corruption Agency, at the time of being appointed as a member of the Council of the Agency, did not fulfil the condition regarding working experience in a certain degree of qualification. The case was finalised before the Agency and forwarded to the Council of the Agency on 20 April 2017 for further action, to initiate, in accordance with the statutory competences stipulated by Article 87 of the Law on Anti-Corruption, the procedure before the competent working body of the Parliament of Montenegro for dismissal. 16 public officials were found to violate the law, while in 14 cases it was established that public officials did not violate the provisions of the law. Proceedings against 3 public officials are pending before the Agency. 18 requests for initiation of misdemeanour proceedings were filed due to established violation in relation to restrictions in the exercise of public office, against 16 public officials. 13 proceedings were completed: 11 fines were imposed in the amount of EUR 3,330.00, as well as 2 reprimands. Following the adoption of the decisions of the Agency and the</p> |  |
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|  |  |  | <p>issued opinions, 16 resignations of public officials from public office were submitted: 7 public officials based on the decisions of the Agency and 9 on the basis of the issued opinions. Action was taken and response was provided to 33 requests from parties and bodies, and other interested persons, concerning the rights and obligations of public officials. Apart from public officials, all decisions were also submitted to the public authorities in order for them to be familiar with the actions of the public official they appointed, delegated or approved, as well as with the attitude towards the public office, for the purpose of taking measures and actions in accordance with the Law. All decisions, which have established that public officials violate the law, are publicly published on the Agency's website. The Agency has submitted notifications to all authorities when it was established that a public official is in violation of the law – requests for dismissal, suspension or imposition of disciplinary measures for public officials for which the final and enforceable decision found that they violated the law. In 2017, on the basis of decisions made regarding the restrictions in the exercise of public office, the authorities acted in 6 cases and pronounced 4 administrative sanctions and initiated 2 disciplinary proceedings before the Commission established by the authorities: 4 reprimands as a disciplinary measure with warning. The Agency also received 2 notifications from the authorities that the proceedings are pending. In cases that are underway, the authorities are obliged to notify the Agency in accordance with the law within 60 days from the date of receipt of the decision with written explanation. Since January 2017, in accordance with Article 42 of the Anti-Corruption Law, 6 authorities requested, prior to the election / appointment procedure, the excerpts from the Agency's records for 27 persons to see if during the last four years before the candidacy, they were dismissed from public office as public officials for violating the</p> |  |
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|  |  |  | <p>provisions of the Law. Administrative proceedings regarding declarations on income and assets: as for the conduct of administrative proceedings, in the period from 1 January to 30 June 2017, after the conducted proceedings, the Agency issued 78 decisions, out of which: 66 due to failure to submit a declaration, 5 due to failure to provide accurate and complete data, and 7 in connection with verification of the grounds of acquisition and the source of assets worth more than EUR 5,000, while another 27 procedures were initiated (in this reporting period), due to failure to submit a declaration. Gifts. Eight authorities submitted excerpts from the record of gifts, in which it was reported that public officials received a total of 69 gifts (4 appropriate gifts marking some occasion and 65 gifts of protocol-related nature; there were no gifts that cannot be rejected); 22 authorities submitted a report that they did not receive gifts during 2016. Donations and sponsorships. 60 authorities submitted a report on received donations, stating that public officials received a total of 368 donations; 22 authorities submitted the report that they did not receive donations and sponsorships; 9 authorities submitted a report on received sponsorship, stating that the authorities received a total of 104 sponsorships. Data on received gifts, sponsorships and donations were processed after the expiration of the legal deadline for the submission of the excerpts and reports, as well as the accompanying documentation, in accordance with Article 22 of the Anti-Corruption Law. The control of the accuracy and completeness of the received reports / excerpts and accompanying documentation was performed. There were no initiated procedures regarding received gifts, sponsorships and donations. The Agency sent, within the statutory deadline, 9 requests to the authorities for supplementing the reports regarding received sponsorships or donations. All reported data from 1 January to 30 June 2017 on received gifts, donations and sponsorships for</p> |  |
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|  |  |  | <p>2016 have been processed and made available on the Agency's website in the application of public registers – a catalogue of gifts, or sponsorships and donations. Misdemeanour proceedings against public officials: the total number of misdemeanour proceedings initiated against all public officials – 291 proceedings were initiated: 269 for failing to submit a declaration within the statutory deadline, 4 due to incorrect and incomplete data and 18 due to restrictions in the exercise of public office. The total number of resolved misdemeanour proceedings against all public officials – 159. Types of sanctions and the total amount of fines: 85 fines, 27 reprimands. The total amount of fines is EUR 20,540 and the costs of the proceedings are EUR 3,430. The number of appeals of the Agency submitted to the courts against first instance decisions – total of 3 that are underway. Percentage of public officials whose reports were checked in comparison to the total number of public officials. Data verification is carried out in accordance with the Rules of Procedure of the Anti-Corruption Agency, the part related to preventing the conflict of interest of public officials, by the method of random sample of public officials. A total of 210 public officials and civil servants have been verified: 170 state and 20 local public officials, as well as 20 civil servants obliged to submit declarations on income and assets, which is 13% of the number foreseen in the annual verification plan for the entire 2017. From 01 January to 30 June 2017, the Agency carried out the verification – control of the declarations on income and assets of public officials and civil servants. By 5 June 2017, a software and administrative verification was performed for all public officials and civil servants who delivered declarations on income and assets electronically and in writing, to the Agency's address. After these two verifications were completed, on 5 June 2017, full control of the assets has begun. According to the annual verification plan for 2017, it is envisaged that out</p> |  |
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|  |  |  | <p>of the total number of public officials and civil servants, 1600 will be checked. Of this number, until now, 210 have been fully checked, which implies thorough checking through the databases of the Ministry of Interior, Real Estate Administration, Tax Administration and the Securities Commission. Out of this number, all those who gave their consent for checking bank accounts will also be checked through 14 commercial banks in Montenegro. Full control of assets is done continuously throughout the year, and the envisaged plan will be completed by the end of the year. The annual verification plan referred to in Article 30 of the Law is implemented in cooperation with all institutions that have information on assets and income of public officials and members of the joint household: Tax Administration (data on taxed income made, as well as the data from the Central Register of Companies), Real Estate Administration (data on holders of ownership rights over real estate), Ministry of Interior – data on ownership over movable items that are subject to registration (motor vehicles, weapons, etc.), Ministry of Transport and Maritime Affairs – data on ownership over movable items – vessels (boats, yachts, etc.), Commission for Securities of Montenegro (data on owners of securities and shares in companies and other legal entities). The Law on Anti-Corruption prescribes that if the Agency establishes in the verification procedure that the assets and income of a public official and persons related to him / her are higher than the real income, the public official shall be obliged, at the request of the Agency, to submit detailed information on the grounds for acquiring the income and assets within 30 days. Pursuant to this Article, in all cases where during the verification procedure the Agency finds that the assets of a public official have increased in comparison to the previous period (for more than EUR 5,000.00), a request is sent to the public officials to declare and to submit evidence</p> |  |
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|  |  |  | <p>on the grounds for acquisition of the newly obtained assets and income. The statutory deadline for submitting documentation is 30 days from the date of receipt of the Agency's request. Since January 2017, the Agency has submitted 7 requests, based on which 7 public officials justified the grounds for acquisition. Budget: No additional budgetary means are needed on top of salaries – checks are conducted by full-time employees – EUR 40,000.00.</p> <p>(11) 31 December 2017 [IC]</p> <p>State of play with regard to the number of public officials and submitted declarations as of 20 December 2017. As of 30 June 2017, a total of 4450 public officials were registered. Out of that number, there were 1772 government officials or 40%, while 2678 were local government officials (60% of the total number). A regular annual declaration on income and assets for 2016, which is submitted by 31 March of the current year for the previous year, was submitted by 4257 or 96% of the total number of public officials, while 193 public officials or 4% failed to submit a regular annual declaration of income and assets. In addition to 6058 declarations of public officials and civil servants who went through the process of software and administrative verification, i.e. who were processed and verified, the Agency website also contains declarations of public officials appointed in 2017: - 30 days from the date of taking office - 726; - At the request of the Agency - 62; -change in assets over EUR 5000 – 254 public officials. Reports of 804 public officials whose public office was terminated were processed and made available at the Agency's website, which are submitted upon the termination of public office as follows: - 30 days after the termination of public office – 410; annual and biannual termination of public office – 394 public officials. The consent for access to bank accounts was provided by 3179 or 71.5% of</p> |
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|  |  |  | <p>public officials having a reporting obligation, out of the total of 4450 public officials. Against the public officials who did not submit a regular annual declaration, 193 procedures were initiated (145 local and 48 national). In addition to public officials, as of 30 June 2017, 1208 civil servants were registered. Consent for access to bank accounts was given by 75% civil servants who were required to submit a declaration. Details of consent for accessing bank accounts are available on the Agency's website. In the area of conflict prevention, the Agency received 123 requests from public officials and public authorities to provide Opinions that were mandatory for public officials. From 1 January to 20 December 2017, the Agency issued 119 Opinions, of which 26 were related to interpretation (Articles 7 and 8) of conflicts of interest and exemptions, 61 opinions related to limitations in the performance of functions: incompatibility of functions, membership in the governing bodies, membership of the working bodies, receiving remuneration, while in the remaining cases (32) the opinions related to restrictions upon termination of office, conclusion of contracts, receiving donations, status of public officials. Conducting administrative procedures related to limitations in the performance of public office - From 1 January to 20 December 2017, the Agency submitted 64 requests for initiation of administrative proceedings before the Agency due to: conflict of interest - proceedings and for the performance of incompatible functions (38 based on a report filed by another natural or legal person and 26 based on their own request). All 64 administrative procedures are over. After completing the proceedings, the Agency completed 64 proceedings and issued a final decision. A breach by of 42 public officials was confirmed. In the period January-December 2017, the Agency issued 11 decisions that determined that public officials were in conflict of interest; after the Agency decisions, in 7 cases</p> |  |
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|  |  |  | <p>the public officials resigned from the public office, two decisions on the conflict of interest were put out of force by the Agency's request (in accordance with Article 8, and 2 public officials were removed from office in accordance with Article 42 of the Prevention of Corruption Law. 35 requests for initiation of misdemeanour proceedings were filed for a determined breach due to the limitations in performing public office, and 2 misdemeanour proceedings due to conflicts of interest. Following the Agency's decision and issued Opinions, 36 public officials resigned from public office. 73 requests from parties and bodies, and other stakeholders, relating to the rights and obligations of public officials were reviewed and answered. The Agency notified all authorities when it was determined that a public official breached the law – filing requests for dismissal, suspension or disciplinary action for public officials found to violate the law by a final and enforceable decision During 2017, the authorities made decisions on the conflict of interests and limitations in the performance of public office in 12 cases, adopted a proposal for dismissal for 3 public officials, imposed 7 administrative sanctions and initiated 2 disciplinary proceedings before the Commission appointed by the authorities, namely: 3 measures to impose a fine on public officials, 4 reprimands as a disciplinary measure with warning. The Agency also received from the authorities 2 notices that the proceedings were pending. In pending cases, the authorities must notify the Agency within 60 days from the date of receipt of the decision with written explanation.</p> <p>Since January 2017, pursuant to Article 42 of the Law on the Prevention of Corruption, before the election/appointment procedure, 6 authorities required the excerpts from the Agency's register for 56 persons on whether in the previous four years prior to the nomination, as public officials, they were dismissed from public office for</p> |  |
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|  |  |  | <p>violation of the Law. In the case of membership of two or more working bodies, the public officer may earn income in only one working body (Article 9 paragraph 2 of the Law on the Prevention of Corruption during the same month, on the basis of which the membership of 85 public officials in the working bodies was checked. Gifts: eight authorities submitted Excerpts from the Gift Registry, which reported that public officials received 69 gifts (4 occasional and 65 protocol ones); there were no gifts that could not be refused); 24 authorities reported that they did not receive any gifts in 2016. Donations and sponsorships: 60 authorities reported the received donations, reading that public officials received a total of 368 donations; 22 authorities reported that they did not receive any donations or sponsorships; 9 authorities reported the received sponsorships, stating that the authorities received a total of 104 sponsorships. Data on received gifts, sponsorships and donations were processed after the expiration of the statutory deadline for submission of excerpts and reports, as well as supporting documents, in accordance with Article 22 of the Law on the Prevention of Corruption. The accuracy and completeness of the reports/excerpts received and the supporting documents were checked. No procedure was instituted regarding received gifts, sponsorships and donations. Within the statutory deadline, the Agency submitted 9 requests to the authorities to supplement the Report with regard to received sponsorships or donations. All reported data from 1 January to 20 December 2017 on received gifts, donations and sponsorships for 2016 were processed and available on the Agency's website under public registers - the catalog of gifts, i.e. sponsorships and donations. The Agency's activities were also related to the control of documents on received 368 donations and 104 sponsorships, for the purpose of enforcing legal competencies. Administrative procedures for reporting the</p> |  |
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|  |  |  | <p>revenues and assets: as for conducting administrative proceedings, from 1 January to 8 December 2017, after completing the procedure, the Agency finalized 159 cases and issued the related decisions, out of which: 92 because of failure to submit a report; 42 due to the lack of accurate and complete data; and 25 regarding the verification of the grounds of acquisition and source of assets worth over € 5,000; in 25 procedures, decisions determined that the relevant public officials provided detailed information on the grounds for of acquisition of property and income, or justified the grounds of acquisition. Misdemeanor proceedings against public officials: The total number of misdemeanor offences initiated against all public officials: 388 - failure to submit the report within the statutory deadline: 312 (regular annual, after office termination, after taking office, due to failure to submit in case of over € 5,000) – due to inaccurate and incomplete data: 39 - limitations in the performance of public office: 35 – due to conflict of interest: 2 Total number of misdemeanor offences against all public officials: 354 Types of sanctions and total amount of fines: 212 fines, 65 reprimands. Total amount of fines (+cost of the procedure): €53,450. The number of appeals submitted by the Agency to courts after the first instance decisions totaled 19, of which 10 were adopted in the reporting period.</p> <p>Published information on detected violations of provisions of the Law on Prevention of Conflict of Interests.</p> <p>(10) 30 June 2017 [IC]</p> <p>Annex: track record table. All decisions establishing that public officials have violated the law are published on the website of the Agency. Data from the declarations of income and assets and statements of consent for access to bank accounts are available on the website of the Agency. The Agency has its database in which all</p> |  |
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|         |  |     |   | <p>the public officials are registered (published records of declarations of income and assets) since 2005, with the assets. As of 2016, the website also includes information on received donations and sponsorships, as well as on gifts, decisions made on the violation of the Law, updates in the working process, requests for free access to information, etc. All the data are publicly and transparently available through the website.</p> <p>(11) 31 December 2017 [IC]</p> <p>All decisions, other than to public officials, were also submitted to the authority in order to be familiar with the conduct of the public official they had nominated, appointed or approved, as well as their attitude to the public office, to take measures and act in accordance with the Law. All decisions which determined that public officials breached the law were publicly published on the Agency's website. All reported data from 1 January to 20 December 2017 on received gifts, donations and sponsorships for 2016 were processed and available on the Agency's website in the application for public registers - a catalogue of gifts, i.e. sponsorships and donations. 6008 reports of public officials and civil servants were processed and verified and made available on the Agency's website. The reports of 804 public officials whose public function ceased were processed and made available on the website of the Agency.</p> |  |
| 2.1.2.6 | <p>Provide trainings for: employees in the CPCI/DACI/Agency, especially in the part of control competences and use of databases and for public and local public officials in relation to obligations prescribed by the Law on Prevention of Conflict of Interests and Law on Anti-Corruption, Law on Lobbying and Law on Financing of Political Entities and Election Campaigns.</p> <p>(10) 30 June 2017 [IC]</p> | ACA | <p>IC</p> <hr/> <p>January – December 2015 and continuously</p> | <p>The number and type of implemented trainings.</p> <p><b>(10) 30 June 2017 [IC]</b></p> <p>The Human Resources Administration conducted training on the topic of conducting administrative proceedings, where local lecturers trained, inter alia, 2 employees of the Agency. The employees responsible for conducting administrative proceedings and decision-making applied for training within the framework of the</p>  |  |



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|  | <p>(11) 31 December 2017 [IC]</p> |  | <p>Training plan of the Human Resources Administration in accordance with the new Law on General Administrative Procedure, whose application begins on 1 July 2017. – One employee of the Agency for Prevention of Corruption participated in the regional TAIEX workshop for the countries of the Western Balkans on the topic “Prevention of corruption in the private sector”. The workshop was held in the period from 12 June to 13 June 2017 in Trieste, Italy. The organizer was the National Agency for Prevention of Corruption of the Republic of Italy. – Two employees of the Agency participated, at the invitation of the US Embassy in Podgorica, i.e. the Bureau of International Narcotics and Law Enforcement Affairs (INL), in the training in Prague, the Czech Republic, at the CEELI Institute (Central and East European Law Initiative Institute) in the period of 24–28 April 2017. Intensive five-day training on “Investigation and prosecution of corruption in the public sector” was held. - One employee of the Agency for Prevention of Corruption attended the Public Policy School organized by the NGO “Institut Alternativa” where one of the topics was responsibility, transparency in the exercise of public authority. - The three workshops on the topic of “Ethics and Prevention of Conflict of Interest” were attended by judges, prosecutors, MPs and police officers, as well as by 18 employees of the Agency. An EU expert was engaged in the Agency from 3 April to 7 April 2017, in order to provide expert support to employees of the Agency when rendering decisions and opinions of the Agency for Prevention of Corruption in the area of prevention of conflicts of interest, whistleblowers and protection of whistleblowers and anti-corruption assessment of the law. Two employees of the Agency for Prevention of Corruption participated, at the invitation of the US Embassy in Podgorica, i.e. the Bureau of International Narcotics and Law Enforcement Affairs (INL), in the training in Prague, the Czech</p> |  |
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|  |  |  | <p>Republic, at the CEELI Institute (Central and East European Law Initiative Institute) in the period of 24–28 April 2017. Intensive five-day training was held on “Investigation and prosecution of corruption in the public sector”, where, inter alia, international experiences were exchanged in the field of the fight against corruption, including the areas of prevention of conflict of interest and verification of declarations of assets.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Agency continued building the capacity of civil servants, in order to efficiently apply three laws for whose implementation it was responsible. The most important trainings as the following: through the HRA, the officials of the Agency continued their training on topics such as rhetoric, free access to information, cyber security, public accountants training, public procurement training with reference to the Law on Amendments to Public Procurement Law, advertising, selection and employment, analysis of regulatory impact assessment, advanced computer course, design and implementation of public campaigns - a total of 25 officials. Within the Horizontal Facility for the Western Balkans and Turkey; - Under the CE project for combating economic crime in Montenegro, there was a series of training sessions attended by ACA officials: training for members of the Parliament of Montenegro - Ethical Standards, good conduct and prevention of conflicts of interest; the project "International Co-operation in Criminal Matters: The Western Balkans Prosecution Network "- 2 officials; Workshop with the CE expert: Presentation of the assessment of the property card checklist system and recommendations for improvement of the Property Card Check Methodology, 2. Designing a risk assessment for the selection of public officials for full checking-4 officers; Training of judges and prosecutors: "Protection of whistleblowers in civil and criminal law-4</p> |  |
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|  |  |  | <p>officers." TAIEX assistance provided the following training: Participation at the Conference: Security and Western Balkans: Partnership Development to Identify Common Challenges- United Kingdom-one officer: Prevention of Corruption , prevention of conflicts of interest and protection of whistleblowers-Macedonia-one officer; Analysis of regulations in terms of corruption risk - Lithuania-3 officials; continued implementation of activities through IPA project on lobbying, evaluation of efficiency of integrity plans and analysis of regulations in the field of public procurement -15 officers, Through the RAI project, in cooperation with UNODC and the Austrian Development Agency (ADA) and ACA, workshops were organized on the topic of drafting and implementation of integrity plans in Montenegrin institutions for three regions in Montenegro, attended by 23 ACA officials; one official participated in the training on "Freedom of the Media" under the MATRA programme / The Dutch Helsinki Committee, the Leiden School of Law and the Hague Academy of Local Government, The Hague, Netherlands; one officer was a participant of the summer school RAI- Theme: Cross-Border Cooperation on Property Restitution and Investigation in Corruption, Innovative Mechanisms and Instruments", Warsaw, Poland; 4 officials attended a seminar for Internal Auditors in the Public Sector in Montenegro - Internal Auditors' Association.</p> <p>_____</p> <p>The number and structure of trained employees from DACI/CPCI and the new employees of the Agency.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>The training "Fight against corruption and the prevention of conflicts of interest in public</p> |  |
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|  |  |  |  | administration" was attended by four ACA officers (two officers from the Division of Education, research and analytics campaign, one employee from the Division for the prevention of conflict of interest and one officer from the Division for instituting misdemeanor procedures and issuance of misdemeanor orders) |  |
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2.1.3 Recommendation: Review the rules of procedure in the public administration, including appointment and internal control, to fully integrate prevention of corruption and conflicts of interest aspects.

| No.     | Measure / Activity   | Responsible authority | Deadline Status                                       | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
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| 2.1.3.2 | <p>Adopt new Law on Administrative Procedure in accordance with European standards and best practices. The new legal solutions will relate to: - simplification and acceleration of the general administrative procedure; - reduction of the cost of the procedure for all participants in the procedure; - modernization of procedural mechanisms of the Law on Administrative Procedure; - creation of conditions and openness to the use of modern information-communication technologies for the provision of administrative services (so-called e-governance); - more effective protection of public interest and individual interests of citizens and legal persons in administrative matters; - easier and fuller realization and protection of both legality and freedom and rights of citizens in the process of direct application of regulations in administrative matters.</p> <p>(11) 31 December 2017 [PI]</p> | Mol                   | <p>PI</p> <hr/> <p>December 2014 and continuously</p> | <p>The proposal for the Law on General Administrative Procedure adopted.</p> <p>(11) 31 December 2017</p> <hr/> <p>Law passed.</p> <p>(11) 31 December 2017</p> | <p>Provision of a normative framework for providing quality and quick services, protection of citizens' rights as well as protection of public interest.</p> <p>(11) 31 December 2017</p> <hr/> <p>Public perception of increased efficiency and reduced corruption in public administration (public opinion survey).</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>No public opinion survey was conducted, and the Law on Administrative Procedure began to apply on 1 July 2017.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>Bearing in mind that the Law on Administrative Procedure began to apply as of 1 July 2017, no public opinion survey was carried out.</p> |

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| 2.1.3.3 | <p>Determine the training programme and Training Plan for implementation of the new Law on Administrative Procedure.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | HRA | I  | <p>Training Programme and Plan adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>January 2015 and continuously</p> <p>In 2017, in cooperation with the Ministry of Public Administration, the Human Resources Administration adopted a specific training programme “Practical implementation of the Law on Administrative Procedure in different administrative areas” and trainings are implemented continuously.</p> <p>(11) 31 December 2017 [I]</p> <p>The Training Plan and Programme for the Law on Administrative Procedure was established in December 2014.</p> <p>The number of trainings implemented and the number of attendees.</p> <p>(10) 30 June 2017 [I]</p> <p>In the period of January – June 2017, eight two-day trainings were implemented, which were attended by a total of 167 attendees.</p> <p>(11) 31 December 2017 [I]</p> <p>In the period from July to December 2017, there were 8 two-day training sessions at the central level, attended by 155 participants and 10 two-day training sessions at the local level, attended by 340 participants.</p> | <p>Timely training of employees who apply the Law on Administrative Procedure is provided, timely informing of public and raising of awareness of citizens regarding novelties in exercising their rights.</p> <p>(10) 30 June 2017 [I]</p> <p>Five trainings on application of the Law on Administrative Procedure were organised, concerning which the public was timely informed through the website of the HRA</p> <p>(11) 31 December 2017 [I]</p> <p>The public was timely informed about training sessions through the HRA website.</p> |
| 2.1.3.4 | <p>Raising awareness of citizens regarding the standards introduced in the new Law on Administrative Procedure.</p>  | HRA | PI | <p>Round tables organised;</p> <p>(10) 30 June 2017 [I]</p> <p>January – December 2015. And continuously</p> <p>The activity related to the organisation of round tables on the topic of the implementation of the new Law on Administrative Procedure was implemented</p>  | <p>Timely training of employees who apply the Law on Administrative Procedure is provided, timely informing of public and raising of awareness of citizens regarding novelties in exercising of their rights.</p> <p>(10) 30 June 2017 [I]</p>   |

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|  | <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> |  | <p>before, so there was no need to organise new round tables in the period of January – June 2017.</p> <p>(11) 31 December 2017 [I]</p> <p>The activity related to the organisation of round tables on the topic of the implementation of the new Law on Administrative Procedure was implemented before, so there was no need to organise new round tables in the period of July – December 2017.</p> <hr/> <p>Public discussions organised;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>No public discussions were organised in the period of January – June 2017.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>No public discussions were organised in the period of July – December 2017.</p> <hr/> <p>Promocional material.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>There was no promotional material.</p> <p>(11) 31 December 2017 [I]</p> <p>As noted in the previous reporting period, the new Law on Administrative Procedure -</p> | <p>In the reporting period of January – June 2017, 5 trainings were organised, about which the public was informed via the website of the HRA.</p> <hr/> |
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|         |  |     |   | Commentary was published.   |  |
| 2.1.3.5 | <p>Build the organisational and administrative capacities of the Administration for Inspection Affairs with the view to full implementation of provisions of the Law on Civil Servants and State Employees, which refer to the employment procedure</p> <p>-establish the annual programme of control with special focus on the following:</p> <p>-control of procedure of employment and termination of employment.</p> <p>-control of implementation of provisions referring to promotion system.</p> <p>-Efficiently and timely acting upon complaints and appeals from civil servants referring to violations of labour rights and by virtue of labour.</p> <p>- carry out control over work of Human Resources Administration in relation to employment procedure.</p> <p>(11) 31 December 2017 [I]</p> | Mol | I | <p>Number of administrative inspectors has increased to total of 9;</p> <p>(10) 30 June 2017 [PI]</p> <p>Rulebook on Internal Organisation and Systematization of Job Positions of MoPA was adopted in December 2016, increasing the number of administrative Inspectorates by 1.</p> <p>Annual control programme adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>Annual control programme of Administrative Inspectorate was adopted.</p> <p>Annual report on operation of the Administrative Inspectorate and Appeals Commission.</p> <p>(10) 30 June 2017 [I]</p> <p>Annual report on operation of the Administrative Inspectorate and Appeals Commission for 2016 was adopted.</p> | <p>Strengthened human resources capacities of the administrative inspectorate;</p> <p>(10) 30 June 2017 [PI]</p> <p>The Division of Inspection Control recruited 5 administrative inspectors, which is the total number of employees.</p> <p>Increased number of conducted controls and identified irregularities compared to the previous period;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period there were 238 inspections in total, of which 44 according to the Inspection Plan, 159 after the initiatives of citizens and legal entities, and 35 control inspections. In the same period in 2016, 200 inspections were completed in total, of which 71 following the Inspection Plan, and 129 were initiated by citizens and legal entities. Nominally shown, 115 irregularities were identified, and yet the number of irregularities cannot be accurately determined because a single irregularity can relate even to dozens of persons.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period there were 321 inspections in total, of which 44 according to the Inspection Plan, 257 after the initiatives of citizens and legal entities, and 20 control inspections. In the same period in 2016, 218 inspections were completed in total, of which 99 following the Inspection Plan, and 154 were initiated by citizens and legal</p> |

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|  |  |  |  | <p>entities. Nominally shown, 121 irregularities were identified, and yet the number of irregularities cannot be accurately determined because a single irregularity can relate even to dozens of persons.</p> <p>Number of controls by administrative inspection upon complaints</p> <p>(10) 30 June 2017 [IC]</p> <p>There were 159 administrative inspection procedures per complaint in the reporting period. In the same period in 2016, 129 inspections were initiated by citizens and legal entities, indicating that the number of initiated controls increased compared to the comparative period.</p> <p>The Directorate for Inspection acted upon 129 complaints (initiatives) in 2016. In the same period in 2015 40 inspections were carried out, initiated by the citizens and legal entities, indicating that the number of initiated inspections was tripled compared to the comparative period.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the same period in 2016, 154 inspections were initiated by citizens and legal entities, indicating that the number of initiated controls increased compared to the comparative period.</p> <p>The Directorate for Inspection acted upon 154 complaints in the period from 1 June to 1 December 2016. In the period from 1 July to 1 December 2015 40 inspections were carried out, initiated by the citizens and legal entities, indicating that the number of initiated inspections was tripled compared to the comparative period.</p> |
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|  |  |  |  | <p>Number of procedures for establishing liability on the basis of inspections and submitted complaints;</p> <p>(10) 30 June 2017 [IC]</p> <p>- 9 procedures were initiated for establishing accountability based on the conducted controls and submitted complaints, of which a request for initiation of criminal proceedings was filed, a decision was issued on the prohibition of doing business and 7 fines were imposed as administrative injunctions. During the same period in 2016, 10 requests for initiation of misdemeanour proceedings, 2 criminal proceedings applications, and 9 decisions on the prohibition of doing business were filed, and 8 fines were imposed. – 12 procedures were initiated for determining responsibility based on controls performed and complaints filed, of which a decision was adopted on the prohibition of doing business and 11 fines were imposed as administrative injunctions. In the same period in 2016, 10 requests for initiating misdemeanour proceedings and two for instituting criminal proceedings were filed, nine rulings on the prohibition of doing business were issued, and eight fines were imposed.</p> <p>There were 21 procedures for establishing liability on the basis of inspections and submitted complaints, of which 10 initiatives for misdemeanour proceedings, 2 requests to initiate criminal proceedings and 9 decisions on prohibition of activities were adopted. Also, 8 fines as administrative injunctions were imposed. In the same period in 2015, there were 6 initiatives for misdemeanour proceedings, three decisions on prohibition of activities were issued and 17 fines imposed.</p> |
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|  |  |  |  | <p>Number of regular controls and controls upon complaints submitted regarding procedures of recruitment;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period there were 114 regular controls and those upon complaints on employment-related procedures, including 38 according to the Inspection (regular), and 76 per initiatives (complaints). The largest number of inspection procedures in this segment was carried out in Municipalities, Capital City and the Old Royal Capital (99), while in the ministries or administrations, secretariats and other bodies, 15 inspections were carried out. These controls inspected the employment relationships in 10 municipalities and 4 ministries.</p> <p>In 2016, there were 85 regular controls and controls upon complaints submitted regarding procedures of recruitment, of which the control of recruitment of all employees in 54 local government bodies was carried based on the Inspection Plan, and 31 per initiatives (complaints).</p> <p>(11) 31 December 2017 [NI]</p> <p>- There were 85 inspections per complaints related to recruitment in 2017, while there were no regular controls on such basis, according to the 2017 Inspection Plan. These controls covered various entities of the central and local levels of administration.</p> <p>The number of regular inspections and those upon complaints about progress and appraisal procedures;</p> <p>(10) 30 June 2017 [IC]</p> |
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|         |   |                                       |  |   | <p>During the reporting period, according to the Inspection Plan, there were 38 regular inspections and those upon complaints on the promotion and evaluation procedures, while there were no initiatives for these controls. The above mentioned inspections were carried out in municipalities.</p> <p>Number of regular controls and controls upon complaints submitted regarding procedures of promotion and assessment;</p> <p>(11) 31 December 2017 [NI]</p> <p>The EC assessment improved in the Progress Report for 2014.</p> <p>(11) 31 December 2017</p> <p>Monitor statistics of second instance procedures on decisions of first instance administrative bodies and administrative disputes (once a year in IQ).</p> <p>(11) 31 December 2017</p> |
| 2.1.3.6 | <p>Determine the methodology of the risk analysis in performance of inspection control, pursuant to provisions of the Law on Inspection, with a view to proactive action in prevention and early detection of acts of corruption and other offences with elements of corruption.</p> <p>Performing controls in accordance with the methodology adopted.</p> <p>(10) 30 June 2017 [PI]</p> | Administration for Inspection Affairs | <p>IPI</p> <p>June 2015 and continuously</p> | <p>Methodology adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>The measure was implemented in the previous reporting period (the Administration for Inspection Affairs prepared the Methodology of the risk analysis in performance of inspection, pursuant to the provisions of the Law on Inspection, which was adopted by the Government on 25 June 2015).</p> <p>(11) 31 December 2017 [I]</p> | <p>The number of adopted administrative measures on the grounds of inspection increased in comparison with the previous period;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, 4,874 administrative measures were taken in the internal market. It should be pointed out that the indicators of impact are not well defined. Namely, the role of the Administration for Inspection Affairs in proactive action in prevention and early detection of corruptive acts and other acts with elements of corruption cannot be</p>   |

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|  | <p>(11) 31 December 2017 [PI]</p> |  | <p>The measure was implemented in the previous reporting period. The subject methodology involved eight inspections, whose implementation started on 1 October 2015.</p> <p>The number of records on inspection controls which, besides irregularities, revealed acts of corruption and/or other offences with elements of corruption;</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>Out of the total number of controls carried out by these inspections (8 inspections that are covered by the Methodology) in the period from 1 January to 1 June 2017, in 417 controls (reports), they also acted pursuant to the Methodology. In these controls, 43 irregularities were found for whose removal 30 administrative measures were imposed; 2 misdemeanour orders were issued; 1 motion for initiation of misdemeanour proceedings was filed; and 2 criminal charges were filed. The reasons stated in Problems in Proactive Action (inadequate legal framework, insufficient number of inspectors ...) explained in the established Methodology explain the disproportion between the number of identified irregularities on one side and the administrative measures taken on the other side. Regarding the above mentioned data, it should be pointed out that the Administration for Inspection Affairs has no legally prescribed competence to detect corruptive actions, i.e. cannot supersede the original powers of the authorities primarily engaged in the fight against corruption, but certainly contributes to the recognition and suppression of corrupt practices.</p> <p>Annual report on the work of the Administration for Inspection Affairs, which will contain data on undertaken activities and</p> | <p>measured by an increased number: of administrative measures adopted; misdemeanour and criminal charges and complaints lodged (which is set as an indicator of impact), since the efficiency and effectiveness of inspection is measured through the state of play at the goods and services market.</p> <p>(11) 31 December 2017 [IC]</p> <p>Here it is necessary to point out that the indicators of impact are not well set. Namely, the role of the Administration for Inspection Affairs in proactive activities in the prevention and early discovery of corrupt actions and other offences with characteristics of corruption cannot be measured by an increased number of issued administrative injunctions; misdemeanour and criminal records and complaints (as an indicator of impact) since the efficiency and effectiveness of inspection control is measured by the state of play in the goods and services market.</p> <p>Increased number of misdemeanour and criminal charges on the basis of inspections and complaints submitted compared to the previous period;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period: -285 requests were filed for initiating misdemeanour proceedings, -38 criminal charges were filed.</p> <p>Efficiency of the work of the Administration for Inspection Affairs improved.</p> <p>(10) 30 June 2017 [IC]</p> |
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|         |   |     |   | <p>results achieved by this Administration.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, the Administration for Inspection Affairs conducted a total of 17,835 inspections in the internal market, in which: - 7,148 irregularities were found, -4,874 administrative measures were taken, -2,514 misdemeanour orders were issued, -285 requests were filed to initiate misdemeanour proceedings, and -38 criminal charges were filed. In the foreign trade sector, in the period from 1 January – 1 June 2017, 18,773 inspections were carried out and 17,146 decisions were made (import – 15,833, transit – 1,170, export – 123, prohibition of import/transit – 7 and 13 – other actions).</p> <p>(11) 31 December 2017 [IC]</p> <p>During the period from 1 June to 1 December 2017, the Administration for Inspection Affairs conducted a total of 34,502 controls, in which: - 15,379 irregularities were found, - 11 714 administrative injunctions were imposed, - 9 935 misdemeanour cases were filed, - 412 requests for the initiation of the misdemeanour procedure were filed, - 62 criminal reports were filed.</p> | <p>Under the Methodology, for the same reporting period in 2016, the number of misdemeanour charges was 4, while in 2017 2 misdemeanour orders were issued and 1 request for initiating misdemeanour proceeding was filed; the number of criminal charges for the same reporting period in 2016 was 1, while in 2017 there were 2 criminal charges. In 2016 and in 2017, there were no complaints filed in the reporting period. <i>It should be pointed out that the indicators of impact are not well defined. Namely, the role of the Administration for Inspection Affairs in proactive action in prevention and early detection of corruptive acts and other acts with elements of corruption cannot be measured by an increased number: of administrative measures adopted; misdemeanour and criminal charges and complaints lodged (which is set as an indicator of impact), since the efficiency and effectiveness of inspection is measured through the state of play at the goods and services market.</i></p> |
| 2.1.3.7 | <p>Provide full transparency in the process of employment and merit-based and result-based promotion within the state authorities, on the grounds of provisions of the Law on Civil Servants and State Employees and the accompanying secondary legislation.</p> <p>Monitor implementation of provisions on disciplinary liability of civil servants and state employees in order to improve the trust of citizens in the work of the state administration.</p> | HRA | <p>PI</p> <hr/> <p>March 2014, Q1 2015 and afterwards</p> | <p>Regularly updated data in the Central Human Resources Records (CHRR);</p> <p>(10) 30 June 2017 [PI]</p> <p>CHRR is not completely up-to-date.</p> <hr/> <p>The number of employed civil servants and state employees;</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of civil servants and state employees in state authorities as at 30 June</p>   | <p>The number of implemented disciplinary procedures and imposed sanctions;</p> <p>(10) 30 June 2017 [IC]</p> <p>According to the data from CHRR, the number of civil servants or state employees for whom data on disciplinary violations and measures were entered is as follows: 5 for severe disciplinary violations and 2 for minor disciplinary violations.</p> <p>(11) 31 December 2017 [IC]</p>  |

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| <p>(10) 30 June 2017 [PI]</p> <hr/>     |  |  |  | <p>2017, based on the data entered in CHRR, amounted to 8961.</p>   | <p>The Human Resources Administration, in accordance with Article 87 of the Law on Civil Servants and State Employees, establishes for each year a List of Disciplinary Commission Members. On the List for 2017 there are 82 officials. A review of the data from the HRA confirmed that the data entered concerned 2 disciplinary proceedings initiated for a less serious violation of official duty, for which a disciplinary measure was imposed, as well as data on 7 disciplinary proceedings for which a disciplinary measure was imposed.</p> |
| <p>(11) 31 December 2017 [PI]</p> <hr/> |  |  |  | <p>Regular updating of the records of internal labour market;</p> <p>(10) 30 June 2017 [IC]</p> <p>Internal labour market is regularly updated and there are currently two persons in the internal market, i.e. available.</p> <p>The number of vacant positions;</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of vacant positions in the state authorities as at 30 June 2017, based on the data entered in CHRR, amounted to 3540.</p> | <p>The number of disciplinary actions conducted with corruptive elements</p> <p>(10) 30 June 2017 [NI]</p> <p>The number of cases submitted to the Prosecutor.</p>   |
|   |  |  |  | <p>(11) 31 December 2017 [NI]</p> <p>Keeping in mind that the HRA data is not fully entered, no data on the number of vacancies can be provided.</p> <p>Note:</p> <p>Keeping in mind that the HRA data is not fully entered, no data on the number of vacancies can be provided.</p>  | <p>(10) 30 June 2017 [NI]</p> <p>Improved EC's assessment in the Progress Report.</p> <p>(10) 30 June 2017 [IC]</p> <p>Progress Report for 2016: Montenegro is moderately ready when it comes to the public administration reform. Some progress is noted, especially with the adoption of the Public Administration Reform Strategy 2016.</p>   |
|   |  |  |  | <p>The number of civil servants and state employees available;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the records of the Human Resources Administration there are two 2 civil servants or state employees that have been made available.</p>   | <p>Public perception of increased efficiency and reduced corruption in public administration (Public Opinion Survey).</p>  |
|   |  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>In the records of the Human Resources Administration there are no civil servants or</p>  | <p>(10) 30 June 2017 [PI]</p> <p>The indicator of impact from measure 2.1.3.2 has not been implemented. As for the public</p>  |

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|         |   |     |                                     | <p>state employees that have been made available.</p> <p>The number of civil servants or state employees who were promoted.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>According to the data from CHRR, the number of civil servants or state employees for whom data on disciplinary violations and measures were not entered</p> <p>(11) 31 December 2017 [NI]</p> <p>The HRA has no data on the promotion of civil servants and state employees.</p> <p>Note:</p> <p>The HRA has no data on the promotion of civil servants and state employees.</p> <p>The number of civil servants and state employees who are disciplined sanctioned.</p> <p>(10) 30 June 2017 [IC]</p> <p>According to the data from CHRR, the number of civil servants or state employees for whom data on disciplinary violations and measures were entered is as follows: 5 for severe disciplinary violations and 2 for minor disciplinary violations.</p> | <p>opinion surveys for other institutions, the Agency for Prevention of Corruption will conduct and publish a public opinion survey, which will, inter alia, encompass the public perception of increased efficiency and reduced corruption in the state administration, in December 2017. The last public opinion survey about the attitudes of the public on the issue of corruption and familiarity with the work of the Agency for Prevention of Corruption was implemented and published in December 2016. The survey has shown that 39.7 % of respondents (the sum of answers: successful and partly successful) believe that the efforts of the competent institutions in the fight against corruption were successful, while 40.8% of respondents thought the opposite. Also, the largest portion of respondents (46.8%) believes that the level of corruption in the state administration in 2016 is the same as in 2015. 23.2% of respondents believes that the presence of corruption in the state administration has decreased compared to 2015, while 14.6% of those surveyed think that the level of corruption in the state administration in 2016 was higher compared to the year before.</p> |
| 2.1.3.8 | <p>Conduct trainings for persons responsible for preparation and implementation of the integrity plans (102 integrity managers in state authorities).</p> <p>(10) 30 June 2017 [IC]</p> | ACA | <p>IC</p> <hr/> <p>Continuously</p> | <p>The number of authorities which established the working groups for adoption of integrity plans;</p> <p>(10) 30 June 2017 [IC]</p> <p>Since the beginning of 2016, up to and including 30 June 2017, 668 integrity plans</p>   | <p>Public perception on increased efficiency and reduced corruption in the public administration (public opinion survey).</p> <p>(10) 30 June 2017 [PI]</p> <p>The indicator of impact from measure 2.1.3.2 has not been implemented. As for the public</p>   |

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|  | <p>(11) 31 December 2017 [IC]</p> |  | <p>have been submitted to the Anti-Corruption Agency, which means that the same number of working groups was established for their adoption. Decisions on appointment of integrity managers were adopted by 674 authorities.</p> <p>(11) 31 December 2017 [IC]</p> <p>From the beginning of 2016, ending on 31 November 2017, 677 integrity plans were submitted to the Anti-Corruption Agency, which means that the same number of working groups was appointed for their adoption.</p> <p>Operational Handbook for Integrity Managers was drawn up.</p> <p>(10) 30 June 2017 [IC]</p> <p>The measure was implemented in the previous reporting period. As far as training for integrity managers is concerned, the Agency for Prevention of Corruption has until now held five trainings on the topic "Development of Integrity Plans - Preparation, Adoption, Implementation" organized by HRA (in Podgorica, Bar and Bijelo Polje for a total of 120 participants) and twelve training sessions on "The Agency's Responsibilities and Responsibilities of the Authorities in the Implementation of Anti-Corruption Laws" (for about 380 participants from 13 municipalities), with special emphasis on the significance of the integrity plan as well as on the obligations of integrity managers and members of the working group for integrity plan preparation and drafting. Throughout the reporting period, the Agency worked intensively and proactively to provide support to bodies in drafting annual reports on the implementation of the integrity plan through a large number of given comments, consultations and recommendations at the request of the authorities or through the Agency's initiative.</p> | <p>opinion surveys for other institutions, the Agency for Prevention of Corruption will conduct and publish a public opinion survey, which will, inter alia, encompass the public perception of increased efficiency and reduced corruption in the state administration, in December 2017. The last public opinion survey about the attitudes of the public on the issue of corruption and familiarity with the work of the Agency for Prevention of Corruption was implemented and published in December 2016. The survey has shown that 39.7 % of respondents (the sum of answers: successful and partly successful) believe that the efforts of the competent institutions in the fight against corruption were successful, while 40.8% of respondents thought the opposite. Also, the largest portion of respondents (46.8%) believes that the level of corruption in the state administration in 2016 is the same as in 2015. 23.2% of respondents believes that the presence of corruption in the state administration has decreased compared to 2015, while 14.6% of those surveyed think that the level of corruption in the state administration in 2016 was higher compared to the year before.</p> <p>(11) 31 December 2017 [IC]</p> <p>Note: Indicator of impact under measure 2.1.3.2. On 28 December 2017, ACA published a public opinion survey on the issue of corruption and awareness of the ACA activities, where the fieldwork was carried out in the period of 1-10 December and which was carried out by the Agency Damar Plus for the needs of the Agency. The survey results show that 68.4% of respondents (sum of responses: I have great confidence, I have confidence and I have little confidence) have confidence in the work of ACA in the fight against corruption.</p> |
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|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>The measure was implemented in the previous period.</p> <p>The number of appointed and trained integrity managers.</p> <p>(10) 30 June 2017 [IC]</p> <p>Decisions on the appointment of integrity managers were adopted by 674 authorities.</p> <p>In March 2017, a seminar was held on the topic of "Integrity Plans" for representatives of local self-governments in Montenegro, organized by the Human Resources Administration in cooperation with the Anti-Corruption Agency. The lecture's emphasis was on the implementation of the measures contained in the integrity plans of the authorities, monitoring the implementation of the above-mentioned measures and the submission of reports on the implementation of integrity plans, and the event was attended by 30 integrity managers and members of the working groups for the development of integrity plans in local self-government units.</p> <p>Within further training efforts at the local level, a training was held in Bijelo Polje this year on the topic of "Competences of the Agency for Prevention of Corruption and Obligations of Authorities and Political Entities in the Implementation of Anti-Corruption Laws". The training was attended by 29 participants, including six integrity managers. Among other things, the participants were familiarised with the importance of applying the principles of integrity, as well as with the legal obligation to adopt integrity plans and reports on the implementation of integrity plans. So far, 12 trainings on the topic have been held, which</p> | <p>According to survey results, 58.2% of respondents are familiar with the campaign "Not a Cent for Bribe", while 69.2% of respondents believe that such campaigns encourage citizens to counteract corruption. When asked who they would contact or in whom they would trust the most if they decided to report corruption, the highest percentage of respondents responded (32.6%) that they would contact ACA, and then the Police Administration (22.8%). In the third place, citizens trusted NGOs (13.6%), and then the media (12.8%), prosecution (9.1%) and judiciary (5.5%).</p> |
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|  |  |  | <p>were attended by a total of 370 participants from 13 Montenegrin municipalities.</p> <p>In the previous period, five seminars were held by the Human Resources Administration and Agency for Prevention of Corruption on the topic of "Development of Integrity Plans – Drafting, Adoption and Implementation", which were attended by about 120 participants (integrity managers and members of working groups for drafting integrity plans) from state authorities and local self-governments.</p> <p>From the beginning of 2016, a total of 29 working meetings were held with state authorities (mainly with integrity managers) in order to make the implementation of the legal obligation of integrity plans or reports on their implementation as effective as possible. In addition, in the first half of 2017, the Agency's employees conducted over 220 consultations with the authorities regarding the interpretation of the Rules for the preparation and implementation of the integrity plans and the corresponding provisions of the Law on Anti-Corruption. During 2016, a total of 510 written and oral consultations were conducted with integrity managers and other employees who participated in the development of integrity plans.</p> <p>(11) 31 December 2017 [IC]</p> <p>By 31 November 2017, a decision on appointing the integrity manager was made by 682 authorities. In October 2017, in cooperation with the Regional Anti-Corruption Initiative (RAI), the Agency held three one-day training sessions in Podgorica, Budva and Kolasin for integrity managers and working group members to draft an integrity plan. These three training sessions brought together 210 officials from the southern, central and northern regions of Montenegro. Regular training of civil servants and employees at the central and local</p> |  |
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|           |  |     |   | level on the topic "Development of Integrity Plans - Preparation, Adoption, Implementation", organized by the HRA in cooperation with ACA, and integrity plans were one of the topics and at fourteen training sessions entitled "Agency's Responsibilities and Responsibilities of Authorities in Implementing Anti-Corruption Laws", which have been organized by the Agency so far, with about 400 attendees. The Agency is continuously working to provide support to bodies in the activities related to the development and implementation of integrity plans through a large number of given opinions, consultations and recommendations at the request of the authorities or through the Agency's initiative.          |  |
| 2.1.3.9.1 | Adopt the integrity plans in other public authorities, in accordance with the Law on Civil Servants and State Employees.<br><br>(10) 30 June 2017 [IC]<br><br><br><br><br><br><br><br><br><br>(11) 31 December 2017 [IC] | ACA | IC<br><br><br><br>January 2015 and continuously | The number of adopted integrity plans.<br><br>(10) 30 June 2017 [IC]<br><br>From the beginning of 2016, up to and including 30 June 2017, 668 integrity plans were submitted to the Anti-Corruption Agency, which encompassed 677 authorities (more than 96% of all authorities), as 9 authorities were included in the integrity plans of other public authorities. The decision on appointing integrity managers was made by 674 public authorities.<br><br>(11) 31 December 2017 [IC]<br><br>From the beginning of 2016, ending on 31 November 2017, 677 integrity plans were submitted to the Anti-Corruption Agency, which included 686 bodies, as nine bodies were included in the integrity plans of other authorities. | Prepared quality assessment of integrity plans adopted.<br><br>(10) 30 June 2017 [I]<br><br>The Agency has prepared a Report on the adoption of integrity plans in 2016, which contains a sectoral analysis of integrity plans. A total of 665 integrity plans, which were adopted last year, were grouped into 10 systems / sectors and recommendations for improving integrity plans at the level of these systems were given. Also, most systems were subdivided into appropriate sub-systems, within which recommendations were given. The Report is an integral part of the Annual Report on the Work of the Agency for 2016 and is available on the Agency's website.<br><br>(11) 31 December 2017 [IC]<br><br>The Agency produced a Report on Adopting Integrity Plans in 2016, which included sectoral analysis of integrity plans. A total of 665 integrity plans, which were adopted last year, were classified into 10 systems / sectors and recommendations were given for |

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|  |  |  |  | <p>improving integrity plans at the level of those systems. Also, most systems were divided into corresponding subsystems, within which recommendations were given. The report is an integral part of the Annual Report of the Agency for 2016 and is available on the Agency's website.</p> <p><u>Adopted analysis on implementation of integrity plans with recommendations.</u></p> <p>(10) 30 June 2017 [IC]</p> <p>By 15 April 2017, the public authorities were obliged to submit a report on the implementation of integrity plan for 2016 to the Agency, so the next Annual Report on Work of the Agency will include an analysis of the implementation of integrity plans in the public authorities. The analysis will show to what extent the integrity plans have achieved effect in the period of one year after their adoption.</p> <p>(11) 31 December 2017 [IC]</p> <p>By 15 April 2017, the public authorities were obliged to submit a report on the implementation of integrity plan for 2016 to the Agency, so the next Annual Report on Work of the Agency will include an analysis of the implementation of integrity plans in the public authorities. The analysis will show to what extent the integrity plans have achieved effect in the period of one year after their adoption.</p> <p><u>Public perception on increased efficiency and decreased corruption in state administration (Public opinion survey)</u></p> <p>(10) 30 June 2017 [PI]</p> <p>The indicator of impact from measure 2.1.3.2 has not been implemented. As for the public</p> |
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|  |  |  |  | <p>opinion surveys for other institutions, the Agency for Prevention of Corruption will conduct and publish a public opinion survey, which will, inter alia, encompass the public perception of increased efficiency and reduced corruption in the state administration, in December 2017. The last public opinion survey about the attitudes of the public on the issue of corruption and familiarity with the work of the Agency for Prevention of Corruption was implemented and published in December 2016. The survey has shown that 39.7 % of respondents (the sum of answers: successful and partly successful) believe that the efforts of the competent institutions in the fight against corruption were successful, while 40.8% of respondents thought the opposite. Also, the largest portion of respondents (46.8%) believes that the level of corruption in the state administration in 2016 is the same as in 2015. 23.2% of respondents believes that the presence of corruption in the state administration has decreased compared to 2015, while 14.6% of those surveyed think that the level of corruption in the state administration in 2016 was higher compared to the year before.</p> <p>(11) 31 December 2017 [IC]</p> <p>Note: Indicator of impact under measure 2.1.3.2. On 28 December 2017, ACA published a public opinion survey on the issue of corruption and awareness of the ACA activities, where the fieldwork was carried out in the period of 1-10 December and which was carried out by the Agency Damar Plus for the needs of the Agency. The survey results show that 68.4% of respondents (sum of responses: I have great confidence, I have confidence and I have little confidence) have confidence in the work of ACA in the fight against corruption.</p> |
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|  |  |  |  |  | According to survey results, 58.2% of respondents are familiar with the campaign "Not a Cent for Bribe", while 69.2% of respondents believe that such campaigns encourage citizens to counteract corruption. When asked who they would contact or in whom they would trust the most if they decided to report corruption, the highest percentage of respondents responded (32.6%) that they would contact ACA, and then the Police Administration (22.8%). In the third place, citizens trusted NGOs (13.6%), and then the media (12.8%), prosecution (9.1%) and judiciary (5.5%). |
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2.1.4 Recommendation: Improve the system of financing of political parties, by ensuring reliable reporting as well as effective supervision and sanctioning powers by an independent authority; strengthen the capacities of the monitoring bodies and ensure a clear division of tasks and cooperation framework. Accounting obligations for political parties should be increased and all in-kind donations should be reported. The recommendations of GRECO should be followed.

| No.     | Measure / Activity  | Responsible authority | Deadline Status  | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
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| 2.1.4.4 | Monitor the implementation of the Law on Financing of Political Entities and Election Campaigns with regard to: - reporting obligations, - verifications of reports, -established irregularities, - proceedings initiated and -sanctions imposed.<br><br>(10) 30 June 2017 [IC]<br><br><br><br><br><br><br><br><br><br>(11) 31 December 2017 [IC] | SEC                   | IC<br><br><br><br><br><br><br><br><br><br>Continuously | Prepared and published report by the State Electoral Commission and State Audit Institution/Anti-Corruption Agency;<br><br><b>(10) 30 June 2017 [IC]</b><br><br>In accordance with the statutory obligations for the Anti-Corruption Agency, the preparation is underway of the Report on the conducted supervision during the election campaign for election of councillors in the municipality of Herceg Novi and the control conducted of the financing of the election campaign of political entities, while in May the Report on control and supervision for election of councillors in the municipality of Niksic was adopted. The report was published on the Agency's website at <a href="http://www.antikorupcija.me">www.antikorupcija.me</a> . In the reporting period, in accordance with the Annual plan of audits of the State Audit Institution for 2017, | NGO reports on the implementation of the Law.<br><br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [IC]<br><br>Improved EC's assessment in the Progress Report.<br><br>(11) 31 December 2017 [IC]<br><br>Positive assessment from GRECO.<br><br>(11) 31 December 2017 |

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|  |  |  | <p>30 audits were planned of the Annual financial statements of political entities financed from the budget of Montenegro and the budgets of local self-governments based on the won parliamentary or municipal mandates, whose revenues exceed EUR 10,000.00. During the reporting period, the audit was carried out of three Annual financial statements of political entities financed from the budget of Montenegro and the budgets of local self-governments based on the won parliamentary or municipal mandates, whose revenues exceed EUR 10,000.00, of which two final audit reports were published while one preliminary report was sent for declaration to the audit subject. Preparation is underway of a preliminary report for four political entities, while the field audit work is underway in six political entities. The statistics of the audits carried out, the review of the recommendations and the given opinions will be delivered at the end of the year.</p> <p>(11) 31 December 2017 [IC]</p> <p>In accordance with the legal obligations of ACA, during the preparation of the Report on the conducted monitoring in the election campaign for the Assembly members of the Municipalities of Mojkovac, Tuzi, Cetinje and Petnjica and the control of the financing of the electoral campaign of political entities, while in July the report on the performed control and overseeing the Assembly Elections in the Municipality Herceg Novi was issued. The report was published on the ACA website <a href="http://www.antikorupcija.me">www.antikorupcija.me</a>. In the reporting period, in accordance with the Annual Audit Plan of the State Audit Institution for 2017, 19 audits of the Annual Financial Reports of Political Entities that were financed from the national budget and local self-government budgets were conducted and published on the basis of the won mandates, and whose revenues were</p> |  |
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|  |  |  | <p>higher than €10,000.00.</p> <hr/> <p>The number of controls conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>Anti-Corruption Agency: there is regular control of reports submitted by political entities and authorities, both for regular activities, and during the election campaign, for the purpose of uniform and quality reporting. A total of 1,602 controls were conducted.</p> <p>(11) 31 December 2017 [IC]</p> <p>Anti-Corruption Agency: there is regular control of reports submitted by political entities and authorities, both for regular activities, and during the election campaign, for the purpose of uniform and quality reporting. A total of 1666 controls were conducted in the first 9 months of 2017.</p> <hr/> <p>The number of irregularities established and sanctions imposed</p> <p>(10) 30 June 2017 [IC]</p> <p>Information on the number of irregularities established and sanctions imposed is included in the table on the track record.</p> <p>4 proceedings initiated for violation of Article 12 paragraph 3 of the Law, 5 proceedings initiated for violation of Article 37, and 4 proceedings initiated for violation of Article 24 paragraph 1 of the Law.</p> <p>In the reporting period, when it comes to initiated misdemeanour proceedings, 20 proceedings were dismissed, or suspended, in 77 there was acquittal and in 71 sanction was imposed.</p> |  |
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|  |  |  |  | (11) 31 December 2017 [IC]<br>Information on the number of irregularities established and sanctions imposed is included in the table on the track record. |  |
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2.1.5 Recommendation: Ensure efficient application of rules on free access to information, inter alia, in respect of sensitive information with economic value. It is necessary to clarify the provisions from the Law concerning the over-riding public interest. Appropriate balance should be ensured between the Law on Free Access to Information on the one hand and the Law on Personal Data Protection and Law on Data Confidentiality on the other hand.

| No.     | Measure / Activity   | Responsible authority | Deadline Status        | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
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| 2.1.5.1 | Carry out trainings for the employees responsible for the decision-making upon requests for free access to information in line with case law and international standards, and pursuant to the annual programme of the HRA.<br><br>(10) 30 June 2017 [IC]<br><br><hr/><br>(11) 31 December 2017 [IC]<br><br><hr/> | HRA                   | IC<br><br>Continuously | The number and type of training courses conducted;<br><br>(10) 30 June 2017 [I]<br><br>In the period of January-June 2017, one training activity was organized on the topic of "Free access to information".<br><br>(11) 31 December 2017 [I]<br><br>In the period July-December 2017, 4 training courses on "Free Access to Information" were organized.<br><br><hr/> The number and structure of participants<br><br>(10) 30 June 2017 [I]<br><br>The training "Free access to information" was attended by 25 participants from: Secretariat of the Prosecutorial Council, Administration for Inspection Affairs, Secretarial for Legislation, Public Procurement Administration, Ministry of Finance, Tax Administration, Ministry of Transport and Maritime Affairs, Ministry for Information Society. | Civil servants are trained to act according to the provisions of the Law.<br><br>(10) 30 June 2017 [IC]<br><br>Civil servants are continuously trained to act in accordance with the Law.<br><br>(11) 31 December 2017 [IC]<br><br>Officials are continuously trained to act in accordance with the Law. |

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|         |   |                                     |   | (11) 31 December 2017 [I]<br><br>4 training sessions on "Free Access to Information" which were organized in the reporting period were attended by 50 participants from the Directorate for Protection of Classified Information, the Police Administration, Administration for Prevention of Money Laundering and Financing Terrorism, the Supreme Court of Montenegro, the Basic Court in Podgorica, the Ministry of Defense, the Agency for Prevention of Corruption, the Statistical Office, the Customs Administration, the Ministry of Finance, the Ministry of Transport and Maritime Affairs, the Institution for Enforcement of Criminal Sanctions, the Administration for Inspection Affairs, the Ministry of Interior, the Hydrophometeorology and Seismology Office, the Ministry of Labor and Social Welfare, the Real Estate Administration, the State Audit institution, the Ministry of Agriculture and Rural Development, the Tax Administration, the Bijelo Polje High Prosecutor's Office, the Judicial Council Secretariat, the Court of Appeals of Montenegro, the Ministry of Sports and the Secretariat for Development Projects. |  |
| 2.1.5.2 | Monitor implementation of the Law on Free Access to Information.<br><br>Regular information to the public on the implementation of the Law on Free Access to Information and on the rights defined by this Law.<br><br>(10) 30 June 2017 [IC] | Agency for Personal Data Protection | I<br><br>December 2013^and afterwards once a year in Q1 | Prepared and published annual reports on the implementation of the Law, which contain all information from Article 12, 39, 40 and 41 of the Law.<br><br>(10) 30 June 2017 [I]<br><br>Annual report in the field of personal data protection and free access to information prepared and submitted to the Parliament of Montenegro for adoption on 31 March 2017. The report was adopted.<br><br>(11) 31 December 2017 [I]<br><br>An Annual Report on the Protection of Personal Data and Freedom of Access to Information  | Relationship between the number of received requests and:<br><br>(10) 30 June 2017 [PI]<br><br>The total number of received requests: 2952<br><br>Data are incomplete because not all the authorities submit information.<br><br>(11) 31 December 2017 [I]<br><br>Total number of requests received:2351<br><br>The number of decisions in the first instance.<br><br>(10) 30 June 2017 [PI] |

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|  | <p>(11) 31 December 2017 [IC]</p> |  |  | <p>was drawn up and submitted to the Parliament of Montenegro for adoption on 31 March 2017 and after that it was adopted.</p> | <p>The number of decisions in the first instance proceeding: 2511</p> <p>Data are incomplete because not all the authorities submit information.</p> <p>(11) 31 December 2017 [I]</p> <p>The number of decisions in the first instance proceeding: 2028, out of 2351 requests submitted in total.</p> <p>The number of resolved requests and the number of requests not resolved within the statutory deadline;</p> <p>(10) 30 June 2017 [PI]</p> <p>The number of requests resolved within the statutory deadline: 1196. The number of requests not resolved within the statutory deadline: 1756.</p> <p>Data are incomplete because not all the authorities submit information.</p> <p>(11) 31 December 2017 [I]</p> <p>There were 1939 timely resolved requests. 412 requests were not resolved within the statutory deadline.</p> <p>The number of submitted, dismissed and / or rejected appeals and adopted appeals;</p> <p>(10) 30 June 2017 [PI]</p> <p>The total number of appeals submitted: 1648. Appeals adopted: 528, dismissed: 1, rejected: 413, conclusion on lack of jurisdiction: 95, conclusion on suspension of proceedings: 454</p> |
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|  |  |  |  | <p>and conclusion on allowing the enforcement of the decision of the Agency's Council: 157.</p> <p><i>Data are incomplete because not all the authorities submit information.</i></p> <p>(11) 31 December 2017 [I]</p> <p>The total number of resolved appeals was 1650: 550 complaints were adopted (of which 376 due to the silence of the administration), 804 appeals were rejected as unsubstantiated, there were 188 rulings on the suspension of proceedings, 21 conclusion on omission, 1 decision on omission 1 and 76 conclusions on the cessation of proceedings.</p> <hr/> <p>The number of appeals submitted to the Administrative Court and the number of quashed decisions</p> <p>(10) 30 June 2017 [I]</p> <p>In the reporting period, 30 complaints were filed seeking annulment of decisions and conclusions. The number of adopted complaints: 30. In 89 cases, the Agency referred to the Ministry of Public Administration to execute control of office business operation whether the first instance authority is in possession of the information sought.</p> <p>Data are incomplete because not all the authorities submit information.</p> <p>(11) 31 December 2017 [I]</p> <p>179 lawsuits were filed; 126 appeals were admitted and the decision was ordered to be issued. 12 lawsuits were adopted and the</p> |
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|  |  |  |  |  | decision or conclusion was cancelled. 11 lawsuits were dismissed. The action on the lawsuit was suspended by decision in 30 cases. |
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### 2.1.6 Recommendation: Strengthen the system of public procurement control and supervision over the implementation of awarded contracts

| No.     | Measure / Activity   | Responsible authority                   | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
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| 2.1.6.3 | <p>Monitor improvement of the system of control of public procurement procedures:</p> <ul style="list-style-type: none"> <li>- adopting methodology for risk analysis in the exercise of control, with a view to proactively act in the prevention and early detection of corruptive acts and other acts with elements of corruption;</li> <li>- performing controls in accordance with the adopted methodology.</li> </ul> <p>Prepare Annual Report of PPA.</p> | PPA (Public Procurement Administration) | <p>IC</p> <hr/> <p>June 2015 continuously, once a year in June</p> | <p>Methodology adopted.</p> <p>(10) 30 June 2017 [I]</p> <p>Methodology adopted.</p> <p>(11) 31 December 2017 [IC]</p> <p>Methodology adopted.</p> <p>The number of controls in which irregularities and other corruptive acts and / or acts with elements of corruption were identified.</p> <p>(11) 31 December 2017 [IC]</p> <p>Annual report of the PPA prepared. The report contains data on:</p> <ul style="list-style-type: none"> <li>- contracts concluded and their implementation;</li> <li>- the number of contracts whose implementation was checked;</li> <li>- the number of contracts where violation of implementation was identified;</li> <li>- the number of contracts rescinded;</li> <li>- the number and type of sanctions imposed;</li> <li>- the number and type of penalties imposed;</li> <li>- the number of bidders who were temporarily prohibited from participating in public procurement procedures.</li> </ul> <p>(10) 30 June 2017 [I]</p> | <p>Percentage of institutions in which the control was conducted at the annual level in relation to the total number of contracting authorities;</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of performed controls in the reporting period of 01 January – 01 June 2017. The public procurement inspectorate conducted inspection of 89 monitoring subjects. The total number of conducted inspections at 89 monitoring subjects at which inspection was conducted is 540, which is a 21% increase compared to the same period of 2016.</p> <p>The number of irregularities in public procurement procedures in relation to the number of irregularities from the previous year.</p> <p>(10) 30 June 2017 [IC]</p> <p>During the reporting period, 71 irregularities were found. The irregularities established have dropped by 20% in relation to the same period of 2016.</p> |

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|  |  |  | <p>PPA Annual Report drawn up, containing information on - concluded contracts and their implementation; - number of contracts whose implementation has been verified; - the number of contracts for which a breach of enforcement has been identified; - number of termination contracts; - Number and type of sanctions imposed; - the number and type of penalties imposed; - the number of bidders who are temporarily banned from participating in PP. The PPA has prepared a Report on Public Procurement in Montenegro for 2016, which was adopted by Government within the statutory deadline.</p> <p><a href="http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/">http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/</a> The report encompasses activities within the competence of the Administration for Public Procurement related to monitoring the implementation of the Public Procurement System in Montenegro, activities in the EU accession process, Implementation of Measures from the Action Plan for the Implementation of the Public Procurement Development Strategy in Montenegro for the period 2016-2020, prevention of corruption in the system of Public Procurement and Statistical Data on Contractual Procurement and Public Procurement Procedures, public procurement in Health Care, Local Government Units, Ministries and Schools, Conclusions and Recommendations, and other information relevant to the Public Procurement System. Pursuant to Article 15, paragraph 4 of the Law on Public Procurement (Official Gazette of Montenegro 42/11, 57/14 and 28/15), the Ministry of Finance adopted the Rulebook on the Methodology of Risk Analysis in Conducting Control in Public Procurement Procedures (Official Gazette of Montenegro No. 80 dated 31 December 2015). In accordance with the authorizations established by the Law on Public Procurement, for the purpose of implementing the Rulebook, the Public Procurement Administration has prepared forms containing: a questionnaire on the implementation of the anti-corruption methodology for the period from 1 January to 31</p> | <p>The number of internal audit reports in the area of public procurement with recommendations related to anti-corruption</p> <p>(10) 30 June 2017 [IC]</p> <p>Consolidated report on the system of internal financial controls in the public sector for 2016 was published on the website of the Government of Montenegro.</p> |
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|  |  |  | <p>December of the current year, instructions for filling in the questionnaire and the plan for elimination of observed irregularities in the implementation of anti-corruption methodology. The above documents have been posted on the PPA's website. The Operational document for prevention of corruption in the area of special risk and Measure 1.4. established that the PPA is obliged to determine the indicators of results in the fourth quarter of 2017 and to make a report on it.</p> <p>With regard to conclusion of contracts on public procurements – 139 inspections were conducted and 3 irregularities were found, and 3 measures of indicating (the irregularity) were taken.</p> <p>With regard to the implementation of the public procurement contracts – 70 inspections were conducted and 2 irregularities were found, one measure of indicating was taken, while for the other irregularity the measure of indicating could not have been taken because the contract was already executed.</p> <p>(11) 31 December 2017 [I]</p> <p>PPA Annual Report drawn up, containing information on - concluded contracts and their implementation; - number of contracts whose implementation has been verified; - the number of contracts for which a breach of enforcement has been identified; - number of termination contracts; - Number and type of sanctions imposed; - the number and type of penalties imposed; - the number of bidders who are temporarily banned from participating in PP. The PPA has prepared a Report on Public Procurement in Montenegro for 2016, which was adopted by Government within the statutory deadline.<br/> <a href="http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/">http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/</a> The report encompasses activities within the competence of the Administration for Public Procurement related to monitoring the implementation of the Public Procurement System</p> |  |
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|  |  |  | <p>in Montenegro, activities in the EU accession process, Implementation of Measures from the Action Plan for the Implementation of the Public Procurement Development Strategy in Montenegro for the period 2016-2020, prevention of corruption in the system of Public Procurement and Statistical Data on Contractual Procurement and Public Procurement Procedures, public procurement in Health Care, Local Government Units, Ministries and Schools, Conclusions and Recommendations, and other information relevant to the Public Procurement System. Pursuant to Article 15, paragraph 4 of the Law on Public Procurement (Official Gazette of Montenegro 42/11, 57/14 and 28/15), the Ministry of Finance adopted the Rulebook on the Methodology of Risk Analysis in Conducting Control in Public Procurement Procedures (Official Gazette of Montenegro No. 80 dated 31 December 2015).</p> <p>Pursuant to the authorizations established by the Public Procurement Law for the purpose of implementing the Rulebook, the Administration for Public Procurement has developed templates containing: Questionnaire on Implementation of Anti-Corruption Methodology for the period from 1 January to 31 December of the current year, Instructions for filling in the questionnaire and the Plan to eliminate the observed irregularities in the implementation of anti-corruption methodology. It has also been published on its website.</p> <p>_____</p> <p>Concluded contracts and their implementation;</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>_____</p> <p>The number of contracts whose implementation has been verified;</p> <p>(11) 31 December 2017</p> <p>_____</p> <p>The number of contracts for which an infringement has been identified</p> |  |
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|         |   |                                       |  | <p>(11) 31 December 2017</p> <hr/> <p>The number of terminated contracts;</p> <p>(11) 31 December 2017</p> <hr/> <p>The number and type of sanctions imposed;</p> <p>(11) 31 December 2017</p> <hr/> <p>The number and type of sanctions imposed;</p> <p>(11) 31 December 2017</p> <hr/> <p>The number of bidders who are temporarily banned from participating in public procurement.</p> <p>(11) 31 December 2017</p>   |  |
| 2.1.6.4 | <p>Capacities of responsible authorities to supervise the execution of awarded contracts enhanced by increasing the number of authorized employees and the number of inspections.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Administration for Inspection Affairs | <p>IC</p> <hr/> <p>April 2014.- December 2016.</p> | <p>The number of authorized employees for inspection in public procurement increased by one in 2015 and another one in 2016.</p> <p>(10) 30 June 2017 [IC]</p> <p>The valid act on internal organisation and job descriptions of the Administration for Inspection Affairs provides for three public procurement inspectors, as follows:</p> <ol style="list-style-type: none"> <li>1. Chief inspector – one employee,</li> <li>2. Inspector II – two employees.</li> </ol> <p>All three positions are staffed, so the inspections during the reporting period were carried out by three inspectors.</p> <p>The analysis of the state of play and needs of the Administration for Inspection Affairs with regard to inspection staff has shown a need for an increase in the number of inspectors for public procurement by five.</p> | <p>The number of controls conducted increased.</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of performed controls in the reporting period of 1 January – 1 June 2017. The public procurement inspectorate conducted inspection of 89 monitoring subjects. The total number of conducted inspections at 89 monitoring subjects at which inspection was conducted is 540, which is a 21% increase compared to the same period of 2016.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the reporting period of 1 June – 1 December 2017, the inspection for public procurement performed 898 inspections in 101 entities.</p> |

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|         |  |     |   | <p>The new act on internal organisation and job descriptions of the Administration for Inspection Affairs, whose proposal was submitted for verification to the Government of Montenegro, provides for recruitment of five more public procurement inspectors in 2017 and 2018.</p> <p>(11) 31 December 2017 [IC]</p> <p>The analysis of the state of play and the requirements of the Administration for Inspection Affairs for recruiting inspectors indicated the need to increase the number of inspectors for public procurement by five inspectors. The new Rulebook on internal organization and systematization of job positions of the Administration for Inspection Affairs increased the number of inspectors for public procurement by five inspectors. As of the date of the report, this measure was partially implemented and in 2017 the procedure for the recruitment of one inspector was carried out. In 2018, two more inspectors are planned to be recruited, and one inspector in 2019/2020.</p> | <p>The number of sanctions imposed in relation to the number of controls carried out.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the reporting period, the public procurement inspections issued 6 decisions, 52 indications, 5 requests for initiating misdemeanour proceedings and imposed 10 fines, by issuing misdemeanour orders in the amount of €11,250. The number of sanctions imposed compared to the number of controls carried out for the reporting period in 2017, compared to the same period of 2016, was reduced.</p> <p>Reduced percentage of established irregularities.</p> <p>(10) 30 June 2017 [IC]</p> <p>During the reporting period, 71 irregularities were found. The irregularities established have dropped by 20% in relation to the same period of 2016.</p> <p>(11) 31 December 2017 [IC]</p> <p>72 irregularities were determined in the reporting period. The number of established irregularities was reduced by 12% compared to the same period of 2016.</p> |
| 2.1.6.5 | <p>Adopt the annual plan and programme of trainings for employees participating in the public procurement process and stipulate the manner of taking exams for the area of public procurement.</p> <p>Identify target groups for training and involve employees at the local level,</p> <p>Conduct training in accordance with established training plan and organize the exam for public procurement tasks.</p> | PPA | <p>IC</p> <hr/> <p>Since January 2014^four times a year</p> | <p>Annual training programme and plan adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>The Public Procurement Administration adopted the Programme and the method for professional training and development in the field of public procurement and published in on the website of the PPA: <a href="http://www.PPA.gov.me/program-strucnog-osposobljavanja-i-usavrsavanja/">http://www.PPA.gov.me/program-strucnog-osposobljavanja-i-usavrsavanja/</a></p> <p>(11) 31 December 2017 [I]</p>  |  |

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|  | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>The Public Procurement Administration adopted the Programme and the method for professional training and development in the field of public procurement and published in on the website of the PPA: <a href="http://www.PPA.gov.me/program-strucnog-osposobljavanja-i-usavrsavanja/">http://www.PPA.gov.me/program-strucnog-osposobljavanja-i-usavrsavanja/</a></p> <p>Exam taking plan and programme stipulated;</p> <p>(10) 30 June 2017 [I]</p> <p>The Ministry of Finance has adopted the Rulebook on the programme and the method of taking professional exam for work in the field of public procurement and the document has been published on the website of the Public Procurement Administration:<br/> <a href="http://www.PPA.gov.me/wp-content/uploads/2012/06/Pravilnik-strucni-ispit.pdf">http://www.PPA.gov.me/wp-content/uploads/2012/06/Pravilnik-strucni-ispit.pdf</a></p> <p>(11) 31 December 2017 [I]</p> <p>The Ministry of Finance has adopted the Rulebook on the programme and the method of taking professional exam for work in the field of public procurement and the document has been published on the website of the Public Procurement Administration:<br/> <a href="http://www.PPA.gov.me/wp-content/uploads/2012/06/Pravilnik-strucni-ispit.pdf">http://www.PPA.gov.me/wp-content/uploads/2012/06/Pravilnik-strucni-ispit.pdf</a></p> <p>The number of training courses and number of participants;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January to 30 June 2017, the Public Procurement Administration organised five two-day trainings for a total of 220 participants, as follows : - Capital City of Podgorica, 30 and 31 January 2017, for 41 participants – employees from</p> |  |
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|  |  |  | <p>Podgorica, Tuzi and Golubovci; - municipality of Mojkovac, 27 and 28 February 2017, for 33 participants – employees from Kolasin, Mojkovac and Bijelo Polje; - municipality of Tivat, 30 and 31 March 2017, for 64 participants – employees from Tivat, Budva, Herceg Novi and Kotor; - municipality of Bar, 09 and 10 May 2017, for 37 participants – employees from Bar, Cetinje and Ulcinj; - municipality of Gusinje, 7 and 8 June 2017, for 45 participants – employees from Andrijevisa, Gusinje, Petnjica and Plav.</p> <hr/> <p>The percentage of trainees compared to the total number of employees for public procurement;</p> <p>(10) 30 June 2017 [IC]</p> <p>The training courses were attended by 220 participants.</p> <hr/> <p>The number of organised exams;</p> <p>(10) 30 June 2017 [IC]</p> <p>The professional exam was taken in three different terms. All the data are published on the website of the Public Procurement Administration:<br/> <a href="http://www.PPA.gov.me/category/strucni-ispit/">http://www.PPA.gov.me/category/strucni-ispit/</a></p> <hr/> <p>The number of candidates who have passed the professional exam;</p> <p>(10) 30 June 2017 [IC]</p> <p>A total of 24 candidates have passed the professional exam in the reporting period.</p> <hr/> <p>Keeping records on passed exams.</p> |  |
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|  |  |  |  | <p>(10) 30 June 2017 [IC]</p> <p>Secretary of the Commission for taking of professional exam for work on public procurement tasks keeps minutes on the course of the professional exam, which is signed by the members of the Commission. Furthermore, the Administration keeps an internal book of records on passed professional exam for work on public procurement tasks. The list of persons who passed the professional exam is regularly updated and published on the PPA website.</p> <p>(11) 31 December 2017 [IC]</p> <p>The secretary of the Commission for Professional Exam to work in public procurement keeps a record on the course of the professional exam, which is signed by the members of the Commission. The Administration for Public Procurement keeps an internal register of the exams passed to work in the area of public procurement. The list of persons who passed the exam is regularly updated and published on the PPA portal.</p> |  |
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2.1.7 Recommendation: Develop specific measures to prevent corruption in areas of special risk, such as those set out in the findings of the risk assessment from July 2011. Separate action plans should be laid down for these fields. Ensure that risk assessments are systematically used. Anti-corruption measures at the level of local self-government must be improved.

**- PRIVATISATION**

| No.     | Measure / Activity  | Responsible authority | Deadline Status                                       | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
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| 2.1.7.3 | <p>Improve the system to control investments into privatised companies and compliance with contractual obligations.</p> <p>(10) 30 June 2017 [PI]</p> |                       | <p>PI</p> <hr/> <p>Since July 2013 twice a year ^</p> | <p>The system established for the control of investments and execution of contractual obligations on annual basis or in accordance with the obligations under the contract;</p> <p>(10) 30 June 2017 [IC]</p> <p>The control of privatisation contracts is exercised continuously, in accordance with</p> | <p>The number of claims for breach of contract on privatisation compared with statistics from the previous reporting period;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no claims for breach of contract on privatisation in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> |

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|  | <p>(11) 31 December 2017 [PI]</p> |  | <p>concluded privatisation contracts. In all privatisation contracts, appointment obligation is defined or contract has already appointed a Controller. Privatisation contracts define the obligation of a buyer to submit reports on obligations completed to the seller once a year. For privatisations in the area of tourism, a special commission was formed to monitor the contractual obligations. In the reporting period, the Council for Privatisation and Capital Projects has adopted 2 reports, as follows: Report of the audit company "Omega" d.o.o from Podgorica on audit of the contract on purchase and investment into part of the property of former factory Gornji Ibar in Rozaje and the Report on factual findings, which was prepared by the audit company "Ernst&amp;Young" d.o.o Podgorica, for the contract on sale of shares of "Container Terminal and General Cargo" AD - Bar (now Port of Adria). In accordance with the Contract on the long-term lease of military barracks "Orijenski bataljon" in Kumbor, a Supervisory Body has been appointed.</p> <p>(11) 31 December 2017 [IC]</p> <p>Control of privatization contracts is carried out in continuity, in accordance with the concluded privatization contracts. All privatization contracts include the appointment obligation or the controller has already been appointed under the contract. The privatization contracts also define the obligation for the buyer to submit a report on realized obligations to the sellers once a year. The 4<sup>th</sup> Report on Realization of Investments will be reviewed at the next session of the Council.</p> <p>Plan of control of privatised companies prepared;</p> <p>(10) 30 June 2017 [IC]</p> | <p>There were no claims for breach of contract on privatisation in the reporting period.</p> <p>The number of rescinded privatisation contracts compared with statistics from the previous reporting period;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no rescinded contracts in the reporting period 0</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no rescinded contracts in the reporting period. 0</p> <p>The number of cases that have been forwarded to the police and the prosecutor's office compared with statistics from the previous reporting period;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no cases forwarded to the police and prosecutor's office in the reporting period</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no cases forwarded to the police and prosecutor's office in the reporting period</p> <p>The number of final and enforceable verdicts in cases were criminal offences existed compared with statistics from the previous reporting period.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no final and enforceable verdicts in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no final and enforceable verdicts in the reporting period.</p> |
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|  |  |  | <p>The activity is implemented continuously. In addition, a decision was made on the Contract for Novi duvanski kombinat AD- Podgorica (New Tobacco Factory AD- Podgorica).</p> <p>(11) 31 December 2017 [IC]</p> <p>The activity is implemented in continuity. The next meeting of the Council will review four reports on the implementation of investments for the long-term lease agreements of Kumbor, Mamula, Lustica Herceg Novi and Poliex.</p> <p>The number of reports prepared and published;</p> <p>(10) 30 June 2017 [IC]</p> <p>Two reports have been prepared and adopted at the sessions of the Council. One report was published and the consent of the auditor is expected for the other. The report of the audit company "Omega"d.o.o from Podgorica for the <i>contract on purchase and investment into part of the property of former factory Gornji Ibar in Rozaje</i> was published. The report of Ernst&amp;Young d.o.o - Podgorica for the <i>contract on "Container Terminal and General Cargo" AD - Bar</i> will be published once the consent of the auditor is obtained.</p> <p>(11) 31 December 2017 [IC]</p> <p>Four reports have been prepared, and their adoption is expected at the next session of the Council.</p> <p>Database of privatised companies set up;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>At its session held on 17 September 2013, the Council for Privatisation and Capital Projects</p> |  |
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|  |  |  | <p>adopted the Conclusion requiring from all line ministries to submit all concluded privatisation contracts in order to integrate and form a database of concluded privatisation contracts. Database has been established and it will be published soon.</p> <p>(11) 31 December 2017 [NI]</p> <p>Regarding the database of privatized companies, we note that it is still under construction in cooperation with ministries and state funds, and after the unification of data it will be made available to the public. Also, at the same time, the Council's portal is being updated to be able to technically support the database.</p> <p>Note:</p> <p>Regarding the database of privatized companies, we note that it is still under construction in cooperation with ministries and state funds, and after the unification of data it will be made available to the public. Also, at the same time, the Council's portal is being updated to be able to technically support the database.</p> <p>_____</p> <p>The number of breached privatisation contracts;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no breached privatisation contracts in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no breached privatisation contracts in the reporting period.</p> <p>_____</p> <p>The number and type of activated protection mechanisms from privatisation contracts.</p> |  |
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|  |  |  |  | <p>(10) 30 June 2017 [IC]</p> <p>Protection mechanisms in contracts are the following: - Guarantee for good performance of an action or payment of deposits – MSDTgage, fiduciary – stock over shares. In the reporting period, no protection mechanisms were activated.</p> <p>(11) 31 December 2017 [IC]</p> <p>Protection mechanisms in contracts are the following: - Guarantee for good performance of an action or payment of deposits – MSDTgage, fiduciary – stock over shares. In the reporting period, no protection mechanisms were activated.</p> |  |
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**- URBAN PLANNING**

| No.     | Measure / Activity  | Responsible authority                 | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
|---------|---|---------------------------------------|--|---|--|
| 2.1.7.4 | <p>Efficiently monitor the system for reporting illegal construction and the establishment of clear and precise procedures for dealing with complaints and reports of citizens related to the work of inspection.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | Administration for Inspection Affairs | <p>IC</p> <hr/> <p>Since July 2013 twice a year ^^</p> | <p>The number of reports filed by citizens against illegal construction compared to the number of processed reports;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January 2017 to 01 June 2017, the spatial protection inspectorate conducted 746 inspections, of which 588 initiatives were based on reports by citizens, and 158 initiatives ex-officio. The inspectorate has taken the following measures: adoption of 45 decisions on removal of temporary buildings, 76 decisions on removal of buildings and 54 decisions on blocking the further use of the building. Also, 48 criminal charges were filed. 22 decisions on demolition / removal of buildings were executed administratively, while in 23 cases the investors demolished the buildings themselves.</p> <p>(11) 31 December 2017 [IC]</p> | <p>Increased number of reports filed by citizens compared to the statistics from the previous reporting period;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January 2017 to 01 June 2017, the spatial protection inspectorate conducted 746 inspections, of which 588 initiatives were based on reports by citizens.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the reporting period, the Inspectorate for Space Protection carried out a total of 1666 inspections, of which 601 were initiated based on the reports of citizens.</p> <hr/> <p>Increased number of processed reports compared to the statistics from the previous reporting period;</p> |

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|  |  |  | <p>In the reporting period, the Inspectorate for Spatial Protection carried out a total of 1666 inspections, out of which 601 were initiated based on the reports of citizens, and 1065 were carried out <i>ex officio</i>, and took the following measures: issued 93 decisions on removal of temporary buildings, 35 decisions on demolition of buildings, and 55 decisions on blocking the further use of buildings. Also, 27 criminal reports were filed. 28 decisions on demolition - removal of buildings were administratively enforced, while in 41 cases the investor self-destroyed - removed the building. During the reporting period, the urban inspection inspected 37 Urban-Technical Requirements and Main Designs for the reconstruction of buildings. On this occasion, 8 irregularities were noted for which the inspection ordered the removal. During the reporting period, the Inspection for Construction received 91 initiatives for inspection, and 45 construction applications based on issued construction permits. The inspection carried out 122 inspection controls and made 122 records on inspection control, out of which 36 records with noted irregularities. There were 7 decisions on building prohibition, 4 decisions on the demolition and 4 decisions on test run. There were 5 requests for initiating misdemeanor proceedings and 1 misdemeanor warrant. Based on one record, a voluntary demolition of part of a building was carried out, which deviated from the reviewed Main Design.</p> <p>_____</p> <p>The percentage of processed applications compared to the total number of applications;</p> <p>(10) 30 June 2017 [IC]</p> <p>All applications have been processed for further action.</p> <p>_____</p> <p>Established procedures for complaints by citizens on the work of inspections;</p> | <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January 2017 to 01 June 2017, the spatial protection inspectorate conducted 746 inspections, of which 588 initiatives were based on reports by citizens, and 158 initiatives ex-officio. The inspectorate has taken the following measures: adoption of 45 decisions on removal of temporary buildings, 76 decisions on removal of buildings and 54 decisions on blocking the further use of the building. Also, 48 criminal charges were filed. 22 decisions on demolition / removal of buildings were executed administratively, while in 23 cases the investors demolished the buildings themselves.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period out of 1666 controls, 601 were reported by citizens and all were processed.</p> <p>_____</p> <p>Reduced number of complaints to the work of inspection authorities in comparison with statistics from the previous reporting period.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were 27 complaints against the decisions of the Spatial Protection Inspectorate. 18 complaints against the decisions of inspectors were forwarded to the second instance body for further decision making, while the proceeding is underway before the Inspectorate for 9 complaints. Acting upon the complaints, the second instance body annulled the decision of the inspector in 8 cases, rejected the complaint as unfounded in 5 cases and the proceeding is still underway in 14 cases. Objections on the work of inspectors of spatial protection related to non-informing the applicant about the control performed, pursuant to the Law on Inspection. In this regard, the inspectors were</p> |
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|         |   |      |  | <p>(10) 30 June 2017 [IC]</p> <p>Established procedures for complaints by citizens on the work of inspections.</p> <p>_____</p> <p>The number of complaints on the work of inspections.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were 27 complaints against the decisions of the Spatial Protection Inspectorate. 18 complaints against the decisions of inspectors were forwarded to the second instance body for further decision making, of which in 8 cases the second instance body annulled the decision of the inspector; in 5 cases, the second instance body rejected the complaint as unfounded and in 5 cases the second instance body has not decided. 9 complaints against the decisions of the inspectorate are pending procedure before the <i>Spatial Protection Inspectorate</i>. Objections on the work of inspectors of spatial protection related to non-informing the applicant about the control performed, pursuant to the Law on Inspection. In this regard, the inspectors were indicated the statutory obligation, which they acted upon.</p> | <p>indicated the statutory obligation, which they acted upon.</p> <p>_____</p>  |
| 2.1.7.5 | <p>Reporting of criminal offences: building a structure without a building permit and unlawful connection of construction site to technical infrastructure.</p> <p>(10) 30 June 2017 [IC]</p> <p>_____</p> <p>(11) 31 December 2017 [IC]</p> <p>_____</p> | SPPO | <p>IC</p> <p>_____</p> <p>Since July 2013 twice a year</p> | <p>The report drafted, which contains:</p> <p>(11) 31 December 2017</p> <p>_____</p> <p>The number of filed criminal charges;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January to 28 June 2017 criminal charges were filed against 99 persons for the criminal offence of building a structure without a building permit under Article 326a of the Criminal Code of Montenegro. As for the criminal offence of unlawful connection of construction site to technical infrastructure</p>   | <p>The number of indictments brought increased compared to the number of criminal charges filed;</p> <p>(11) 31 December 2017</p> <p>_____</p> <p>The number of final and enforceable court decisions increased compared to the statistics from the previous reporting period.</p> <p>(10) 30 June 2017 [IC]</p> <p>The previous report provided data for the entire year, while this provides data for six months. The comparison therefore may not be</p> |

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|  |  |  | <p>referred to in Article 326b of the Criminal Code, criminal charges were filed against one person.</p> <p>_____</p> <p>The number of brought indictments;</p> <p>(11) 31 December 2017</p> <p>_____</p> <p>The number of cases handled and types of decisions.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period of January – June 2017 (25 June), a total of 87 cases were processed for the criminal offence under Article 326a of the Criminal Code of Montenegro. Of that number, 46 were completed. One person was acquitted, and 45 were convicted (42 to suspended sentences, 3 to the sentence of imprisonment and 1 to community service sentence). In the period of January – June 2017 (25 June), a total of 2 cases were processed for the criminal offence referred to in Article 326b of the Criminal Code. Both were completed through convictions, where one person was convicted to suspended sentence and one to the community service sentence.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period January-December 2017 (12 December) there was a total of 148 cases for the criminal offence referred to in Article 326a of CC of Montenegro. Out of this number 112 cases were resolved. One person was acquitted and 117 persons were convicted (106 suspended sentences, 4 prison sentences and 6 community work sentences). In the period January-December 2017 (12 December) there was a total of 2 cases of criminal offences referred to in Article 326 b of CC of Montenegro. Both resulted in convictions, one person was sentenced to parole and one to a</p> | <p>implemented to the full extent. However, given that at the end of 2016 there were 61 final and enforceable verdicts for the criminal offence referred to in Article 326a and that in the first six months this year there are 36, this is proportionally higher. Also, when it comes to the criminal offence referred to in Article 326 b, there were two final and enforceable decisions at the end of 2016, just as after the first six months of 2017, which means that there is a proportionate increase here as well.</p> <p>(11) 31 December 2017 [IC]</p> <p>At the end of 2016 there were 61 final and enforceable verdicts for the criminal offence referred to in Article 326a, and at the end of 2017 there were 36 of them. Also, when it comes to the criminal offence referred to in Article 326 b, there were two final and enforceable decisions, just as by the end of 2017.</p> |
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|  |  |  | <p>January – June 2017 (25 June), a total of 2 cases were processed for the criminal offence of unlawful connection of construction site to technical infrastructure referred to in Article 326b of the Criminal Code. Both were completed through convictions, where one person was convicted to suspended sentence and one to the community service sentence. Both verdicts are final and enforceable.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the period of January-December 2017 (12 December) 96 decisions for the criminal offence referred to in Article 326a became final and enforceable, including 94 convictions (86 paroles, 4 prison sentences and 5 community work sentences) and 1 acquittal and suspension. In the period of January-December 2017 (12 December) there were in total 2 cases of criminal offences referred to in Article 326 b of CC of Montenegro. Both resulted in convictions, one person being sentenced to parole and one to community work sentence. Both judgments are final and enforceable.</p> <p>In the period of January – June 2017 (25 June), 36 decisions for the criminal offence under Article 326a have become final and enforceable, of which 35 convictions (33 suspended sentences, 2 sentences of imprisonment and 1 sentence of community service) and 1 acquittal. In the period of January – June 2017 (25 June), a total of 2 cases were processed for the criminal offence of unlawful connection of construction site to technical infrastructure referred to in Article 326b of the Criminal Code. Both were completed through convictions, where one person was convicted to suspended sentence and one to the community service sentence. Both verdicts are final and enforceable.</p> |  |
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| 2.1.7.6 | Establish and regularly publish a list of investors and contractors which have been found to violate regulations governing the field of spatial planning. | Administration for Inspection Affairs | IC                           | The list drawn up and made public on the website of the AIA.  | The number of investors breaching regulations in the field of spatial development reduced in comparison with the previous reporting period  |
|         |   |                                       | Since July 2013 twice a year | (10) 30 June 2017 [IC]<br>List of investors and contractors who had been found in breach of regulations governing the field of spatial development was compiled and posted on the website of the Administration for Inspection Affairs. | (10) 30 June 2017 [IC]<br>In the period from 01 January to 01 June 2017, the construction inspectorate was submitted 209 initiatives for exercising inspection and 149 reports of works based on an issued building permit. The inspectorate conducted 165 inspections and made 165 reports on inspections, of which 53 reports with indicated irregularities. 10 decisions were made on ban on construction, 2 decisions on demolition and 2 decisions on trial work. 9 requests were filed to initiate misdemeanour proceedings and one misdemeanour order was issued. Two criminal charges were filed. There was administrative enforcement of one decision. |
|         | (10) 30 June 2017 [IC]  |                                       |                              |   |   |
|         | (11) 31 December 2017 [IC]  |                                       |                              |   |   |

#### - EDUCATION

| No.     | Measure / Activity  | Responsible authority      | Deadline Status              | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
|---------|---|----------------------------|------------------------------|---|---|
| 2.1.7.7 | Establish a transparent system of control of accreditation and licensing of educational institutions. | ME (Ministry of Education) | PI                           | Make public all issued accreditations with a report on compliance with the requirements for the issuance thereof;   | Reduced number of irregularities in the work of educational institutions.   |
|         |   |                            | Since July 2013 twice a year | (10) 30 June 2017 [IC]<br>Decisions on issuing certificates of accreditation or re-accreditation passed by the Higher Education Council on the basis of reports submitted by committees for accreditation, or re-accreditation of an institution and curriculum, appointed by the Council from the established list of experts, are published on the Council's official website ( <a href="http://www.svo.gov.me">www.svo.gov.me</a> ). The latest decisions on accreditation have been published at: <a href="http://www.svo.gov.me/vijesti/173807/Od">http://www.svo.gov.me/vijesti/173807/Od</a> | (11) 31 December 2017 [IC]<br>There was no new licensing and accreditation by the Council for High Education in this reporting period. On 2 November 2017, the Government of Montenegro issued a decision on the establishment of the Agency for the Control and Quality Assurance of Higher Education, which assumed those duties, according to the latest amendments to the Higher Education Law. The Steering Committee of the Agency was established and a coordinator of preparatory actions for its operations was appointed. |
|         | (10) 30 June 2017 [IC]  |                            |                              |   |   |
|         | (11) 31 December 2017 [PI]  |                            |                              |   |   |

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|  |  |  | <p><a href="#">luka-o-akreditaciji-ustanova-visokog-obrazovanja-studijskih-programa.html</a></p> <p>(11) 31 December 2017 [IC]</p> <p>Same as in the previous report (No.10).</p> <p>The number of licensed educational institutions;</p> <p>(10) 30 June 2017 [IC]</p> <p>The table of licensed institutions of higher education is available on the official website of the Ministry of Education at: <a href="http://www.mps.gov.me/informacije/licencirane_ustanove/">http://www.mps.gov.me/informacije/licencirane_ustanove/</a></p> <p>(11) 31 December 2017 [IC]</p> <p>Higher education in Montenegro is acquired at 4 universities (one state and three private ones), 4 private independent institutions of higher education and one state independent institution of higher education. The tables of all accredited educational establishments in Montenegro are available on the website <a href="http://www.mps.gov.me/informacije/licencirane_ustanove/">http://www.mps.gov.me/informacije/licencirane_ustanove/</a></p> <p>The number of educational institutions that lost their licence;</p> <p>(10) 30 June 2017 [IC]</p> <p>No higher education licences were revoked in the reporting period.</p> <p>(11) 31 December 2017 [NI]</p> <p>As in the previous report.</p> <p>The number of exercised controls of</p> |  |
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|           |   |    |  | <p>institutions whose licence had expired.</p> <p>(10) 30 June 2017 [IC]</p> <p>Procedure of license revocation is carried out when the competent inspection establishes that the institution does not meet the requirements for performance of activity or does not perform the activity in accordance with the Law, or fails to submit financial guarantee, in accordance with the Article 26 paragraph 4 of the Law. In such case it is possible to prohibit temporarily the work of institution and determine the deadline within which the institution and founder must remove the recognised deficiencies. If deficiencies are not removed in the prescribed deadline, the Ministry will prohibit performance of activity of such institution and inform the founder on the prohibition. In case of prohibition of performance of activity, the institution and the founder are required to enable continuance of the initiated education to the students in another appropriate institution. Pursuant to the abovementioned, a licence does not expire, but the conditions the institution must meet for legal work i.e. conditions of license revocation if the institution does not operate in accordance with the established regulations, are prescribed.</p> <p>(11) 31 December 2017 [IC]</p> <p>There is no new information compared to the previous report.</p> |  |
| 2.1.7.7.1 | <p>Implement campaigns and other types of awareness raising activities aimed at counteracting / risk of diploma buying.</p> <p>(10) 30 June 2017 [PI]</p> | ME | <p>PI</p> <hr/> <p>Since January 2015 continuously</p> | <p>The number and type of implemented activities.</p> <p>(10) 30 June 2017 [PI]</p> <p>There was no special campaign. The Ministry of Education, in the public</p>   |  |

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|         | (11) 31 December 2017 [PI]   |                                |  | <p>appearances of their representatives and regular communication with the public, informs the public about the importance of checking the status of the institution to which they want to enrol from the standpoint of their legal work. This type of information is also provided by ENIC centre Montenegro operating within the Ministry.</p> <p>(11) 31 December 2017 [PI]</p> <p>Same as for the previous report (No. 10).</p> <p>The number and structure of participants.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>N/A</p> <p>(11) 31 December 2017 [NI]</p> <p>N/A</p> |   |
| 2.1.7.8 | <p>Improve online databases in all higher education institutions (all faculty units of UCG) on employed academic staff and opening them to the public.</p> <p>(10) 30 June 2017 [PI]</p> <p>(11) 31 December 2017 [PI]</p> | UCG (University of Montenegro) | <p>PI</p> <p>Since July 2013 once a year in Q2</p> | <p>Established and publicly available database in higher education institutions which contains:</p> <p>(11) 31 December 2017</p> <p>A biography of every employed lecturer;</p> <p>(10) 30 June 2017 [PI]</p> <p>All the organizational units of the UCG have published biographies of their lecturers on their websites.</p> <p>(11) 31 December 2017 [PI]</p> <p>Same as for the previous report (No. 10).</p>  | <p>Transparent data on teaching staff at the UCG.</p> <p>(11) 31 December 2017 [IC]</p> <p>The teaching staff information is on the websites of all university units.</p> |

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|  |  |  | <p>The number of classes per lecturer;</p> <p>(10) 30 June 2017 [PI]</p> <p>The websites of the organizational units of UCG contain the number of classes of each lecturer (per category: lectures, practical teaching, laboratory).</p> <p>(11) 31 December 2017 [PI]</p> <p>Same as for the previous report (No. 10).</p> <p>Annual self-evaluation of work of the educational institution and an external evaluation by the education inspectorate;</p> <p>(10) 30 June 2017 [PI]</p> <p>The report on external evaluation of 10 Montenegrin higher education institutions (three universities and 5 independent faculties), which was carried out by an agency accredited for this - EUA - IEP (European University Association – Institutional Evaluation Programme), has been published on its website (<a href="http://www.eua.be/activities-services/institutional-evaluation-programme/who-has-participated/iep-evaluation-reports.aspx">http://www.eua.be/activities-services/institutional-evaluation-programme/who-has-participated/iep-evaluation-reports.aspx</a>) and the website of the HERIC project within which the external evaluation was funded (<a href="http://www.heric.me/sadrzaj/izvjestaji-o-evaluaciji-institucija-visokog-obrazovanja-i-sveobuhvatni-sistemska-izvjestaj">http://www.heric.me/sadrzaj/izvjestaji-o-evaluaciji-institucija-visokog-obrazovanja-i-sveobuhvatni-sistemska-izvjestaj</a>). This evaluation was conducted in 2014, in accordance with the amendments to the Law on Higher Education valid at the time (44/14, 47/15, 40/16, Article 42), which prescribed that the external evaluation of higher education institutions is performed by a foreign accreditation agency.</p> <p>In accordance with amendments to the</p> |  |
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|         |   |     |   | <p>Law on Higher Education adopted on 29 June 2017, an Agency will be established for control and provision of quality in higher education. The agency will be responsible for conducting an external evaluation.</p> <p>(11) 31 December 2017 [IC]</p> <p>The novelty compared to the previous reports is that the establishment of the Agency for the Control and Quality Assurance of Higher Education is underway, its Acting Director and the Board of Directors were appointed.</p> <p>Semestral evaluation of the work of lecturers, done by the students, in accordance with the decision of the authority.</p> <p>(10) 30 June 2017 [PI]</p> <p>Pursuant to Article 42 of the Law on Higher Education (44/14, 47/15, 40/16), in the procedure of reaccreditation of higher education institutions, the institution is obliged to submit a self-evaluation report for a period not longer than five years. Pursuant to Article 41 of the same Law, the survey among students is conducted at all levels at least two times a year in the procedure of self-evaluation.</p> <p>(11) 31 December 2017 [PI]</p> <p>No new information compared to the previous report (No. 10).</p> |   |
| 2.1.7.9 | <p>Publishing annual financial statements of UCG and university units at the UCG website.</p> <p>(10) 30 June 2017 [PI]</p> | UCG | <p>NI</p> <p>Since July 2013 once a</p> | <p>The number of reports published at the website of UCG, containing, among other regular items, the reports on income from profitable activities of the University and its units.</p>   | <p>Increased level of transparency of financial reporting.</p> <p>(11) 31 December 2017 [IC]</p> <p>Financial reports of the University of Montenegro</p> |

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|  | (11) 31 December 2017 [NI] |  | year in Q2 | (10) 30 June 2017 [PI]<br>Consolidated financial reports are published on the website of the University of Montenegro, including the report for 2016.<br><br>(11) 31 December 2017 [NI]<br>There is currently no new information compared to the previous report. | are available at the website <a href="http://www.ucg.ac.me/objava/blog/6/objava/66-finansijski-izvjestaji">http://www.ucg.ac.me/objava/blog/6/objava/66-finansijski-izvjestaji</a><br><br>The number and type of sanctions imposed on persons responsible for established irregularities.<br><br>(11) 31 December 2017 [IC]<br><br>There were no sanctions imposed in the reporting period. |
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### - HEALTH SECTOR

| No.      | Measure / Activity   | Responsible authority | Deadline Status                        | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
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| 2.1.7.10 | Promote the Code of Ethics of Chamber of Physicians and organise trainings for health care professionals on the application of the provisions of the Code of Ethics.<br><br>Monitor adherence to the Code of Ethics.<br><br>(10) 30 June 2017 [NI] | Chamber of Physicians | NI<br><br>Since July 2013 twice a year | The number of trainings;<br><br>(10) 30 June 2017 [NI]<br><br>(11) 31 December 2017 [NI]<br><br>The number of attendees;<br><br>(10) 30 June 2017 [NI]<br><br>The Code of Ethics was published on the websites of the MH, CoP, and PHI;<br><br>(10) 30 June 2017 [I]<br><br>The Code of Ethics of Medicine and Deontology was published on the websites of the MH, CoP, and PHI.<br><a href="http://www.ljekarskakomora.co.me">www.ljekarskakomora.co.me</a><br><br>(11) 31 December 2017 [I]<br><br>The Code of Ethics of Medicine and Deontology was published on the websites of the MH, CoP, and PHI.<br><a href="http://www.ljekarskakomora.co.me">www.ljekarskakomora.co.me</a> | Provisions of the Code of Ethics are observed and applied; increased trust of citizens.<br><br>(10) 30 June 2017 [IC]<br><br>The Code of Medical Ethics and Deontology was printed in the Bulletin of the Chamber of Physicians (CoP) which was distributed to all physicians and dentists and made public on the website of the Chamber of Physicians. The document has the binding force of a law, and it is binding on all members of the CoP.<br><br>(11) 31 December 2017 [IC]<br><br>The Code of Medical Ethics and Deontology was printed in the Bulletin of the Chamber of Physicians (CoP) which was distributed to all physicians and dentists and made public on the website of the Chamber of Physicians. The document has the binding force of a law, and it is binding on all members of the CoP. |

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|          |  |                         |   | <p>The number of disciplinary proceedings</p> <p>(10) 30 June 2017 [NI]</p> <p>The number of health care workers who have breached the Code of Ethics.</p> <p>(10) 30 June 2017 [NI]</p>   |   |
| 2.1.7.11 | <p>Regularly publish reports on public procurement in the health sector.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MH (Ministry of Health) | <p>IC</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The Annual report on public procurement in the health care sector produced and published;</p> <p>(10) 30 June 2017 [IC]</p> <p>The Government adopted the Public Procurement Report for 2016, a part thereof being a report on public procurements in the health care sector.</p> <p>(11) 31 December 2017 [I]</p> <p>The Government adopted the Public Procurement Report for 2016, a part thereof being a report on public procurements in the health care sector</p> <p>The number of irregularities identified by the public procurement inspectors.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 01 January to 31 May 2017, the inspection authority conducted the inspection of 7 health care institutions and found 4 irregularities: two in Health Care Centre Cetinje and two in General Hospital Cetinje.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number of decisions annulled by the Commission.</p> | <p>The number of irregularities in public procurement in the health care sector.</p> <p>(11) 31 December 2017</p> <hr/> |



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|  |  |  |  | <p>(11) 31 December 2017 [PI]</p> <p>Action Plans were adopted by 23/21 LSUs, according to the AP Model 2013 -2014. The Union of Municipalities of Montenegro, in March 2017, prepared an updated Model "Action Plan to Combat Corruption in Local Self-Governments for 2017-2018", in line with the new circumstances and obligations of the municipalities in that regard. The model was submitted to all municipalities with a recommendation to prepare and adopt their respective APs. LSUs are in the phase of preparation and adoption of APs by the Innovated Model of the Union of Municipalities. The Union of Municipality carried out regional training of officials responsible for preparing the AP and reporting on the implementation of activities in the fight against corruption in local self-government with the aim of introducing them to the AP Model and reporting method.</p> <hr/> <p>Number of reports;</p> <p>(10) 30 June 2017 [IC]</p> <p>Pursuant to the valid APs, the Commission for monitoring and reporting on the implementation of measures under the AP has been formed in 21 local self-government units. The Commissions are reporting periodically.</p> <p>(11) 31 December 2017 [NI]</p> <p>Pursuant to the valid APs, the Commission for monitoring and reporting on the implementation of measures under the AP has been formed in 21 local self-government units. The Commissions are reporting periodically.</p> | <p>All the local self-government units have adopted the acts which provide for mechanisms for participation of NGO, citizens and companies in the process of adoption of decisions at the local level. Participation mechanisms prescribed through the acts: surveys, previous consulting, participation in working groups, public debates, round tables, free chair.</p> <p>(11) 31 December 2017 [IC]</p> <p>All the local self-government units have adopted the acts which provide for mechanisms for participation of NGO, citizens and companies in the process of adoption of decisions at the local level. Participation mechanisms prescribed through the acts: surveys, previous consulting, participation in working groups, public debates, round tables, free chair.</p> <hr/> |
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|  |  |  | <p>The Commissions periodically report on the Implementation of the AP to the Mayor, the Municipal Assembly, the Union of Municipalities and the Agency for Prevention of Corruption.</p> <p>Internal and external control of local self-government's work intensified;</p> <p>(10) 30 June 2017 [IC]</p> <p>Control through SAI and external commercial audit. According to the Decree on the Establishment of Internal Audit in the Public Sector, the obligation to establish a special organizational unit for internal audit lies with 15 beneficiaries of budget funds at the central and 15 at the local level. Of the 15 local self-government units that are obliged to set up an internal audit unit under the Decree, 14 units have formed a special internal audit service (Capital City of Podgorica, Old Royal Capital Cetinje and the municipalities of Danilovgrad, Bijelo Polje, Pljevlja, Berane, Herceg Novi, Niksic, Rozaje, Bar, Budva, Kotor, Tivat and Ulcinj). The only municipality that failed to establish a separate internal audit service is the municipality of Plav. In 12 of the total of 14 formed internal audit services, 31 internal auditors have been appointed. Internal auditors have been appointed in the Capital City of Podgorica, Old Royal Capital Cetinje and the municipalities of Danilovgrad, Bijelo Polje, Pljevlja, Berane, Herceg Novi, Niksic, Rozaje, Bar, Kotor and Tivat. Four municipalities (Pluzine, Mojkovac, Savnik and Zabljak) have entrusted the tasks of internal audit to the internal audit unit of another budget beneficiary based on an agreement. All budget beneficiaries are obliged to establish financial management and control. The first step in establishing is the appointment of persons for establishing</p> |  |
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|  |  |  | <p>financial management and control, and this was done by the following municipalities: Capital City of Podgorica, Old Royal Capital Cetinje and the municipalities of Plav, Pluzine, Bijelo Polje, Mojkovac, Danilovgrad, Tivat, Niksic, Berane, Ulcinj, Pljevlja, Herceg Novi, Savnik, Zabljak, Bar, Petnjica, Kotor and Andrijevica. 3 local self-government units (Budva, Kolasin and Rozaje) have failed to designate a person for promotion of financial management and control. The book of procedures defining the necessary steps and the responsibilities of the employees included in the main business processes was adopted by 11 municipalities, as follows: Niksic, Danilovgrad, Berane, Plav, Old Royal Capital Cetinje, Capital City of Podgorica, Bijelo Polje, Pluzine, Mojkovac, Tivat, Pljevlja, Andrijevica and Herceg Novi. Most municipalities have started to establish a risk management process and to prepare a risk register. The central harmonization unit provides assistance in establishing a risk management process through the development of a methodology and by organising trainings.</p> <p>(11) 31 December 2017 [IC]</p> <p>External control mechanisms established through SAI and external commercial audit. According to the Regulation on Establishment of Internal Auditing in the Public Sector, a special organizational unit for internal audit is obliged to establish 15 budget funds users at the central and 15 at the local level. Of the 15 local self-government units, which are mandated by the Decree to establish an Internal Audit Unit, 14 LSUs have established a special Internal Audit Service (Podgorica Capital City, Old Royal Capital Cetinje and Danilovgrad, Bijelo Polje, Pljevlja, Berane, Herceg Novi, Niksic, Rozaje, Bar, Budva, Kotor, Tivat and</p> |  |
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|  |  |  | <p>Ulcinj). The Special Internal Audit Service was not established only by the Municipality of Plav. In 11 of the total of 14 established Internal Audit Units, 30 internal auditors were deployed. Internal auditors are deployed in Podgorica Capital City, Old Royal Capital Cetinje and Bijelo Polje, Plevlja, Berane, Herceg Novi, Niksic, Rozaje, Bar, Kotor and Tivat municipalities. Four municipalities (Pluzine, Mojkovac, Savnik and Zabljak) entrusted the internal audit tasks to the internal audit unit of the other budget beneficiary under the agreement. Financial management and control must be established by all budget beneficiaries. The first step in establishing is the designation of persons for the establishment of financial management and control, which was done by municipalities: the Capital City Podgorica, Old Royal City Cetinje, and Plav, Pluzine, Bijelo Polje, Mojkovac, Danilovgrad, Tivat, Niksic, Berane, Ulcinj, Pljevlja, Herceg Novi, Savnik, Zabljak, Bar, Petnjica, Kotor and Andrijevica. A total of 3 local self-government units (Budva, Kolasin, and Rozaje) did not appoint a person to improve financial management and control. The procedure for defining the necessary steps and responsibilities of the employees involved in the main business processes was adopted by 11 municipalities, namely: Niksic, Danilovgrad, Berane, Plav, Cetinje, Podgorica, Bijelo Polje, Pluzine, Mojkovac, Tivat, Pljevlja, Andrijevica and Herceg Novi. Most municipalities have start establishing a risk management process and preparing risk registers. The Central Harmonization Unit provides assistance in establishing risk management procedures through the development of methodology and maintenance of training.</p> <p>Strengthening the integrity of local self-government units and applying ethical</p> |  |
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|  |  |  | <p>standards in local self-government;</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 23 LSUs, 22 passed the Code of Ethics for elected representatives and officials and the Code of Ethics for local civil servants and employees. Of 23 LSUs, 17 passed the Decision on Ethical Committee for local officials. Of 23 LSUs, 17 passed the Decision on ethical committee for local civil servants and employees. Of 23 LSUs, 12 appointed the Ethical Committee for elected officials, and 14 LSUs set up the Ethical Committee for local civil servants and employees.</p> <p>(11) 31 December 2017 [IC]</p> <p>Of 23 LSUs, 22 passed the Code of Ethics for elected representatives and officials and the Code of Ethics for local civil servants and employees. Of 23 LSUs, 17 passed the Decision on Ethical Committee for local officials. Of 23 LSUs, 17 passed the Decision on ethical committee for local civil servants and employees. Of 23 LSUs, 12 appointed the Ethical Committee for elected officials, and 14 LSUs set up the Ethical Committee for local civil servants and employees.</p> <p>_____</p> <p>Creating conditions and fostering civil and private sector to get involved in the fight against corruption at the local level;</p> <p>(10) 30 June 2017 [IC]</p> <p>All the local self-government units have adopted the acts which provide for mechanisms for participation of NGO, citizens and companies in the process of adoption of decisions at the local level. Participation mechanisms prescribed through the acts: surveys, previous consulting,</p> |  |
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|          |   |                        |                        | <p>participation in working groups, public debates, round tables, free chair.</p> <p>(11) 31 December 2017 [IC]</p> <p>All the local self-government units have adopted the acts which provide for mechanisms for participation of NGO, citizens and companies in the process of adoption of decisions at the local level. Participation mechanisms prescribed through the acts: surveys, previous consulting, participation in working groups, public debates, round tables, free chair.</p> <p>Make public all information on donations, sponsorships, and subsidies on the websites of local self-governments.</p> <p>(10) 30 June 2017 [IC]</p> <p>Data on donations, sponsorships and subsidies are published within the framework of the budget statement of account of LSUs, whose electronic version is available at the websites of municipalities.</p> |  |
| 2.1.7.13 | <p>Establish transparent procedures on public procurements in line with the Law on Public Procurements.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Local Self-Governments | IC<br><br>continuously | <p>The number of established public procurement services in LSUs.</p> <p>(10) 30 June 2017 [IC]</p> <p>All local self-government units have formed a separate service for public procurement, i.e. designated the employee responsible for public procurement. All LSUs publish, at the website of the PPA and their own websites, the Public procurement plans, invitations to public competition, decision on selection of bidders, contracts and annexes to contracts on public procurement and the decisions on disposal of property of the municipality. In some municipalities, an analysis is carried out of public procurement from the perspective of the risk of corruption.</p>   | <p>Reduced number of irregularities in public procurement procedures at the local level.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <hr/> |

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|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>All local self-government units have formed a separate service for public procurement i.e. designated the employee responsible for public procurement.</p> <hr/> <p>Number of designated employees responsible for public procurement in LSUs</p> <p>(10) 30 June 2017 [IC]</p> <p>All local self-government units have formed a separate service for public procurement i.e. designated the employee responsible for public procurement.</p> <p>(11) 31 December 2017 [IC]</p> <p>All local self-government units have formed a separate service for public procurement i.e. designated the employee responsible for public procurement.</p> <hr/> <p>Publish all public procurement contracts on the websites of LSUs.</p> <p>(10) 30 June 2017 [IC]</p> <p>All LSUs publish, at the website of the PPA and their own websites, the Public procurement plans, invitations to public competition, decision on selection of bidders, contracts and annexes to contracts on public procurement and the decisions on disposal of property of the municipality. In some municipalities, an analysis is carried out of public procurement from the perspective of the risk of corruption.</p> <p>(11) 31 December 2017 [IC]</p> <p>All LSUs publish, at the website of the PPA and their own websites, the Public procurement plans, invitations to public</p> |  |
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|          |  |                                 |   | competition, decision on selection of bidders, contracts and annexes to contracts on public procurement and the decisions on disposal of property of the municipality. In some municipalities, an analysis is carried out of public procurement from the perspective of the risk of corruption.   |  |
| 2.1.7.14 | Carry out audits by the SAI and an independent audit institution in each of the local self-government units.<br><br>(10) 30 June 2017 [IC]<br><br><hr/><br>(11) 31 December 2017 [IC]<br><br><hr/> | SEC (State Election Commission) | IC<br><br>Since January 2014^ once a year | The SAI or other external audit institution selected under the public procurement procedure to carry out the annual audit.<br><br>(10) 30 June 2017 [IC]<br><br>External commercial audit of the annual financial statement of the budget is carried out in 23 LSUs, and the audit reports are submitted to the Municipal Assembly, together with the proposals of the annual financial statement of the relevant municipal budget. The selection of commercial audit is carried out in line with the public procurement system. LSUs plan in their budgets the funds for these purposes which cumulatively amount to EUR 100,000 for all LSUs. The SAI audits the annual financial statement of the budgets of municipalities in accordance with its Annual audit plan. In 2016, the SAI carried out the audit of 2 LSUs (of 23). In 2017, in the reporting period, the SAI has not conducted audits of financial statements of municipal budgets.<br><br>.<br><br>(11) 31 December 2017 [IC]<br><br>In the 23/23 LSUs, an external commercial audit of the final statement of the budget is carried out annually, and the audit report is submitted to the Municipal Assembly with the proposal of the final budget of the municipal budget. The choice of commercial audit is carried out through the public procurement system. For these purposes, | 80% of audits conducted by independent audit companies and the SAI.<br><br>(10) 30 June 2017 [IC]<br><br><i>External commercial audit of the annual financial statement of the budget is carried out in 23 LSUs, and the audit reports are submitted to the Municipal Assembly, together with the proposals of the annual financial statement of the relevant municipal budget. The selection of commercial audit is carried out in line with the public procurement system. LSUs plan in their budgets the funds for these purposes which cumulatively amount to EUR 100,000 for all LSUs.</i><br><br>(11) 31 December 2017 [IC]<br><br>Reduced number of irregularities and improved management of budget resources<br><br><hr/> |

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|  |  |  |  | <p>budget funds are planned in the budgets of LSUs, amount to approximately € 100,000 in total. The State Audit Institution performs audits of final accounts of the municipal budget according to the annual work plan. In 2017, the SAI carried out an audit of one final account of municipal budget, in the Pljevlja municipality for 2016.</p> <p>The Audit report published on websites of municipalities.</p> <p>(10) 30 June 2017 [IC]</p> <p>SAI reports are made public on SAI's website and the municipality's website, and the report of the external audit, with the final budget of the municipality, is made public on the municipality's website and is considered at the session of the municipal assembly.</p> <p>(11) 31 December 2017 [IC]</p> <p>SAI reports are made public on SAI's website and the municipality's website, and the report of the external audit, with the final budget of the municipality, is made public on the municipality's website and is considered at the session of the municipal assembly.</p> |  |
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**- POLICE**

| No.      | Measure / Activity  | Responsible authority | Deadline Status                                    | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
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| 2.1.7.15 | <p>Conduct internal control of work of Police Administration.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | Mol                   | <p>IC</p> <hr/> <p>Since July 2013 once a year</p> | <p>Semi-annual report was produced and published, containing:</p> <p>(10) 30 June 2017 [IC]</p> <p>The Internal Control Division of the police compiles the semi-annual activity report and publishes it on the website of the Ministry of Interior. It also publishes its monthly and annual activity reports on the Mol's website.</p> | <p>The number of indictments brought increased compared to the number of criminal charges filed.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no cases of bringing indictments based on reports (criminal charges) submitted by the Internal Control Division of the police to the competent public prosecutor's offices in</p> |



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|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>The Internal Control Division of the police compiles the semi-annual activity report and publishes it on the website of the Ministry of Interior. It also publishes its monthly and annual activity reports on the Mol's website.</p> <hr/> <p>The number of cases by virtue of reports and ex-officio;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January - 30 June 2017), there were 12 citizen complaints against the actions of Police Administration (PA) employees. During the same period, there were 21 ex officio controls of legality.</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July - 22 December 2017), there were 18 citizen complaints against the actions of Police Administration (PA) employees. During the same period, there were 20 ex officio controls of legality.</p> <hr/> <p>The number of corruption related reports by citizens against PA employees;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January - 30 June 2017), the Internal Control Division of the police received no reports of cases which would indicate the corruption of police officers.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July - 22 December</p> | <p>the reporting period.</p> <p>In the period from 01 January to 30 June 2017, based on the reports (criminal charges) submitted by the Internal Control Division of the police to the competent public prosecutor's offices during the previous year, the competent public prosecutor's office filed a bill of indictment in one case against four police officers for the criminal offence of abuse under Article 166a paragraph 2 in conjunction with paragraph 1 and Article 23 of the Criminal Code of Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>Based on the reports (criminal reports) submitted to the Public Prosecutor's Offices by the Department of Internal Police Control during the reporting period (1 July - 22 December 2017), the competent Public prosecutor's Office filed an indictment against 2 police officers for the criminal offence of abuse under Article 166a paragraph 2 in conjunction with paragraph 1 of the Criminal Code of Montenegro, in conjunction with the criminal offence of a slight bodily injury referred to in Article 152, paragraph 2 in conjunction with Article 1 of the Criminal Code of Montenegro.</p> <p>In the period from 1 January to 30 June 2017, based on the reports (criminal charges) submitted by the Internal Control Division of the police to the competent public prosecutor's offices during the previous year, the competent public prosecutor's office filed a bill of indictment in one case against 2 police officers for the criminal offence of abuse under Article 166a paragraph 2 in conjunction with paragraph 1 and Article 23 of the Criminal Code of Montenegro.</p> |
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|  |  |  | <p>2017), 1 case was reported to the Internal Control Division of the police, which indicated the corruption of police officers</p> <p>The number of initiated disciplinary proceedings based on the reports of the internal control.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January - 30 June 2017), proposals to initiate disciplinary proceedings against 6 police officers were filed, due to reasonable suspicion that they committed severe breaches of the official duty.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July - 22 December 2017), proposals to initiate disciplinary proceedings against 10 police officers were filed, due to reasonable suspicion that they committed severe breaches of the official duty</p> <p>Number and type of disciplinary sanctions imposed;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January - 30 June 2017), there were no pronounced disciplinary measures on the proposals to initiate disciplinary proceedings filed in this period.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July - 22 December 2017), there were no pronounced disciplinary measures on the proposals to initiate disciplinary proceedings filed in this period.</p> <p>In one case, one police officer was acquitted from disciplinary responsibility after disciplinary proceedings had been completed, while disciplinary proceedings against the</p> | <p>_____</p> <p>The number of final and enforceable court decisions increased.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no final and enforceable court decisions made.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no final and enforceable court decisions made.</p> <p>_____</p> |
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|          |   |     |    | <p>remaining 9 police officers are in progress.</p> <p>The number of corruption related reports by citizens against PA employees;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January - 30 June 2017), the competent public prosecutor's offices were submitted, for further proceedings, assessment and decision-making, 3 reports by the internal control. In 1 case, the competent public prosecutor's office has responded that there are no grounds for initiating criminal proceedings against any persons for the criminal offences prosecuted ex officio. According to the information obtained through communication with the competent public prosecutor's offices, in the remaining two cases a preliminary investigation is underway.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July - 22 December 2017) eight internal audit reports were submitted to the relevant Public Prosecutor's Offices for further processing, evaluation and decision making. In one case, the competent Public Prosecutor's Office stated that an indictment was filed against two police officers.</p> <p>In 5 cases, the relevant Public Prosecutor's Offices stated that preliminary investigations were ongoing. In the remaining 2 cases, the Internal Control Division of the police was not informed of the action taken by the relevant Public Prosecutor's Offices, as the reports had been submitted to the Prosecutor's Offices in December 2017.</p> |   |
| 2.1.7.16 | Detect and combat corruption cases against officers in the Ministry of Interior and PA. | Mol | IC | Adopt the Law on Amendments to the Law on Internal Affairs;  | Reduced number of irregularities in the work of employees established in the annual PA and Mol's activity report in comparison with the |

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|  | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>Since July 2013 twice a year</p> <p>(10) 30 June 2017 [I]</p> <p>Implemented in the previous reporting period.</p> <hr/> <p>The number of reports submitted by citizens, legal persons, NGOs, media and ex-officio, with regard to corruption in the MoI and the PA;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, one criminal charge was processed against one police officer for reasonable suspicion that he committed a corruptive criminal offence – abuse of official position. In the period from January to July 2017, investigations are underway in relation to corruption in MoI and PA in two cases – and they are conducted in cooperation with the Special Public Prosecutor’s Office and the Basic Prosecutor’s Office (case “Bosfor” and case “Sekspir”). No official reports were received from the Anti-Corruption Agency. Also, there were no reports in line with the Professional instructions on procedures for reporting criminal offences with elements of corruption and the protection of persons reporting these crimes.</p> <hr/> <p>Types of decisions made on the basis of reports filed</p> <p>(10) 30 June 2017 [IC]</p> <p>A bill of indictment has been brought against a police officer and the trial is awaited.</p> <hr/> <p>The number of investigations initiated on the basis of reports;</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of 1 July – 20 December 2017, 2 criminal charges were filed against 2 police officers for the offence of “Abuse of Official Position” from Article 416 CC of Montenegro.</p> | <p>previous reporting period.</p> <p>(11) 31 December 2017</p> <hr/> |
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|  |  |  | <p>There was also a submission to the Basic Public Prosecutor's Office in Niksic on the basis of which an indictment was filed against one MoI official for abuse of official position in the attempt. There are also activities in one case related to possible abuse by a police officer.</p> <p><u>The number of indictments brought;</u></p> <p>(10) 30 June 2017 [IC]</p> <p>A bill of indictment has been brought against a police officer and the trial is awaited.</p> <p><u>The number of final and enforceable court decisions.</u></p> <p>(10) 30 June 2017 [IC]</p> <p>Data on cases of corruption against the Ministry of Interior and the Police Administration employees are a part of semi-annual reports that are delivered as tables to European Commission and in which the status of the defendant is indicated. The report from January 2017 was prepared and submitted to the Ministry of Justice. The next report will be drawn up in July 2017 for the first six months of 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>Between January and December 2017, a MoI officer was convicted for the criminal offence of Abuse of Official Position, which resulted in a term of imprisonment of 4 months. In the same period, charges of the injured person as a prosecutor were rejected in a case against an officer of the MoI for the criminal offence of Abuse of Official Position. This year, two appeals proceedings are under way in which the judgment was issued in 2016. In one case, one officer of the MOI was acquitted of bribery charges, while another officer of the MOI was convicted of receiving the bribe. Still no second</p> |  |
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|          |   |     |   | instance decisions have been adopted.  |   |
| 2.1.7.17 | <p>Detect and combat corruption at the high level in the Ministry of Interior and PA.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/>   | Mol | <p>NI</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The number of investigations initiated for high-level corruption in the Mol and PA;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>No criminal charges were filed for high-level corruption.</p> <hr/> <p>The number of indictments brought;</p> <p>(11) 31 December 2017</p> <hr/> <p>The number of final and enforceable court decisions.</p> <p>(11) 31 December 2017</p>   | <p>Public opinion poll conducted, showing an increased public trust in the work of Mol and PA employees.</p> <p>(10) 30 June 2017 [I]</p> <p>Survey conducted:</p> <p><a href="http://institut-alternativa.org/stavovi-gradana-o-odgovornosti-policije-izvjestaj/">http://institut-alternativa.org/stavovi-gradana-o-odgovornosti-policije-izvjestaj/</a></p> <hr/> |
| 2.1.7.18 | <p>Implement continuous campaigns on the manner of reporting corruption and the measures for protection of citizens reporting corruption.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Mol | <p>IC</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The number of conducted information campaigns;</p> <p>(10) 30 June 2017 [IC]</p> <p>There was continuity in the implementation of the campaign for the fight against corruption in the previous period. Namely, the Anti-Corruption Agency, Police Administration of the Mol and the Supreme Public Prosecutor's Office have jointly taken part in creating and distributing flyers, posters and city lights in 2016, within the campaign "Not a cent for bribery". Also, in late 2014 and early 2015, PA independently conducted a campaign "Stop corruption".</p> <p>(11) 31 December 2017 [IC]</p> <p>The Agency for Prevention of Corruption, the Mol Police Administration and the Supreme Public prosecutor's Office jointly participated in the creation of the citylight poster "Report Corruption". Citylight posters were set up on 1</p> | <p>Increased number of detected cases of corruption on the basis of reports by citizens, NGOs and the media.</p> <p>(11) 31 December 2017</p> <hr/>   |

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|  |  |  | <p>November 2017 in 12 cities in Montenegro. This campaign lasted for 15 days. Citylight posters contain phone numbers and email addresses of the Agency for Prevention of Corruption the MoI Police Administration and the Supreme Public Prosecutor's Office through which corruption may be reported. During this year, the Police Administration also promoted corruption reporting, both in public appearances or other forms of addressing. On the website of the MoI Police Administration there is also a special section for citizens to report corruption. Corruption can also be reported anonymously. We also emphasize that the Government of Montenegro has implemented the project of the e-government portal - <a href="http://www.euprava.me">www.euprava.me</a> (that the Ministry of Public Administration is in charge of), in order to implement e-Government in Montenegro, through which all state administration and local self-government units may provide services to natural and legal persons, as well as to other institutions, electronically. Pursuant to the Decree on the operation, content and management of the e-Government portal, an administrator was appointed for existing or planned services on the e-Government portal which is within the competence of the Police Administration, as well as persons who would undertake the processing of the received electronic applications. The so-called administrators - processors. On the e-Government portal, the services of the Police Administration were posted and, among others, "Report Corruption" services. Electronic reports received through the e-Government portal will be processed by the appointed administrator-processor according to the Guidelines on procedures for reporting criminal offences with elements of corruption and protection of persons reporting these offences to the Police Administration, from 6 April 2017, who will submit them to the Criminal Police Sector, for further jurisdiction</p> |  |
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|  |  |  | <p>and action. Also, in accordance with the Action Plan for Implementation of the Administration Development Strategy, two officers from each Police Station and Police Division will receive the reports on corruption. This activity was implemented – the officers who will receive the reports on corruption reports were appointed in all Police Station and Police Division – A TOTAL OF 24 officers.</p> <hr/> <p>The number of corruption cases reported by citizens, NGO and the media.</p> <p>(10) 30 June 2017 [IC]</p> <p>Citizens have filed 6 reports, NGOs 2 and the media filed no reports. One report was received that was filed by a legal person.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period no reports were submitted by NGOs and media. There were 8 reports filed by the citizens, and 3 reports filed by legal entities were received. The Agency for prevention of Corruption and the Institution for Enforcement of Criminal Sanctions also reported one case each. In six cases there were no elements of the offence for which prosecution was undertaken ex officio, while in other cases the case was pending.</p> <hr/> <p>The number and type of decisions on reports by citizens, NGOs and the media;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>Two reports of NGOs against the communal police – the prosecutor informed the applicant that there were no elements of criminal offences based on these criminal charges;</p> <p>A criminal report by a citizen, against the head</p> |
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|  |  |  | <p>of the cadastre office in Bijelo Polje – report with complete documentation filed on 31 March 2017. The prosecutor is expected to decide on the report.</p> <p>A criminal report by a citizen against a notary – the prosecutor issued a written order for taking a statement and seizing documentation, after which the prosecutor is going to decide on the report.</p> <p>A criminal report by an unknown person, against the president of the Chamber of Commerce – following the order of the prosecutor, information is currently being collected.</p> <p>A criminal report by company “ALPINE” doo, against the former director of “ALPINE” doo and other connected persons – the case was forwarded to the Special Public Prosecutor’s Office due to the amount of money involved /EUR 300,000.00/. Feedback is expected on the jurisdiction over this report.</p> <p>Three criminal reports /1 criminal report and 2 supplements to the criminal report / by citizens, against company “M-TEL”, its executive director, company “INCASO MANAGEMENT” and unknown persons – the prosecutor gave the instruction for verification of the allegations from the reports.</p> <p>(11) 31 December 2017 [PI]</p> <p>1. Legal entity Trade Union Organization JSC "Mermer" Danilovgrad, Article 416 " Abuse of Official Position", Director of JSC "Mermer" Danilovgrad. The Prosecutor's position is awaited, on the basis of the complete dossier submitted on 28 November 2017; 2. Citizens V.V., Dz.V. and S.V, Article 272 " Abuse of the Position in Economic Business", CKB JSC Podgorica. The expert witness findings of a graphologist are awaited and the final position</p> |
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|  |  |  | <p>of the prosecutor. 3. Citizen M.M., Article 416 "Abuse of Official Position" "Syndicative Organization" Landfill "Livade" LTD Podgorica. There are no elements of offence according to the prosecutor's assessment of 31 August 2017</p> <p>4. Citizen P.P., Article 416 " Abuse of Official Position " "Euro Mix Trade" DOO Podgorica. There are no elements of corruption offence, and the case has continued at the request of another public prosecutor due to Article 412 5. Legal person "Fab Live" DOO Podgorica, Article 416 "Abuse of the official position", accountant "Fab Live" and responsible person of "Gugi Kommerc" DOO Kotor. There are no elements of the criminal offence for which the prosecution is undertaken ex officio - the prosecutor's assessment of 30 October 2017. Subsequently, received request of prosecutor DU 470/17 dated 17 November 2017 for the supplementary procedure which is pending. 6. Citizen S.V., Article 416 "Abuse of Official Position", Bailiff Lj.V. There are no elements of offence for which prosecution is undertaken ex officio. 7. Legal person JSC "Drvoimpex Standard" Podgorica, Article 272 "Abuse of position in business" G.B. and M.P., former JSC "Drvoimpex" managers. The control is underway 8. Citizen A.S., Article 416 "Abuse of Official Position" Responsible person PIF Bar. No elements of criminal offence for which prosecution is undertaken ex officio; 9. Citizen F. L. "Bribe taking": Police Officer from the Police Division Andrijevica, M.M. The prosecutor's stand is awaited, after hearing the party, which will take place on 20 December 2017. 10. Agency for Prevention of Corruption. Corruption, D.S., BPP. There is no evidence (official record made). 11. Citizen, Operational Communication Centre, taking bribe. Police Patrol. SPPO. The report was filed anonymously and no contact with the reporting party could be established. 12. The Institution for Enforcement of Criminal Sanctions. I.A. and others, BPP. Action upon</p> |  |
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|  |  |  |  | <p>this report is currently underway. 13. Anonymous citizen. Corruption. Abuse of official position. Referred to the SPP for assessment and opinion.</p> <p>The number of investigations in relation to the number of cases reported.</p> <p>(11) 31 December 2017</p> |  |
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2.1.8 Recommendation: Strengthen the Parliament's role in fighting corruption by stepping up supervision of the executive branch of power. The Parliament should also pay specific attention to anti-corruption issues when revising and improving the legal framework. Ensure a thorough integrity system within the Parliament.

| No.     | Measure / Activity  | Responsible authority | Deadline Status                           | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
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| 2.1.8.1 | <p>Provide for efficient application of control mechanisms of the Parliament of Montenegro.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | Parliament            | <p>IC</p> <hr/> <p>Once a year, in Q1</p> | <p>The annual report on the work of the Parliament published, containing data on application of control mechanisms.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Parliament of Montenegro reports on the activities taken and implemented through the annual reports on work for the previous year, as well as through the reports on the implementation of the Action plan for strengthening the legislative and control role. The reports are available on the website. The annual report on work of the Parliament for 2016 is available at <a href="http://www.Parliament.me/images/dokumenti/izvjestaji-o-radu/2.pdf">http://www.Parliament.me/images/dokumenti/izvjestaji-o-radu/2.pdf</a>; the Report on the implementation of the Action plan for strengthening the legislative and control role in 2016 is available at <a href="http://www.Parliament.me/images/dokumenti/akcioni-plan/3.pdf">http://www.Parliament.me/images/dokumenti/akcioni-plan/3.pdf</a></p> <p>(11) 31 December 2017 [IC]</p> <p>The Parliament of Montenegro, through the Annual Report for the previous year, and reports on the implementation of the Action Plan for Strengthening the Legislative and Control Roles, available on the website, reports on the undertaken and implemented activities.</p> |                     |

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|  |  |  | <p>Annual Report on the work of the Parliament for 2016<br/> <a href="http://www.Parliament.me/images/dokumenti/izvjestaji-o-radu/2.pdf">http://www.Parliament.me/images/dokumenti/izvjestaji-o-radu/2.pdf</a> Report on implementation of the Action Plan for strengthening the legislative and control role in 2016.<br/> <a href="http://www.Parliament.me/images/dokumenti/akcioni-plan/3.pdf">http://www.Parliament.me/images/dokumenti/akcioni-plan/3.pdf</a>. The report is prepared in the first quarter of the current year for the previous year</p> <hr/> <p>The number of submitted and approved requests for holding consultative hearings and the number of persons heard;</p> <p>(10) 30 June 2017 [IC]</p> <p>Eight requests for consultative hearings were filed, eight were held – decisions made; In the reporting period, the Security and Defence Committee held two consultative hearings where two persons were heard. In the reporting period, the Anti-Corruption Committee held one consultative hearing, where one person was heard. In the reporting period, the European Integration Committee held one consultative hearing where three persons were heard. In the reporting period, the Committee on Economy, Finance and Budget held two consultative hearings, where 13 persons were heard. In the reporting period, the Committee on International Relations and Emigrants held two consultative hearings of candidates for non-resident and empowered ambassadors of Montenegro abroad. The above-mentioned hearings were held at the 10<sup>th</sup> and 11<sup>th</sup> meetings of the Committee, on 30 June 2017, and two persons were heard.</p> <p>(11) 31 December 2017 [IC]</p> <p>Six requests for consultative hearings were submitted; Eight consultative hearings were held. At the consultative hearings, 15 persons were interviewed</p> <hr/> <p>The number of submitted and adopted requests for holding control hearings and the number of persons heard;</p> |  |
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|  |  |  | <p>(10) 30 June 2017 [IC]</p> <p>There were no control hearings in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>One request for examination hearings was submitted; One examination hearing was held. One person was heard at the examination hearing.</p> <hr/> <p>The number of submitted and approved requests for launching a parliamentary investigation, number of meetings of inquiry committees held, and number of persons heard;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no requests for launching a parliamentary investigation in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no requests for launching a parliamentary investigation in the reporting period.</p> <hr/> <p>The number of submitted and examined interpellations concerning the work of the Government;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no interpellations examined in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no interpellations examined in the reporting period.</p> <hr/> <p>- The number of proposed and adopted conclusions of the Parliament and monitoring their implementation.</p> <p>(10) 30 June 2017 [IC]</p> <p>Conclusions: A total of 24 conclusions adopted. The</p> |  |
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|         |   |            |   | <p>implementation of 17 conclusions was monitored.</p> <p>(11) 31 December 2017 [IC]</p> <p>Conclusions: A total of 4 conclusions were proposed and 2 were adopted. The implementation of 1 conclusion (in nine points) was monitored.</p>  |   |
| 2.1.8.2 | <p>Adopt a report on the work of the Anti-Corruption Committee. Monitor actions taken by public authorities upon complaints filed by citizens to the Parliamentary Anti-Corruption Committee.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Parliament | <p>IC</p> <hr/> <p>Once a year, in Q1</p> | <p>Annual report on work of the Committee which contains the following information:</p> <p>(10) 30 June 2017 [IC]</p> <p>At the first session of the Anti-Corruption Committee, held on 9 March 2017, the annual report on work of the Anti-Corruption Committee for 2016 was adopted.</p> <p>(11) 31 December 2017 [IC]</p> <p>Data provided in the previous reporting period.</p> <p>The number of petitions filed by the citizens;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no petitions filed by the citizens in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no petitions filed by the citizens in the reporting period.</p> <p>The number of statements submitted by the state authorities;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no statements submitted by state authorities as a response to petitions in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no statements submitted by state authorities</p> | <p>More prominent role of the Anti-Corruption Committee in fighting corruption through increased efficiency and transparency of the Committee's work.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> |

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|  |  |  | <p>as a response to petitions in the reporting period.</p> <hr/> <p>Activities undertaken by the state authorities upon the petitions of citizens;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no activities in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no activities in the reporting period.</p> <hr/> <p>Information on state authorities, institutions, organisations and bodies for the fight against corruption and organised crime whose work has been analysed in the reporting period;</p> <p>(10) 30 June 2017 [IC]</p> <p>Pursuant to Article 69 paragraph 2 of the Rules of Procedure of the Parliament of Montenegro, the Anti-Corruption Committee considered, at its session held on 12 April 2017, the Report on work of the Agency for Prevention of Corruption in 2016.</p> <p>(11) 31 December 2017 [IC]</p> <p>At the 7th session of the Anti-Corruption Committee, held on 8 December 2017, the work of the Agency for the Prevention of Corruption was analysed during the Election Campaigns in the Assembly of the Cetinje Old Royal Capital, the Municipalities of Mojkovac and Petnjica, and the Municipal Assembly of Tuzi.</p> <hr/> <p>- Data on examined issues and problems in the implementation of laws regarding fight against corruption and organised crime and proposals for their amendments;</p> <p>(10) 30 June 2017 [IC]</p> <p>Within the consultative hearing of the director of the Anti-Corruption Agency, on the topic of:<br/>"Implementation of the Plan of control and supervision</p> |  |
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|  |  |  | <p>for election of councillors in the municipal assembly of the municipality of Niksic, scheduled for 12 March 2017”, the problems have been considered in the implementation of the Law on Financing of Political Entities and Election Campaigns.</p> <p>(11) 31 December 2017 [IC]</p> <p>Following the mandate expiry of the Interim Committee to monitor the application of laws and other regulations of importance to building confidence in the electoral process, the Anti-Corruption Committee gained new authority over the control of political entities and election campaigns. A Consultative Hearing of the Director of the Agency for Prevention of Corruption, Sreten Radonjic, was held on the topic "Progress in Combating Corruption and Review of Local Elections Monitoring in the Cetinje Old Royal Capital Assembly, Municipal Assemblies of Mojkovac and Petnjica, and Municipal Assembly of Tuzi Municipality within the Capital City". The following was assessed: - The Agency for Prevention of Corruption regularly monitored the implementation of the obligations stipulated by the Law on Financing of Political Entities and Electoral Campaigns, the Law on Election of Councilors and Members of Parliament and the Anti-Corruption Law, - With its proactive approach and preventative activities, the Agency for Prevention of Corruption ensured that all local budget units had fulfilled their obligations, i.e. prohibitions and restrictions, i.e. full transparency of the use of public resources in the electoral campaign was ensured,</p> <p>- There were no reports filed by the citizens, non-governmental sector and other interested public during the electoral campaign for local elections held on 26 November 2017, - There were no observed abuses of public resources in the election campaign for local elections held on 26 November 2017, - Agency for the Prevention of Corruption continues to participate in amendments to electoral legislation, primarily by participating in the Working Group, which was formed with the task of analyzing the application of electoral legislation and – it was necessary to establish legal and</p> |  |
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|  |  |  | <p>judicial practices in the field of electoral campaigns in order to strengthen the electoral process.</p> <hr/> <p>- Proposals for additional measures aimed at improving strategies, action plans and other documents concerning the fight against corruption and organised crime and follow-up of their implementation;</p> <p>(10) 30 June 2017 [IC]</p> <p>At its third session held on 15 March 2017, the Anti-Corruption Committee considered the proposal for the Guidelines for good behaviour of MPs in the Parliament of Montenegro within the European Union/Council of Europe Horizontal Facility for the Western Balkans and Turkey, implemented by the Council of Europe.</p> <p>(11) 31 December 2017 [IC]</p> <p>At the fifth session of the Anti-Corruption Committee, held on 16 October 2017, the Decision on the initiation of the election of members of the Commission for the Election of a Member of the Council of the Agency for Prevention of Corruption was unanimously adopted. In this regard, the Anti-Corruption Committee announced a public call for appointing a member of the Commission to conduct the election of a member of the Council of the Agency for the Prevention of Corruption from the NPOs. The public call was launched on 16 October 2017 and published in the daily newspaper "Dnevne novine", as well as on the website of the Parliament of Montenegro.</p> <hr/> <p>- The number and type of laws and other legal acts that have been amended as a result of the use of the Anti-Corruption Committee's control mechanisms.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no laws amended as a result of the use of control mechanisms in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no laws amended as a result of the use of control mechanisms in the reporting period.</p> |  |
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| 2.1.8.4 | <p>Ensure the monitoring of observance of provisions of the Code by the competent body.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/> | Parliament | <p>NI</p> <hr/> <p>Since March 2015^ once a year</p> | <p>The body competent for monitoring the observance of the Code of Ethics commenced its work.</p> <p>(11) 31 December 2017 [I]</p> <p>In accordance with the Code of Ethics of the Parliament ("Official Gazette of Montenegro", 52/14), oversight over the application and observance of the Code is within the remit of the Human Rights and Freedoms Committee.</p> <hr/> <p>The number and name of the campaigns and other activities implemented in cooperation with NGOs with a view to raise the awareness of the Code of Ethics for MPs.</p> <p>(10) 30 June 2017 [I]</p> <p>In the period from January to June 2017, with a view to raise awareness of the Code of Ethics for MPs, the Committee on Human Rights implemented the following activity, included in the Plan of Committee for 2017: President and members of the Committee on Human Rights and Freedoms, as well as the President and members of the Anti-Corruption Committee, took part in the workshop "Ethics and prevention of conflict of interest", held in Podgorica, on 8 March 2017. The workshop was organized by Council of Europe within the <i>Horizontal Facility for the Western Balkans and Turkey – Project for the fight against economic crime in Montenegro.</i></p> <p>(11) 31 December 2017 [I]</p> <p>Aware of the importance of compliance with the laws, the Parliament's Rules of Procedure and the Code of Ethics of the Members of Parliament, for the purpose of providing more detailed information on ethical norms and rules of good conduct, the members of the Parliament of Montenegro (members of the Human Rights and Freedoms Committee, the Anti-Corruption Committee, the Gender Equality Committee and the Administrative Committee) attended training on "Ethical Standards, Good Behaviour and Prevention of Conflict of Interest", organized within the framework of the <i>Horizontal Facility for the Western Balkans and Turkey -</i></p> | <p>A high level of observance of the Code of Ethics by MPs.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <hr/> |
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|         |   |            |   | <p>Project for Fighting Economic Crime in Montenegro, 18 October 2017. After the training, a report was drawn up on the participation of the President and members of the Human Rights and Freedoms Committee on "Ethical Standards, Good Behaviour and the Prevention of Conflict of Interest", adopted at the 12<sup>th</sup> session of the Human Rights and Freedoms Committee, held on 4 December 2017. At the same session, the Committee adopted the Guidelines for Good Behaviour, drawn up by the Council of Europe expert</p> <p>Annual report prepared on the monitoring of observance of the Code of Ethics with data on measures taken to sanction the violations of the provisions of the Code.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IDNR]</p> <p>There was no Annual Report on Monitoring the Code of Ethics but all the activities of the Human Rights and Freedoms Committee relating to the Code of Ethics was contained in the Annual Report of the Committee.</p> |   |
| 2.1.8.5 | <p>Prepare Integrity Plan for the Parliament and regularly monitor its implementation</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | Parliament | <p>I</p> <hr/> <p>June 2014<sup>^</sup> after the adoption, reporting once a year</p> | <p>Integrity Plan adopted;</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>Designated employee responsible for the report on the Integrity Plan implementation.</p> <p>(11) 31 December 2017 [I]</p> <hr/>   | <p>Employees responsible for preparation and implementation of Integrity Plans trained to implement risk analyses and Integrity Plans.</p> <p>(10) 30 June 2017 [I]</p> <p>Secretary General of the Parliament of Montenegro has adopted the Report on the implementation of the Integrity Plan No. 00-32-5/17-49/1 of 15 April 2017. The Report was submitted to the Agency for Prevention of Corruption within the statutory deadline and was published on the website of the Parliament of Montenegro.</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>The Secretary General of the Parliament of Montenegro adopted the Report on the</p> |

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|  |  |  |  |  | implementation of the Integrity Plan on 31 March 2017, in accordance with the Law on Prevention of Corruption. |
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2.1.9 Recommendation: Ensure that NGOs are involved in the anticorruption agenda.

| No.     | Measure / Activity   | Responsible authority | Deadline Status                                     | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
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| 2.1.9.1 | <p>Conduct joint campaigns with the aim of fostering greater and more efficient participation of citizens in the fight against corruption.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | ACA                   | <p>IC</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The number of joint activities implemented.</p> <p>(10) 30 June 2017 [IC]</p> <p>In cooperation with the NGO Active Zone, the Agency for Prevention of Corruption has organised a lecture for representatives of that NGO and pupils of Cetinje's Gymnasium, within a project of that NGO whose goal was to inform citizens about corruption as a harmful social phenomenon. The lecture was attended by about 20 participants who were familiarized with the competences of the Agency by the heads of all sections in the Agency. The participants were also distributed informational materials from the campaign "Not a cent for bribery" with phone numbers and e-mail addresses of the Anti-Corruption Agency, SPPO and Police Administration through which corruption may be reported.</p> <p>(11) 31 December 2017 [IC]</p> <p>ACA, in co-operation with the Administration for Inspection Affairs (Inspection Division for Education and Sports) and the NGO Civil Education Center (CEC), prepared 20,000 flyers on the topic of "Reporting Corruption in Education ". ACA delivered 3,000 flyers to the NGO CEC to be distributed by NGOs at round tables, seminars, conferences and other events organized by NGOs. There was an insertion of 5.000 flyers in the daily press. ACA will deliver 10,000 flyers to the Ministry of Education in the first quarter of 2018, for distribution to</p> | <p>Increased number of reports from citizens by comparison with the previous period.</p> <p>(10) 30 June 2017 [IC].</p> <p>In the first half of 2017, the Agency received a total of 15 reports for corruption, while in 2016 the Agency received a total of 48 reports. During 2015, DACI received a total of 45 reports of corruption. During 2014, DACI received 109 reports of corruption, while in 2013 it received 65 reports.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second half of 2017, the Agency received 52 reports of whistleblowers on threatening the public interest indicating the existence of corruption in the second half of 2017 until 20 December 2017. (67 reports in 2017 in total)</p> <hr/> |

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|         |  |                                  |   | educational establishments.  |  |
| 2.1.9.2 | <p>Regularly report on the participation of NGO representatives in the work of working groups established by state authorities and local self-government bodies, and in organised public debates and roundtable discussions on the draft laws.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Office for Cooperation with NGOs | <p>IC</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The number of NGO representatives in working bodies for preparing anti-corruption laws;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, a set of laws in the field of education was prepared. The Working Group involved one NGO – Centre for Civic Education.</p> <p>(11) 31 December 2017 [IC]</p> <p>13 ministries issued 53 public invitations to propose NGO representatives to workgroups. The National Office regularly maintains a database on the participation of NGO representatives in the work of the working groups that are formed by state bodies, which is publicly available at:<br/> <a href="http://www.nvo.mju.gov.me/kancelarija/radne-grupe">http://www.nvo.mju.gov.me/kancelarija/radne-grupe</a></p> <p>The number of public debates and roundtable discussions organised.</p> <p>(10) 30 June 2017 [IC]</p> <p>Public discussions were held for a set of laws in the field of education.</p> <p>(11) 31 December 2017 [IC]</p> <p>Data on the total number of documents posted on the site for the period July-December 2017 • 13 ministries published 23 calls for public consultations • 11 ministries published 21 calls for consultations</p> | <p>Increased involvement of NGO representatives in the working groups established by state authorities;</p> <p>(11) 31 December 2017</p> <hr/> |
| 2.1.9.3 | <p>Participation of representatives of NGOs in sessions of the Anti-corruption Committee in accordance with the Rules of Procedure of the Parliament.</p> <p>(10) 30 June 2017 [IC]</p>  | Parliament                       | <p>PI</p> <hr/> <p>continuously</p>                 | <p>The number of NGO representatives included in the Committee's work.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no representatives of NGOs in sessions of the Anti-corruption Committee held in the</p>   | <p>More efficient supervision over the work of all bodies in charge of the fight against.</p> <p>(11) 31 December 2017</p>                     |

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|         | (11) 31 December 2017 [PI]   |                                  |  | reporting period.<br>(11) 31 December 2017 [PI]  |   |
| 2.1.9.4 | Promote reports of relevant NGOs dealing with issues of corruption and anti-corruption activities.<br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [IC] | Office for Cooperation with NGOs | IC<br><br>Since July 2013 twice a year | The number of NGO reports posted on the websites of state authorities;<br>(10) 30 June 2017 [IC]<br><br>The webpage of the Office for Cooperation with NGOs promotes and has posted the following reports / publications by NGOs: • publication by Institut alternativa “Public finance administration’s accountability: What does the Protector protect?” of 20 January 2017; • reports by the Civic Alliance “Attitudes of judges and prosecutors on the judicial system” and “Attitudes of citizens about the trust into the judicial system”, 2 March 2017.<br><br>(11) 31 December 2017 [IC]<br><br>There were no reports of NGOs on the websites of the state bodies in this period, except for the results of the survey conducted by the NGO Civic Alliance published on the website of the National Office <a href="http://www.nvo.mju.gov.me/rubrike/ap23-izvijestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html">http://www.nvo.mju.gov.me/rubrike/ap23-izvijestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html</a> (measure 1.1.5.6)<br><br>The number of round tables, debates, panels on which NGO reports were promulgated.<br>(10) 30 June 2017 [IC]<br><br>• A roundtable “Mechanisms, legal and institutional | Awareness of citizens on various issues related to the fight against corruption increased;<br>(11) 31 December 2017<br><br>Increased quality of information on various issues related to the fight against corruption.<br>(11) 31 December 2017<br><br>Areas of the fight against corruption which are addressed by the reports of NGOs published on the website of the Office for Cooperation with NGOs.<br>(11) 31 December 2017 [IC]<br><br>In the reporting period, a link was posted on the sub-portal of the National Office with reports of the Civil Alliance regarding the survey on citizens’ trust in justice in 2017<br><br><a href="http://www.nvo.mju.gov.me/rubrike/ap23-izvijestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html">http://www.nvo.mju.gov.me/rubrike/ap23-izvijestaji-nvo/179874/NVO-Gradanska-alijansa-sprovela-peto-istrazivanje-Stavovi-sudija-i-tuzilaca-o-pravosudnom-sistemu-i-Stavovi-gradana-o-povjerenju.html</a> |

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|         |   |     |   | <p>framework of cooperation and participation of the civil sector in the health care system of Montenegro”, organised on 14 March 2017 in Podgorica by: Parents association, CAZAS and SOS hotline for women and children victims of violence from Podgorica. A “Study of institutional mechanisms of cooperation between the governmental and non-governmental sectors in the field of health care” was presented. • Event “Employability of young people and social innovations”, organised on 31 May 2017 in Podgorica by: Association for Democratic Prosperity – Zid, where surveys in the field of employment were presented that were conducted by ADP – Zid and YOUSEE regional platform – and recommendations for promotion of employment policy, 3 publications: “White paper for promotion of the law on professional training and engagement without employment “, “Report on active measures for youth employment” and “Deinstitutionalisation of employment services through partnership”.</p> <p>(11) 31 December 2017 [IC]</p> |   |
| 2.1.9.5 | <p>Organise joint training programmes for civil servants as regards the issues of the fight against corruption.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | ACA | <p>IC</p> <hr/> <p>Since July 2013 twice a year</p> | <p>The number of joint training courses and seminars;</p> <p>(10) 30 June 2017 [IC]</p> <p>In Bijelo Polje, the Agency conducted training on the topic of “Competences of the Agency for Prevention of Corruption and the obligations of the authorities and political entities in the implementation of anti-corruption laws”. The training was attended by the heads of public authorities, integrity managers, persons appointed for reception and processing of reports by whistleblowers, as well as representatives of several political party clubs from the municipal assembly of Bijelo Polje. Representatives of ACA held four trainings in the HRA, on these topics: “Integrity Plans” for representatives of local self-governments; “Implementation of the Law on Lobbying and lobbying in the EU”; “Training of persons in the authorities designated to act on reports by</p>   | <p>A higher level of education of civil servants on various topics in the field of fighting corruption.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> |

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|  |  |  | <p>whistleblowers” and “Fight against corruption and prevention of conflict of interest in public administration”; In cooperation with the Centre for Development of Non-Governmental Organizations (CRNVO), representatives of the ACA held lectures at four workshops for persons in public authorities designated for handling reports by whistleblowers. The trainings were intended for public sector employees, judicial authorities and the private sector, as well as for representatives of local self-governments and local non-governmental organizations.</p> <p>(11) 31 December 2017 [IC]</p> <p>In cooperation with the NGO Center for the Development of Non-Governmental Organizations (CRNVO), representatives of ACA held lectures at three faculty workshops in governmental bodies designated for actions after whistleblower reports. The training was intended for employees in local government, local self-government and the media. In Berane and Petnica, in September 2017, ACA organized trainings on "ACA's Responsibilities and Obligations of Authorities and Political Entities in Implementing Anti-Corruption Laws, attended by 24 representatives from these Municipalities and Municipal Assemblies, as well as representatives of public companies and public institutions from two municipalities, founded by local governments.</p> <p>The number of NGOs with which cooperation has been established;</p> <p>(10) 30 June 2017 [IC]</p> <p>Cooperation was exercised with one NGO. Trainings for persons in public authorities designated to act upon reports by whistleblowers were organised within the framework of project by NGO CRNVO entitled “Let your voice be heard”.</p> <p>(11) 31 December 2017 [IC]</p> <p>The training sessions for persons in state bodies</p> |  |
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|  |  |  |  | <p>designated to act upon whistleblowers' reports were organized within the frame of the NGO CRNVO project called "Let your voice be heard". As the final event of the project, CRNVO organized a roundtable on protection of whistleblowers in Montenegro and the region, where a representative of ACA was a presenter as well.</p> <p>The number of trainees in the training programmes.</p> <p>(10) 30 June 2017 [IC]</p> <p>The training in Bijelo Polje was attended by 29 participants; the trainings organised in the HRA were attended by 68 participants; the trainings organized within the CRNVO project were attended by 62 participants.</p> <p>(11) 31 December 2017 [IC]</p> <p>60 participants attended the training sessions organized within the CRNVO project.</p> |  |
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## 2.2 REPRESSIVE ACTIONS AGAINST CORRUPTION - Oliver Bodven

### 2.2.1 Recommendation: Provide independent, efficient, specialised bodies for investigation / prosecution

| No.     | Measure / Activity  | Responsible authority | Deadline Status                     | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
|---------|---|-----------------------|-------------------------------------|---|--|
| 2.2.1.1 | <p>a. Prepare a comprehensive analysis of the organizational structure, capacities and powers of state authorities and administration bodies in the fight against organized crime and corruption, which will contain:</p> <p>An overview of the normative framework for the fight against corruption and organized crime (Criminal Code, Criminal Procedure Code, Law on Internal Affairs, Customs Law, etc.);</p> <p>Organizational structure and functional content of the public prosecutor's office, police, Customs Administration, Tax Administration etc.;</p> | Mol                   | <p>IC</p> <hr/> <p>October 2013</p> | <p>Analysis made with recommendations for amendments to the normative and institutional framework in the fight against corruption in accordance with the Programme of Work of the Government – priority activities, item 56.</p> <p>(10) 30 June 2017 [I]</p> <hr/> | <p>1) Improved preliminary investigation procedure which is reflected in increase in the relation between the number of investigations launched in cases and the number of cases that go to court (reporting tool: PRIS).</p> <p>(10) 30 June 2017 [IC]</p> <p>Statistics are shown in the track record tables for corruption cases.</p> <p>(11) 31 December 2017 [IC]</p> |

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|         | <p>A separate part on confiscation of proceeds, with a special reflection on practical problems in locating the assets for extended confiscation of proceeds, exchange of information and the powers of the Public Property Administration with regard to managing and returning temporarily seized assets;</p> <p>A separate part on the structure and competences of the special investigation team and its relation to other authorities;</p> <p>The existing relevant databases for efficient implementation of the CPC and recognizing the technical barriers for access to databases of the Tax Administration, Customs Administration, Police Administration, Ministry of Interior, Public Property Administration, Central Depository Agency, Port Authority, Securities Commission, Central Registry of Companies, and review the role of the existing special investigation team;</p> <p>Comparative model of Croatia and Slovenia, and</p> <p>Proposed conclusions for overcoming the existing normative, functional and institutional limitations.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |     |    |  | <p>Statistics are shown in the track record tables for corruption cases.</p> <hr/> <p>2) Increase in the amount of confiscated proceeds of crime based on convictions in the cases of corruption criminal offences (reporting tools: reports of the Section for Confiscation of Proceeds of Crime);</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from January to June 2017, there were no cases of confiscation of proceeds on crime based on convictions in the cases of corruption criminal offences, unlike the previous period.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 to 31 December 2017, there were no cases of confiscation of the proceeds from crime based on convictions in criminal offences of corruption by the Division for Confiscation of Proceeds of Crime.</p> <hr/> <p>3) Increase in the number of cases of high corruption for which investigation is led, for which there is an indictment brought and which were adjudicated. (Reporting tool: PRIS).</p> <p>(10) 30 June 2017 [IC]</p> <p>Statistics are shown in the track record tables for corruption cases.</p> <p>(11) 31 December 2017 [IC]</p> <p>Statistics are shown in the track record tables for corruption cases.</p> |
| 2.2.1.5 | Establish a secure electronic communication network for mutual access to databases and exchange of information among law enforcement   | Mol | PI | a) Enabled exchange of messages and files. | <p>Better and more efficient inter-agency cooperation (amount of exchanged information, the number of data access,</p> <p>(10) 30 June 2017 [I]</p>  |

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| <p>agencies, including public prosecutor's office, for the implementation of laws by: 1. Drafting analysis with proposal of measures, in relation to the existing infrastructure and possibilities for access to data bases 2. Implementing measures for enabling access to databases and exchange of information, as follows: a) Exchange of messages between system users with the possibility of exchanging files; b) Automatic data collection using Web services or Message Queuing; c) Implementation of Enterprise Service Bus data exchange. Note: the same measure is foreseen in the Action plan for negotiating chapter 24 under Fight Against Organized Crime, measure 6.1.8.</p> | <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | <p>1 October 2013</p> <p>2.a) March 2015</p> <p>b) March 2016</p> <p>c) Q1 2017</p> | <p>Training courses on the methods of data exchange organised.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>b) Special programme providing access to information from databases developed.</p> <p>(10) 30 June 2017 [I]</p> <p>Programme was developed in the previous reporting period.</p> <hr/> <p>Linking all relevant authorities with the prosecutor's office completed.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The linking of all relevant authorities will be implemented after the signing of the Agreement for the Improvement of Cooperation in the Field of Fighting Crime. MoI prepared a proposal for the Agreement for the Improvement of Cooperation in the Field of Fighting Crime, submitting it to all relevant institutions for an opinion. It is expected to be signed by the end of July 2017. The service for information communication technologies, information security and systems of technical supervision has, together with experts for information systems of other bodies, harmonized the technical details regarding automatic data exchange and exchange of information through contact persons.</p> <p>(11) 31 December 2017 [PI]</p> <hr/> <p>Establish a secure electronic communications</p> | <p>number of investigations for which the network was used to access data from a database and information exchange) established.</p> <p>(11) 31 December 2017 [IC]</p> <p>Between July and December 2017, the Division for International Police Cooperation exchanged 5385 information with other bodies at national level, including: With the Ministry of Justice 342; With Public Prosecutor's Office 79; Courts 140; Communications within MoI 5528; With other bodies in Montenegro 61.</p> <hr/> |
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|  |  |  | <p>network for mutual access to databases and exchange of information between law enforcement services, including the Public Prosecutor's Office, in accordance with the Personal Data Protection Law, through:</p> <ol style="list-style-type: none"> <li>1. Developing an analysis with proposed measures regarding existing infrastructure and capabilities for database access</li> <li>2. Realization of measures to enable access to databases and exchange of information <ol style="list-style-type: none"> <li>a) Exchange of messages between users of the system with the possibility to exchange files</li> <li>b) Automatic data collection using the WEB service or Message Queuing according to the principle "should know", based on specific queries</li> <li>c) Realization of the Enterprise Service Bus Data Exchange</li> </ol> </li> </ol> <p>The Office for Information Communications Technology, Security Information and the Ministry of Interior Technical Surveillance System performed the configuration, installation and testing of crypto equipment designed to establish secure communication in the following state bodies:</p> <ul style="list-style-type: none"> <li>o Supreme Public Prosecutor's Office (1 x Advenica Secure Connect ED120)</li> <li>o Customs Administration (1 x Advenica Secure Connect ED120)</li> <li>o Tax Administration (1 x Advenica Secure Connect ED140)</li> <li>o Administration for Prevention of Money Laundering and Financing of Terrorism (1 x Advenica Secure Connect ED140 device)</li> <li>o Ministry of Justice (1 x Advenica Secure Connect ED120)</li> </ul> <p>- the required network settings were made but the testing was not performed due to the necessary verification of the device by the National Security Agency in accordance with the procedure defined by the Ministry of Justice. Also, in these state bodies, there were configured and installed workstations as agreed in the previous meeting (11 December 2017) of the representatives of the mentioned state bodies. Contact points were defined in the institutions responsible for the</p> |  |
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|  |  |  | <p>implementation of the Agreement. Contact points got created mail orders and the corresponding digital certificates with which the exchange of messages between the users of the file exchange system was established. The Information Communications Technology, Security Information and Technical Supervision of the Ministry of the Interior had available web services that were delivered to other institutions. At this point, it is possible to exchange documents between all bodies through a secure communications network. The Ministry of the Interior created a demo application that allowed all the necessary Mol data to be searched and available for use by all the signatories of the Agreement to improve cooperation in the field of crime prevention until the completion of their information systems. Also, the Ministry of Justice provided a web service with data from criminal records, and the Tax Administration made it possible to use the service with data from the Central Register of Business Entities. The Ministry of Justice, the Court Information System, the Customs Administration, the Supreme Public Prosecutor's Office, the Agency for Prevention of Money Laundering and Terrorist Financing should prepare web services in their respective information systems to establish automatic data exchange via web services. According to plans of relevant institutions, web services will be implemented in 2018 and 2019.</p> <p>Training courses on the method of data exchange organised.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>Training courses on the method of data exchange will be implemented in the coming period.</p> |  |
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|         |  |      |                                 | <p>(11) 31 December 2017 [I]</p> <hr/> <p>c) Improved existing technical conditions for access to information in competent authorities.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [PI]</p> <hr/> <p>Training courses on the method of data exchange organised</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [I]</p>   |  |
| 2.2.1.7 | <p>Strengthen staff capacities of the Special Public Prosecutor's Office.</p> <p>Note: the same measure is foreseen in the Action Plan for negotiating chapter 24 under Fight Against Organized Crime, measure 6.2.11.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | SPPO | <p>PI</p> <hr/> <p>May 2015</p> | <p>Strengthened staff capacities.</p> <p>(10) 30 June 2017 [PI]</p> <p>The appointment of the Chief Special Public Prosecutor and all ten special prosecutors has completed the staff of the Special Public Prosecutor's Office. The new Rulebook on internal organisation and job descriptions of the SPPO, adopted on 31 March 2017, provides for 23 work positions with 37 employees to work in the SPPO. Currently, 29 civil servants and state employees are employed, and the procedure of recruiting 8 more employees is underway in line with the competition announced.</p> <p>(11) 31 December 2017 [PI]</p> <p>In the period from 1 July 2017 to 31 December 2017, 6 employees more were recruited after the public vacancy announcement, so until 31 December 2017 there were 35 civil servants and state employees. 2 vacancies remained vacant (Advisor I - for Maintenance, Security and Protection of Network Infrastructure in the Information Technology and Digital Evidence</p> |  |

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|           |  |      |  | Service and Advisor I - for Accounting and Finance in the Administrative-Technical and Accounting Service). Regarding the prosecution staff, due to the increased inflow of cases, the Chief Prosecutor in December 2017 initiated the Prosecution's Advocate to make a decision to increase the number of Special Prosecutors in the SDT for another 2 Special Prosecutors.  |  |
| 2.2.1.7.2 | <p>Start filling vacancies in accordance with the Act on internal organization and job descriptions of the Special Public Prosecutor's Office.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/>   | SPPO | <p>PI</p> <hr/> <p>May – September 2015</p>  | <p>Civil servants and state employees employed.</p> <p>(10) 30 June 2017 [PI]</p> <p>The appointment of the Chief Special Public Prosecutor and all ten special prosecutors has completed the staff of the Special Public Prosecutor's Office. The new Rulebook on internal organisation and job descriptions of the SPPO, adopted on 31 March 2017, provides for 23 work positions with 37 employees to work in the SPPO. Currently, 29 civil servants and state employees are employed, and the procedure of recruiting 8 more employees is underway in line with the competition announced.</p> <p>(11) 31 December 2017 [PI]</p> <p>On 31 December 2017, SPPO employed 35 civil servants and employees.</p> <hr/> |  |
| 2.2.1.8   | <p>Equipping the Division for Combating Organized Crime, Division for Suppressing General Crimes and Division for Suppressing Commercial Crime, at the central and regional level, with material and technical means, in accordance with the EU standards and analysis as per measure 6.2.6, through the procurement of: 1. Vehicles 2. Computers and related equipment; 3. Communication equipment; 4. Personal sets for the protection (bulletproof vest) and work of officers; 5. Metal containers for storing classified documents; 6.</p> | Mol  | <p>PI</p> <hr/> <p>1. September 2015, September 2016, September 2017 2.3<sup>rd</sup> quarter of</p> | <p>Number of provided vehicles</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>25 vehicles procured.</p> <hr/> <p>Number of procured computers and related equipment;</p>   | <p>Number of initiated investigations in accordance with the schedule and periods of provided funds</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July to 1 December 2017, 21 criminal charges were filed, against 32 natural and 1 legal person responsible for committing 32 criminal offences, with the following structure: 9 offences of abuse of</p> |

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|          | <p>Sets for collection of evidence. Link with the measure 6.2.15 in the Action Plan for negotiating chapter 24</p> <p>(11) 31 December 2017 [PI]</p> <hr/>                                       |     | <p>2016 3.3<sup>rd</sup> quarter of 2016 1<sup>st</sup> and 3<sup>rd</sup> quarter of 2017 4.3<sup>rd</sup> quarter of 2017 5. 3<sup>rd</sup> quarter of 2018 6.3<sup>rd</sup> quarter of 2018</p> | <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There was no procurement of vehicles for the needs of the Division for Combating Organized Crime, the Division for Combating Crime and the Division for Combating Economic Crime.</p> <hr/> <p>Communications equipment</p> <p>(11) 31 December 2017 [PI]</p> <p>30 items procured.</p> <p>Note:</p> <hr/> <p>Number of sets for personal protection (bulletproof vest) and work of officers;</p> <p>(11) 31 December 2017 [PI]</p> <p>4 vests procured</p> <p>Note:</p> <hr/> <p>Number of metal containers for storing classified documents</p> <p>(11) 31 December 2017 [PI]</p> <p>4 metal containers procured.</p> <p>Note:</p> <hr/> <p>Number of sets for collection of evidence.</p> <p>(11) 31 December 2017 [NI]</p> | <p>official position, 5 offences of abuse of power in the economy, 7 offences of abuse of position in the business, 4 offences of giving bribe of which 3 offences for incitement, 3 offences of maladministration in the service, 4 offences of money laundering, 1 offence of principal in the second degree. The material damage to the Budget of Montenegro due to corruption crimes amounted to EUR 3,423,326.</p> <hr/> |
| 2.2.1.12 | Equipment of the Division for Special Checks with material-technical means in accordance with EU standards, on the grounds of previous analysis (IT and special purpose equipment for conducting | MoJ | IC   | <p>Procurement completed;</p> <p>(10) 30 June 2017 [NI]</p>  |   |



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|          | <p>investigations and surveillance, audio, video and GPS devices, improvement of Internet and telecommunication surveillance system, vehicles and material-technical means etc.).</p> <p>Improve mechanisms of electronic recording and external control of application of measures of secret surveillance in the system for monitoring of telecommunication, in line with expert recommendations.</p> <p>Note: Same measure is planned in the Action plan for negotiating chapter 24 in part 6.2, measure no. 6.2.35.</p> <p>(10) 30 June 2017 [PI]</p> <p>(11) 31 December 2017 [IC]</p>                              |     | <p>March 2014^^March 2014 ^to ^September 2018^^</p>  | <p>(11) 31 December 2017 [IC]</p> <p>The procurement and installation of equipment foreseen for 2017 was realized in the previous reporting period.</p> <p>Equipment installation completed.</p> <p>(10) 30 June 2017 [IC]</p> <p>Installation of the equipment acquired in 2016 was completed in January 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>The procurement and installation of equipment foreseen for 2017 was realized in the previous reporting period.</p>  |  |
| 2.2.1.13 | <p>Equipping the Unit for Undercover Investigations with material-technical means in accordance with EU standards, (special purpose vehicles, IT and equipment for protection and collection of evidence, material-technical means etc.) 1. Sets for collection of evidence and protection of officers; 2. Procurement and maintenance of civil vehicles; 3. Procurement of IT equipment; 4. Procurement of communications equipment and maintenance and upgrade of the existing equipment. Note: Link with measure 6.2.31, sub-measure 6.2.31.4 in AP for negotiating chapter 24</p> <p>(11) 31 December 2017 [NI]</p> | Mol | <p>NI</p> <p>1. September 2014-September 2015</p> <p>2. September 2014</p> <p>3. September 2014-September 2016</p> <p>September 2017</p> <p>4. September 2016-September 2017</p> | <p>Quantity and type of procured equipment for collection of evidence and protection of officers</p> <p>(11) 31 December 2017 [PI]</p> <p>In 2015, a certain quantity of planned material and technical means was procured.</p> <p>Number of procured vehicles</p> <p>(11) 31 December 2017 [NI]</p> <p>* (The procedure of confidential purchasing of other technical means - evidence collection sets has been initiated several times by the Office for Financial, General and Auxiliary Services, but no procurement has been realized yet).</p> <p>Quantity and type of procured computer equipment</p> <p>(11) 31 December 2017</p> <p>Quantity and type of procured</p> |  |

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|          |   |     |   | communication equipment<br>(11) 31 December 2017   |  |
| 2.2.1.14 | <p>Designate target groups which will undergo specialised trainings on the application of modern investigative methods within the prosecution and courts and define and continuously organise specialised trainings for the prosecutors and judges on modern investigative methods and measures and use of evidence obtained through application of these methods.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | JTC | I<br><br>December 2013 and continuously | <p>Target groups in prosecution and court identified and training organised</p> <p>(10) 30 June 2017 [I]</p> <hr/> | <p>Training courses delivered;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period 1 January–30 June 2016, 7 training courses were organised. Training courses were held by Montenegrin lecturers, lecturers from the region, EU and the USA.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July to 31 December 2017, 6 training courses were organised (4 one-day, 1 two-day, and 1 four-day). There were national lecturers, and CE experts.</p> <p>Number and structure of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>22 public prosecutors, 16 judges and 27 judges and prosecutors and trainees participated in the training.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the period from 1 July to 31 December 2017, six training activities were conducted, involving 24 public prosecutors, 9 judges, as well as 25 judicial and prosecutorial advisers.</p> <p>Assessment of the success of training by evaluation forms</p> <p>(10) 30 June 2017 [IC]</p> <p>Average score of the seminars based on evaluation forms was 4.58.</p> <p>(11) 31 December 2017 [IC]</p> <p>Average score of the seminars based on</p> |

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|          |  |     |                                       |  | evaluation forms was 4.61. |
| 2.2.1.15 | <p>Procurement of the equipment "N Case", as well as other devices necessary for forensic examination of mobile phones and testing bank accounts within the group to test information technologies in Forensic Centre. Note: The same measure is foreseen in the Action Plan for negotiating chapter 24 in part 6.2, measure no. 6.2.17.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>   | Mol | <p>IC</p> <hr/> <p>September 2015</p> | <p>Number and type of equipment procured</p> <p>(10) 30 June 2017 [PI]</p> <p>There was no procurement of new devices, but the procurement was planned under the 2017 Budget Plan. In relation to the mentioned obligations, on 1 March 2017, a request was made with a list of missing equipment, which included equipment used in the laboratory as well as field work equipment.</p> <p>(11) 31 December 2017 [IC]</p> <p>☑ On 4 October 2017, equipment was borrowed from the company MRG export-import d.o.o, Cellebrite's agent, for 30 days UFED4PC - Cellebrite testing. The equipment is used for decoding mobile phones.</p>   |                            |
| 2.2.1.16 | <p>Conduct training of employees in the group to test information technologies in the Forensic Centre, in the way that two officers would be trained in the field of forensic analysis of computers, two officers in the field of forensic analysis of mobile phones and 1 officer for analysis of bank cards. Note: The same measure is foreseen in the Action Plan for negotiating chapter 24 in part 6.2, measure no. 6.2.18.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Mol | <p>IC</p> <hr/> <p>December 2015</p>  | <p>Trainings conducted;</p> <p>(10) 30 June 2017 [PI]</p> <p>In May 2017, training was conducted in cooperation with the US Embassy for three officers in the area of forensic analysis of mobile phones.</p> <p>(11) 31 December 2017 [IC]</p> <p>On 30 September 2016, invited by OSCE, participated in the regional cyber criminology training of police investigators and digital forensicists from Southeast Europe at the Police Academy of Vrace - Sarajevo, Bosnia and Herzegovina, on the topic "Introductory Open Source Digital Forensics". - ☑ On 6-10 March 2017, at the Forensic Center Information Technology Testing Group's premises, training of Group Officers for Analysis of Mobile Phones forensic XRY</p> |                            |

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|  |  |  | <p>Software and Digital Excerpt Material for Forensic EnCase was conducted. The training was conducted by Jasmin Brcaninovic - Expert Advisor (Computer Systems Analyst) in the Forensics and Expertise Agency of the Ministry of Security of Bosnia and Herzegovina. On 15-19 May 2017, at the US Embassy in Podgorica, we participated in the training for extracting data from mobile phones and devices organized by the US Department of Homeland Security Investigation Office (HSI). The training was done at UFED4PC - Cellebrite. ☐ On 23-28 October 2017, in the Division of Documents, Manuscripts, Phono-Photo and Video Techniques, Mobile and Computer Technology, Forensic Research, Expertise and Research Center, Federal Police Administration of Bosnia and Herzegovina attended the training on EXPERT EXAMINATION OF MOBILE TELEPHONE APPLIANCES, SIM AND MEMORY CARDS. All the trainings were successfully implemented and were useful for the Pa officers.</p> <hr/> <p>The number and structure of attendees</p> <p>(10) 30 June 2017 [PI]</p> <p>The training was completed by three officers in the area of forensic analysis of mobile phones.</p> <p>(11) 31 December 2017 [IC]</p> <p>THE TRAINING WAS COMPLETED BY 11 OFFICERS OF THE FORENSIC CENTER.</p> <hr/> <p>Assessment of the success of training through evaluation forms.</p> <p>(10) 30 June 2017 [PI]</p> |  |
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|          |   |    |   | <p>The participants have received a certificate on skills acquired.</p> <p>(11) 31 December 2017 [IC]</p> <p>Participants received certificates of acquired skills. The first and fourth training sessions were rated as "Very successful", while the other two were "successful"</p>  |  |
| 2.2.1.17 | <p>Organise joint trainings for the police officers, public prosecutors and judges on secret surveillance measures, use of evidence in the court, gathering of such evidence in cross border cooperation.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | PA | <p>IC</p> <hr/> <p>From April 2014 to Q2 2017</p> | <p>Trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, three training activities were implemented (two two-day and one one-day). The lecturers were both domestic and foreign experts (from the region, EU, USA).</p> <p>(11) 31 December 2017 [IC]</p> <p>Joint training for police officers, public prosecutors and judges on the measures of secret surveillance, the use of evidence in the court and the gathering of evidence in cross-border cooperation was not held because the time of the lecturers could not be agreed. Next year, two training sessions on that topic were planned.</p> <hr/> <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>The trainings were attended by 27 public prosecutors and 2 advisers in the prosecutor's office, 16 judges, 2 representatives of the Ministry of Justice, 2 representatives of the Agency for Prevention of Corruption and 6 representatives of the Police Administration.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> |  |

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|          |  |    |   | <p>There were no trainings from 1 July 2017 to 31 December 2017</p> <hr/> <p>Assessment of the success of training through evaluation forms.</p> <p>(10) 30 June 2017 [IC]</p> <p>The average grade awarded in trainings ranged from 4.45 to 4.58.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There were no trainings from 1 July 2017 to 31 December 2017</p>   |  |
| 2.2.1.18 | <p>Carry out trainings for the police, prosecutors and judges on application of secret surveillance measures in accordance with the Law on Personal Data Protection and the Law on Classified Information.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | PA | <p>IC</p> <hr/> <p>From April 2014 to Q2 2017</p> | <p>Trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, two training activities were implemented (one two-day and one one-day). The lecturers were both domestic and foreign experts (from the region, EU).</p> <p>(11) 31 December 2017 [IC]</p> <p>During the period from 1 July to 31 December 2017, two training activities (26 September – 30 October 2017 on the subject of Measures of Secrecy in accordance with the Personal Data Protection Law and 27 September - 1 December 2017, on the topic - Measures of secret surveillance in accordance with the Law on Protection of Classified Information) The lecturers were local experts.</p> <hr/> <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>The trainings were attended by</p> |  |

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|  |  |  |  | <p>representatives of the prosecutor's office and 12 representatives of courts.</p> <p>(11) 31 December 2017 [IC]</p> <p>The first training activity (26 September and 30 November) was attended by 37 participants, out of which 25 police officers, 2 public prosecutor advisors, 1 deputy public prosecutor, 3 advisors of the Basic Court, 2 advisors of the High Court. On December 1, 35 officers attended, including 26 police officers, 3 deputy public prosecutors, 5 advisors of the Basic Court, 1 deputy special public prosecutor.</p> <p>Assessment of the success of training through evaluation forms.</p> <p>(10) 30 June 2017 [IC]</p> <p>The average grade for seminars was about 4.58.</p> <p>(11) 31 December 2017 [IC]</p> <p>The participants showed great interest in the procedures for the application of secret surveillance measures in accordance with the Personal Data Protection Law and the Law on Secret Data. Also, attendees, based on the conducted survey, rated that kind of training as very successful and useful. Expectations of the attendees were fully met. At the end of the seminar participants were awarded the certificates on the successful completion of the training.</p> |  |
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**2.2.2 Recommendation: Amend the Criminal Procedure Code where necessary and ensure its effective implementation.**

| No.     | Measure / Activity                         | Responsible authority | Deadline Status | INDICATOR OF RESULT                   | INDICATOR OF IMPACT                   |
|---------|--|-----------------------|-----------------|---------------------------------------|---------------------------------------|
| 2.2.2.1 | Prepare a report on the needs to amend the | MoJ                   | IC              | Report made on the scope of necessary | 1) Improved preliminary investigation |

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| <p>Criminal Procedure Code, especially in the parts relating to:</p> <ul style="list-style-type: none"> <li>- awarding a defence counsel ex-officio, following the order in the list of the Bar Association;</li> <li>- more precise designation of legally invalid evidence within the meaning of referring to certain Articles of the Criminal Procedure Code;</li> <li>- procedure of enforcing a decision on temporary seizure, as well as the rights of third duly diligent parties in relation to temporarily seized assets;</li> <li>- provisions governing the measures of secret surveillance, in terms of the entities ordering them, the scope of measures, criminal offences to which they are applicable, persons subjected to these measures and the duration of the measures;</li> <li>- provisions governing the dismissal of criminal charges and control of the dismissal;</li> <li>- provisions governing the powers and actions of police during the preliminary investigation, with special consideration of the possibility of the police to hear the suspect upon approval of the public prosecutor but without the consent of the suspect, as well as the length of the maximum period applying to deprivation of liberty by the police, and the need for the police to make a decision;</li> <li>- deadline for a decision of the public prosecutor on detention, as well as prescribing a deadline for appeal against the decision on detention, with particular consideration of the need to amend the time of detention for certain criminal offences (organized crime and corruption);</li> <li>- provisions on proposing evidence in investigations in terms of prescribing the obligation of the public prosecutor to make a decision against which an appeal may be lodged;</li> <li>- provisions governing the control of indictments in</li> </ul> |  | <p>June 2013.</p> | <p>amendments to the Criminal Procedure Code and a decision made on the time period when the specific amendments to the Criminal Procedure Code would be implemented.</p> <p>(11) 31 December 2017</p> <hr/> | <p>procedure which is reflected in increase in the relation between the number of investigations launched in cases and the number of cases that go to court (reporting tool: PRIS).</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of investigations launched and judgments made is shown in the track record tables for corruption cases.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number of investigations launched and judgments made is shown in the track record tables for corruption cases.</p> <hr/> <p>2) Increase in the amount of confiscated proceeds of crime based on convictions in the cases of corruption criminal offences (reporting tools: reports of the Section for Confiscation of Proceeds of Crime);</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from January to June 2017, there were no cases of confiscation of proceeds on crime based on convictions in the cases of corruption criminal offences, unlike the previous period.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from January to June 2017, there were no cases of confiscation of proceeds on crime based on convictions in the cases of corruption criminal offences, unlike the previous period.</p> <hr/> <p>3) Increase in the number of cases of high corruption for which investigation is led, for</p> |
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|         | <p>terms of functional jurisdiction for confirming the indictment.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>   |     |  |   | <p>which there is an indictment brought and which were adjudicated. (Reporting tool: PRIS).</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of cases is shown in the track record table for the cases of high corruption, i.e. which are in the jurisdiction of the Special Public Prosecutor's Office.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number of cases is shown in the track record table for the cases of high corruption, i.e. which are in the jurisdiction of the Special Public Prosecutor's Office.</p> |
| 2.2.2.3 | <p>Conduct trainings on the amended provisions of CPC of all actors in the criminal proceedings (police, prosecution, courts, customs officers, tax administration, administration for prevention of money laundering and financing terrorism, lawyers).</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | JTC | <p>IC</p> <hr/> <p>Continuously during 2015 and 2016</p> | <p>Trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, nine training activities were organized. The trainings were held by domestic lecturers and lecturers from the region and USA.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, 17 training activities (8 one-day, 7-day, one-four-day and one-five-day) were organized. Lecturers were local, from the regional countries and experts from US, EU and SE countries.</p> <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, nine training activities were organized which were attended by 75 public prosecutors, 50 judges, 30 judicial and prosecutorial advisers and trainees, 2 representatives of the Ministry</p> |   |

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|         |  |     |                                 | <p>of Justice and 2 representatives of the Anti-Corruption Agency.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, 17 training activities were organized, attended by 93 public prosecutors, 59 judges, 62 judges and prosecutors, 11 lawyers and 40 representatives of other state institutions (Ministry of Justice, Agency for Prevention of Corruption, Real Estate Administration, Customs Administration, Tax Administration, Property Administration, Administration for Inspection Affairs, etc.).</p> <p>Assessment of the success of training through evaluation forms.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, nine training activities were organized. The average grade for trainings ranged from 4.30 to 4.76.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, 17 training activities were organized. The average grade of the seminar ranged from 4.40 to 4.61.</p> |  |
| 2.2.2.4 | <p>Monitoring the implementation of amended provisions of the Criminal Procedure Code. Note: The same measure is envisaged in the Action Plan for chapter 24, in the part entitled Fight against organized crime, sub-measure 6.2.3.1.</p> <p>(10) 30 June 2017 [IC]</p> | MoJ | <p>I</p> <hr/> <p>June 2015</p> | <p>Plan of implementation of the Criminal Procedure Code adopted, which will contain the provision of the necessary technical, administrative and financial preconditions for its efficient implementation.</p> <p>(10) 30 June 2017 [I]</p>  | <p>Reports on the implementation of amended provisions of the Criminal Procedure Code.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Government adopted the second report on implementation of the measures from the Plan of monitoring the implementation of the Law on Amendments to the Criminal Procedure Code for the period of March 2016 – August 2016 at its session held on 6 October 2016. The Government adopted the third</p> |

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|  | (11) 31 December 2017 [I] |  |  |  | <p>report on implementation of the measures from the Plan of monitoring the implementation of the Law on Amendments to the Criminal Procedure Code for the period of September 2016 – February 2017 at its session held on 1 June 2017.</p> <p>(11) 31 December 2017 [I]</p> <p>The Fourth and Last Report on the Implementation of measures under the Plan for Monitoring the Implementation of the Law on Amendments to the CPC for the period March - September 2017 was adopted by the Government at the session of 2 November 2017.</p> |
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2.2.3 Recommendation: Improve the use of financial investigations, possibly through establishing a team of highly qualified inspectors for this purpose.

| No.     | Measure / Activity   | Responsible authority | Deadline Status                             | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
|---------|--|-----------------------|---|---|--|
| 2.2.3.5 | <p>Deliver trainings for employees in the special unit of the Police Administration for conducting financial investigations, as well as for Public Prosecutors and judges. Note: Link to the measure no. 6.2.16.5 in the Action plan for chapter 24.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | PA                    | <p>IC</p> <p>May 2014. and continuously</p> | <p>Training courses delivered</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June, the Centre for Training in Judiciary and Public Prosecution conducted two training activities. The first training was on the topic of conducting financial investigations and was implemented on 13-14 March 2017 in Budva, under the title of “International financial investigations”. The Centre has conducted this training in cooperation with and the support of the US Embassy in Podgorica, i.e. <i>Bureau of International Narcotics and Law Enforcement Affairs (INL Programme)</i>. The seminar aimed to enable international, regional and local experts share their knowledge and experience with regard to monitoring the cash flows and conducting financial investigations with representatives of the Montenegrin judiciary,</p> | <p>Inspectors trained for conducting financial investigations, trained prosecutors and judges.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> |

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|  |  |  | <p>prosecution and other domestic institutions conducting or contributing to successful implementation of financial investigations. Lecturers in the seminar were national, regional and international experts. The second training on the topic of financial investigations in relation to money laundering was implemented on 20-21 June in Podgorica. The <i>Centre for Training in Judiciary and Public Prosecution</i> implemented this training in cooperation with Organization for Security and Co-operation in Europe – OSCE Mission in Montenegro, IPA project of the EU “International cooperation in criminal matters: Network of prosecutors of the Western Balkans”, implemented by GIZ. The training aimed to promote the knowledge of public prosecutors in the field of financial investigations related to money laundering, through the work on case studies. The training was conducted by regional and international experts.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 until 31 December 2017, The Center for Training in the Judiciary and Public Prosecution conducted training on 9-10 November 2017 on the topic "Investigation of Organized Crime and High Corruption - Interagency Co-operation". This training was organized by the Center in co-operation with the IPA Project "International Cooperation in Criminal Justice – Prosecutors’ Network of the Western Balkans", implemented by GIZ and the Organization for European Security and Cooperation, the OSCE Mission in Montenegro. The lecturers at the seminar were national, regional and international experts.</p> <p>_____</p> <p>The number of trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> |  |
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|  |  |  | <p>In the period from 1 January to 30 June, the Centre conducted two training activities.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July to 31 December 2017, the Centre conducted one training activity.</p> <p>_____</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June, the Centre conducted two training activities in which the following participants attended: 26 representatives of the prosecutorial organization, 6 representatives of the courts and 19 representatives of other state institutions (6 from the Ministry of Interior, Anti-Corruption Agency, Agency for Prevention of Money Laundering and Terrorism Financing, Tax Administration, Public Property Administration, Customs Administration and the Administration for Inspection Affairs).</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 to 31 December 2017, the Center conducted a training course attended by 20 participants (2 prosecutors from the Special Prosecutor's Office, 1 participant from the Special Police Unit, 2 participants from the Anti-Money Laundering and Terrorist Financing Agency, 2 participants from the Real Estate Administration, 2 participants from the Central Bank of Montenegro, 2 members of the Customs Administration, 1 participant from the Tax Administration, 2 participants from the Property Administration, 2 participants from the Agency for Prevention of Corruption, 2 representatives from the Administration for Inspection Affairs and 2 participants from the</p> |  |
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|  |  |  |  | State Audit Institution. |  |
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2.2.4 Recommendation: Improve the cooperation and information exchange among authorities involved in the fight against corruption, including tax and other indirectly linked authorities.

| No.     | Measure / Activity  | Responsible authority | Deadline Status                                    | INDICATOR OF RESULT   | INDICATOR OF IMPACT   |
|---------|---|-----------------------|--|---|---|
| 2.2.4.2 | <p>Signing of the agreement between the state bodies of Montenegro on the exchange of information necessary for collecting data in pre-trial and criminal proceedings (Police Administration, Public Prosecution Office, Tax Administration, Customs Administration, Harbour Master Office, etc.)</p> <p>Note: the same measure is foreseen in the Action Plan for negotiating chapter 24 under Fight Against Organised Crime (measure 6.2.25).</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Tax Administration    | <p>IC</p> <hr/> <p>January 2015 and afterwards</p> | <p>Agreements concluded.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the previous period, the following agreements were signed: Agreement between the Ministry of Interior – Police Administration and the Supreme Public Prosecutor’s Office on providing the conditions for unobstructed work of the public prosecutor’s office by the Police Administration and the Agreement between the Ministry of Interior – Police Administration and the Supreme Court of Montenegro on providing the conditions for unobstructed work of courts and order maintenance.</p> <p>The Customs Administration takes part in the work of the National inter-sectoral operational team for the fight against severe and organized crime, which was formed on 3 April 2015 by the Bureau for Operational Coordination. In Podgorica, on 1 June 2015, the Customs Administration and the Police Administration signed an Agreement on standard operating procedures within the framework of Global container programme – port of Bar.</p> <p>In the reporting period, from 1 January to 30 June 2017, there were no signed agreements.</p> <p>(11) 31 December 2017 [IC]</p> | <p>Possibility for exchange of information between different state authorities created;</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 Decembre 2017 [IC]</p> <p>Exchange of data between state bodies is done on the basis of already signed agreements</p> <hr/> <p>Annual report.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>EC progress report.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> |

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|  |  |  |  | In the period from July to December 2017, an agreement was signed with the US Tax administration FATKA on the exchange of information for tax purposes and the Agreement for the Advancement of Co-operation in the Field of Combating Crime, signed on 16 October 2017 (signatories: MoI, Ministry of Justice, Ministry of Finance, Supreme Court and SPPO). |  |
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### 2.2.5 Recommendation: Improve the collection of unified statistics on corruption

| No.       | Measure / Activity  | Responsible authority | Deadline Status | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|-----------|---|-----------------------|-----------------|---|---------------------|
| 2.2.5.2.2 | Connecting systems for monitoring corruption cases from criminal charges to the indictment and PRIS | Prosecutorial Council | NI              | System for monitoring corruption cases from criminal charges to the indictment established.   |                     |
|           | (10) 30 June 2017 [PI]  |                       | December 2015   | (10) 30 June 2017 [PI]  |                     |
|           | (11) 31 December 2017 [NI]  |                       |                 | In the period January–July 2017, a Working Group formed by the Ministry of Justice for the implementation of the Action Plan of the ICT Strategy has developed an analysis of the current state of software solutions, computer equipment, as well as a list of institutions and bodies and data that need to be connected from the institutions of justice (Ministry of Justice, courts, public prosecutor’s office and the Office for Execution of Criminal Sanctions). The Working Group submitted the report on the implemented activities from the Action Plan to the Commission for the implementation of the ICT Strategy that prepares and submits the report to the Government of Montenegro. On the other hand, the Ministry of Interior, through the activities of the IT Division, prepared an Agreement on Electronic Data Exchange between the Ministry of Finance (all relevant organs of importance for the suppression of organized crime), the Ministry of Justice, the Supreme Public Prosecutor’s Office and the Supreme Court. By signing and implementing |                     |

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|         |  |     |   | <p>the Agreement, the automatic exchange of data between the signatory bodies of the Agreement will be established.</p> <p>(11) 31 December 2017 [NI]</p> <p>In October 2017, an agreement was signed to improve co-operation in the area of crime prevention. Within the framework of the fulfillment of the obligations under the Agreement, the Public Prosecutor's Office designated a person in charge. As for the establishment of technical conditions, the Mol provided the data encryption device that was set at the SPPO and the contact person was granted access to protected electronic communication with other bodies, signatories of the Agreement. Integration (exchange of data with web services) with Mol was realized within the activities of the information system improvement and, for now, for the register of citizens, personal cards, personal cards for foreigners, passports, driving licenses and traffic permits. Connecting with bodies and institutions is a continuous process that is still worked on. Within the realization of the ICT Strategy, the working group prepared specifications for launching public calls for implementation of measures from the AP ICT Strategy for 2017, the implementation of which will contribute to data exchange and linking with the subsystem of the court, the Ministry of Justice and the Institution for Enforcement of Criminal Sanctions, i.e. Realization of Judicial Information System.</p> |  |
| 2.2.5.3 | <p>Deliver trainings for the persons in charge of keeping, monitoring and reporting on the statistics for the criminal offences with elements of corruption.</p> <p>(10) 30 June 2017 [NI]</p> | JTC | <p>PI</p> <hr/> <p>December 2013 and afterwards</p> | <p>Plan of trainings adopted;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>Plan of trainings adopted for 2014 and afterwards.</p>  |  |



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|  | <p>(11) 31 December 2017 [PI]</p> |  | <p>(11) 31 December 2017 [I]</p> <p>Plan of trainings adopted in November 2012 and afterwards.</p> <p>Trainings conducted;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period from 1 January to 30 June 2017, there were no activities.</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2012 and 2013, trainings were conducted for PRIS operation and for the production of statistical reports for 880 employees in all courts, including all employees and judges dealing with criminal offences with elements of corruption.</p> <p>The number of trainings conducted;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period from 1 January to 30 June 2017, there were no activities.</p> <p>(11) 31 December 2017 [NI]</p> <p>There were no activities in this period.</p> <p>Note:</p> <p>There were no requests for training in this period</p> <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> |  |
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|  |  |  |  | <p>In the reporting period from 1 January to 30 June 2017, there were no activities.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There were no requests for training in this period.</p> <p>_____</p> <p>Assessment of the success of training through evaluation forms.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period from 1 January to 30 June 2017, there were no activities.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There were no requests for training in this period.</p> |  |
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**2.2.6 Recommendation: The procedures for seizure, confiscation and management of proceeds of crime need to be further regulated and the professional capacity of the relevant Public Property Administration strengthened.**

| No.     | Measure / Activity   | Responsible authority          | Deadline Status                                       | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
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| 2.2.6.6 | <p>Regularly report on custody and management of seized property. Note: the same measure is foreseen in the Action Plan for negotiating Chapter 24 under Fight Against Organised Crime, measure 6.2.51.</p> <p>(10) 30 June 2017 [IC]</p> <p>_____</p> | Public Property Administration | <p>IC</p> <p>_____</p> <p>2014–2015 semi-annually</p> | <p>Semi-annual reports prepared and published on the website of the Public Property Administration.</p> <p>(10) 30 June 2017 [IC]</p> <p>Semi-annual report on custody and management of seized property for the period January–June 2017 was published on the website of the PPA on 30 June 2017.</p> <p>(11) 31 December 2017 [IC]</p> | <p>The number of cases and value of permanently confiscated property.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of July–December 2017 there were no cases of seized property in cases of corruption.</p> |

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|         | (11) 31 December 2017 [IC]  |                                |    | Semi-annual report on custody and management of seized property for the period July–December 2017 was published on the website of the PPA on 31 December 2017.  |  |
| 2.2.6.7 | <p>Adopt a plan of trainings and deliver trainings for the civil servants of the Public Property Administration in the field of custody and management of confiscated property.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Public Property Administration | IC | <p>Plan of training adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>December 2013 and continuously</p> <p>Plan of training was adopted.</p> <p>(11) 31 December 2017 [I]</p> <p>Plan of training was adopted.</p> <hr/> <p>The number of trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period January–June 2017, the following trainings were held: 1. Training held on 13–14 March 2017 in Budva, organized by the US Embassy in Montenegro and the Centre for Training in Judiciary and the Public Prosecution. Topic: international financial investigations. The training was attended by the Deputy Director of the Public Property Administration. 2. Regional conference – Best practice models in the field of managing seized proceeds, held in Sarajevo from 11 to 13 April 2017 and organized by the Federal Agency for the Management of Confiscated Assets. The training was attended by the Deputy Director of Public Property Administration and two officers of the Department for Seized Asset Management. 3. Training held from 19 to 20 June 2017 in Podgorica, in cooperation with the OSCE Mission to Montenegro. The training was attended by 14 officers of the Department for Seized Asset Management.</p> <p>(11) 31 December 2017 [I]</p> |  |

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|  |  |  | <p>The following training sessions were held during the reporting period: -TAIEX Workshop on Management of Confiscated Property Proceeds, organized by the Kosovo Property Asset Management Agency with the support of the European Union Office in the Republic of Kosovo. The training was attended by three employees of the Property Administration from the Sector for Seized Property Management. –Working visit to the Directorate for the Management of Confiscated Property of the Republic of Serbia. Three employees of the Property Administration participated in the working visit, from the Sector for Seized Property Management. - Workshop on "Investigating Criminal Offences of Organized Crime and High Corruption - Interagency Co-operation". The workshop was held in Budva and was organized in cooperation with GIZ Montenegro, OSCE Mission to Montenegro, Judicial Training Centre and Public prosecutor's Office and UN Office on Drugs and Crime. The workshop was attended by two Property Administration officers from the Sector for Seized Property Management. - Workshop on "Best Models and Practices in the Field of Managing Confiscated Property". The workshop was attended by two Property Administration officers from the Sector for Seized Property Management. Seminar on "International Cooperation and Management of Permanently Confiscated Property with Foreign Elements". The seminar was attended by eleven officials of the Property Administration from the Sector for Seized Property Management.</p> <p>_____</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>Three trainings held, as stated above. The first two trainings were attended by the Deputy</p> |  |
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|         |   |     |   | <p>Director of Public Property Administration and the third one by was attended by 14 officers of the Department for Seized Asset Management.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were five activities in the reporting period: -TAIEX Workshop on the management of the confiscated property, attended by 3 employees of the Property Administration, from the Sector for Seized Property Management. –Working visit to the Directorate for the Management of Confiscated Property of the Republic of Serbia, attended by 3 officers of the Property Administration participated from the Sector for Seized Property Management. - Workshop on "Investigating Criminal Offences of Organized Crime and High Corruption - Interagency Co-operation", attended by two Property Administration officers from the Sector for Seized Property Management. - Workshop on "Best Models and Practices in the Field of Managed Confiscated Property" was attended by two Property Administration officers from the Sector for Seized Property Management. Seminar on "International Cooperation and Management of Provisionally and Permanently Confiscated Property of Foreigners", attended by 11 Property Administration Officers from the Sector for Seized Property Management.</p> |  |
| 2.2.6.8 | <p>Deliver trainings for the officers of the Police Administration, public prosecutors and judges on financial investigations, detection and freezing of proceeds from crime, in line with the annual training programme.</p> <p>(10) 30 June 2017 [IC]</p> | JTC | <p>IC</p> <hr/> <p>January 2014<br/>December 2015</p> | <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [IC]</p> <p>Two trainings were attended by 26 representatives of prosecutorial organization, 6 representatives of courts and 19 representatives of other state authorities (Ministry of Interior, Anti-Corruption Agency, Agency for Prevention of Money Laundering and Terrorism Financing, Tax Administration,</p>   |  |

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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  |  | <p>Public Property Administration, Customs Administration and Administration for Inspection Affairs). The lecturers were national, regional and US experts.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, three two-day training activities were carried out, involving 19 representatives of the prosecution organization (15 prosecutors and 4 advisors), 8 representatives of the judiciary (2 judges and 6 advisors) and 18 representatives of other bodies (Special Police Unit, Agency for the Prevention of Money Laundering and Financing of Terrorism, Real Estate Administration, Central Bank of Montenegro, Customs Administration, Tax Administration, Property Administration, Agency for Prevention of Corruption, Administration of Inspection Affairs and State Audit Institution). The lecturers were national, regional and international experts.</p> <p>Number of training courses delivered.</p> <p>(10) 30 June 2017 [IC]</p> <p>In accordance with the annual training programme, in the period from 1 January to 30 June 2017, the Centre for Training in Judiciary and Public Prosecution conducted two trainings</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, three two-day training activities were implemented. The lecturers were national, regional and international experts.</p> |  |
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2.2.7 Recommendation: Take the necessary steps to make the system of whistle-blower protection more effective in practice.

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| 2.2.7.4 | <p>Monitor application and adherence to the mechanisms for corruption reporting in relation to the protection of persons who report corruption.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | ACA       | IC     | <p>Semi-annual reports containing:</p> <p>(10) 30 June 2017 [IC]</p> <p>June 2015 and continuously</p> <p>In 2017, by 1 June 2017, the Agency received 15 reports on jeopardizing public interest which indicate the existence of corruption.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second half of 2017, the Agency received 52 reports of whistleblowers on jeopardizing public interest indicating the existence of corruption in the second half of 2017, until 20 December 2017 (67 reports in total for 2017).</p> <p>A total number of corruption reports;</p> <p>(10) 30 June 2017 [IC]</p> <p>In 2017, by 1 June 2017, the Agency received 15 reports on jeopardizing public interest which indicated the existence of corruption.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second half of 2017, the Agency received 52 reports of whistleblowers on jeopardizing public interest indicating the existence of corruption in the second half of 2017, until 20 December 2017 (67 reports in total for 2017).</p> <p>The number of corruption reports by employees;</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 15 reports received by the Agency in 2017, 4 were anonymous while 2 were submitted by the employees.</p> |  |

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|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>Of 52 reports received by the Agency in the second half of 2017, 3 were submitted by the employees (5 in total for 2017).</p> <hr/> <p>The number of reports forwarded to the public prosecutor's office;</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 15 reports received by the Agency in 2017, 1 was forwarded to the competent prosecutor's office, while 2 from the previous period were also forwarded to the competent prosecutor's office.</p> <p>(11) 31 December 2017 [IC]</p> <p>Of the 52 whistleblower reports received by the Agency in the second half of 2017, 4 were forwarded to the competent prosecutor's office, and 1 report from 2016 was also forwarded to the relevant prosecutor's office. (a total of 5 in 2017, and 3 in 2016).</p> <hr/> <p>The number of indictments brought;</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 10 reports, which were transferred for action-taking to the competent prosecutor's offices in 2016, 4 reports were dismissed, an indictment was brought for 1 report with imposed imprisonment sentence of 90 days and suspended sentence of 1 year, while the remaining are in the preliminary investigation stage.</p> <p>(11) 31 December 2017 [IC]</p> <p>Of the reports submitted to the competent prosecutors' offices, a motion for indictment</p> |  |
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|         |   |     |  | <p>was brought in one case.</p> <p>_____</p> <p>The number of final and enforceable convictions;</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 10 reports, which were transferred for action-taking to the competent prosecutor's offices in 2016, so far, there has been a conviction in 1 case.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number and type of sanctions imposed.</p> <p>_____</p> <p>The number and type of sanctions imposed</p> <p>(10) 30 June 2017 [IC]</p> <p>Of 10 reports, which were transferred for action-taking to the competent prosecutor's offices in 2016, so far, imprisonment sentence of 90 days and suspended sentence of 1 year was imposed in 1 case.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number and type of sanctions imposed.</p> |  |
| 2.2.7.5 | <p>Promote channels for corruption reporting and protection mechanisms, as well as good examples of corruption reporting.</p> <p>(10) 30 June 2017 [IC]</p> <p>_____</p> <p>(11) 31 December 2017 [IC]</p> <p>_____</p> | ACA | <p>IC</p> <p>_____</p> <p>Continuously</p> | <p>The number of information campaigns;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the anti-corruption campaign "Not a cent for bribery", a 30-second video was broadcast 16 times in the first half of the year on four television channels with national coverage before the central news program, as well as in news programs. The video contains ACA contacts to which corruption can be reported. 5,500 "Lobbying" flyers have been inserted in the daily newspapers. The information bulletin "Anti-corruption" was distributed to state institutions, local self-government units,</p>  | <p>Percentage of citizens' trust in police, public prosecutors' offices and judiciary, as well as the Administration for Anti-Corruption Initiative.</p> <p>(10) 30 June 2017 [IC]</p> <p>ACA will conduct and publish a public opinion survey, which will, inter alia, include the percentage of citizens' trust in the police, the public prosecutor's office and the judiciary, as well as in the ACA, in December 2017. The latest public opinion survey on the public views on the issue of corruption and familiarity with the work of ACA was</p> |

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|  |  |  | <p>international institutions and organizations based in Montenegro and non-governmental organizations dealing with the fight against corruption. ACA prepared and published on its website an informative 30-second video "Income and assets reporting", which contains information on deadlines and reporting methods. ACA submitted 50 posters to the Ministry of Education with telephone numbers and e-mail addresses of ACA, Police Administration and Supreme Public Prosecutor's Office to which corruption can be reported. The Ministry distributed this promotional material in cooperation with the Rectorate at higher education institutions. On 30 May 2017, representatives of the Agency and the Ministry of Education held a lecture on "Prevention of Corruption" at the "Slobodan Skerović" gymnasium in Podgorica. The lecture was attended by 60 pupils from the second and third grades of the gymnasium, as well as by several representatives of the teaching staff.</p> <p>(11) 31 December 2017 [IC]</p> <p>The whistleblower protection and the reporting of corruption. ACA prepared 20,000 flyers on the topic of "Protecting whistleblowers and reporting the threat to public interest indicating corruption". The flyers contain a legal definition of public interest threats, reporting of public interest threats indicating corruption, statutory liability of ACA in protecting whistleblowers and handling of reports, an example of good practice reporting and ACA contacts that may be subject to the threat of public interest indicating corruption. In October, 6,200 flyers were inserted in the daily press. Flyers were also submitted to municipalities in the following circulation: Tivat (2.000 pcs), Niksic (5.000 pcs), Podgorica (5.000 pcs); ACA, in cooperation with the Supreme Public</p> | <p>conducted and published in December 2016. This survey showed that 65.4% of respondents (sum of the answers: I have great trust, I have trust and I have somewhat trust) has confidence in the work of the Anti-Corruption Agency. According to the results of the survey, 55.7% of the respondents were familiar with the campaign "Not a cent for bribery", and 2/3 of the respondents believed that such campaigns encouraged citizens in opposing corruption. In responding to the question to whom they would address, or in whom they would have the highest confidence when deciding to report corruption, the respondents responded in the highest percentage (27.4%) that they would contact the Anti-Corruption Agency, and then the Police Administration (25.1%). The third place in the trust of citizens on this issue was taken up by the media (13.9%), followed by the prosecutor's office (11.6%), NGOs (10.9%) and the judiciary (8%).</p> <p>(11) 31 December 2017 [IC]</p> <p>ACA will publish a public opinion poll, conducted in the period from 1 to 10 December, in the last week of December 2017. Preliminary results of public opinion polls on the issue of corruption and awareness of ACA work showed that 68.4% of respondents (sum of answers: I have great confidence, I have confidence and I have little confidence) had confidence in the work of ACA in the fight against corruption. According to survey results, 58.2% of respondents were familiar with the "Not a Cent for Bribe" campaign, while 69.2% of respondents believed that such campaigns encouraged citizens to counteract corruption. When asked which one to contact or who would they have the highest confidence if deciding to report corruption, respondents responded to the highest percentage (32.6%) that they would</p> |
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|  |  |  | <p>Prosecutor's Office and the Police Administration, prepared Citylight posters with contact details of all three institutions that could be reported corruption. In November 2017, 20 Citylight posters were placed in 12 cities; ACA prepared the "Report Corruption" billboards, which were placed in October in 15 locations in eight municipalities; Within the "Not a Cent for Bribe" campaign, a video of 30 seconds, in the second half of 2017, was broadcasted 79 times on 4 TV channels with national coverage in front of central information shows as well as in informative broadcasts. The video contains ACA contacts to which corruption can be reported. Of this number, 12 broadcasts were financed by the United States Embassy in Podgorica, through the Bureau for Combating Drugs and Drug Enforcement (INL). Other: ACA prepared 20,000 copies of the "Lobby" flyer. In October, 10,000 flyers were inserted in the daily press. Flyers were also submitted to municipalities in the following circulation: Tivat (1,000 pcs), Niksic (2,000 pcs), Podgorica (2,000 pcs); ACA prepared billboards "Lobby Legally", which were placed in October in 15 locations in 11 municipalities; Banners "Lobby Legally" were placed on two informative internet portals in December; ACA prepared the flyer "Preventing Conflicts of Interest". In December, 12,400 flyers were inserted in the daily press; ACA, in cooperation with the Public Procurement Administration, prepared the billboards "Report Corruption in Public Procurement", which were set in October in 10 municipalities. On November 20, 2017, representatives of ACA and the Ministry of Education held a lecture on "Prevention of Corruption" in the Secondary Vocational School "Braca Selic" in Kolasin. 30 final grade students attended the lecture. The Anti-Corruption Bulletin was submitted to state bodies, JSUs, NGOs dealing with corruption prevention, international organizations and</p> | <p>contact ACA, and then the Police Administration (22.8%). Third trusted by the citizens were NGOs (13.6%) followed by media (12.8%), prosecution (9.1%) and judiciary (5.5%).</p> |
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|  |  |  |  | <p>institutions based in Montenegro and foreign embassies in Montenegrin and English.</p> <hr/> <p>Annual public opinion surveys carried out in order to monitor trust of citizens in institutions in charge of fight against corruption;</p> <p>(10) 30 June 2017 [IC]</p> <p>The public opinion survey on the public attitudes on the issue of corruption and familiarity with the work of the Agency for Prevention of Corruption will be conducted and published in December 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>The field component of public opinion polls on the issue of corruption and awareness of ACA activities was carried out in the period 1-10 December 2017.</p> <hr/> <p>The number of surveys carried out.</p> <p>(10) 30 June 2017 [IC]</p> <p>The public opinion survey will be conducted and published in December 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>The field component of public opinion polls on the issue of corruption and awareness of ACA activities was carried out in the period 1-10 December 2017.</p> |  |
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### III FUNDAMENTAL RIGHTS - Natasa Cukovic, Aida Bojadzic, Mirjana Vlahovic

3.1 Recommendation: Strengthen the capacities of the Ombudsman, in particular in view of his role as the national mechanism for the prevention of torture.

| No. | Measure / Activity | Responsible | Deadline | INDICATOR OF RESULT | INDICATOR OF IMPACT |
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| 3.1.6   | Strengthen human resources of the Ombudsman. Recruit new employees for the job vacancies stipulated by the Rulebook on the Internal Organisation and Job Descriptions (11 vacancies): 4 officers (1 for protection against torture, 2 for protection against discrimination and 1 for children's rights). – 4 officers (1 for prevention of torture, 1 for protection of human rights under general protection activities, 1 for the field of protection against discrimination, 1 for ancillary activities – translator). – 3 officers (2 for the activities of human rights protection under the general protection activities and 1 under the ancillary activities group). Reference to the measures concerning the employments in the Ombudsman Institution 3.6.1.4 and 3.8.1.8 | Ombudsman of Montenegro                                | IC   | The number of staff increased – by 4 employees in 2015, 4 employees in 2016 and 3 employees in 2017  |  |
|         | (10) 30 June 2017 [IC]  |  | February 2015-December 2016-December 2017                    | (10) 30 June 2017 [IC]   |  |
|         | (11) 31 December 2017 [IC]  |  |  | In 2016, by the end of June, the decisions on the employment of four new officers were adopted, as follows: - 1 for Public Relations and International Cooperation, in January 2016; - 1 in the area of protection against torture and the right to trial within reasonable time, in May 2016; - 1 for protection against discrimination, in May 2016; - 1 for the Prevention of Torture (NPM), started working on 1 July 2016. The procedure for recruiting 1 more officer in the field of protection against discrimination is underway. |  |
|         |   |  |  | (11) 31 December 2017 [IC]   |  |
|         |   |  |  | In 2017, a new officer for the area of protection against discrimination was employed. Also, two employees are employed for a specified period until the return of an employee from maternity leave up to 2 years: - 1 for the area of protection of the child's rights; - 1 for the NPM area. One job position remained vacant due to the departure of an employee for old-age retirement. The procedure for internal reassignment to that job position is underway.  |  |
| 3.1.7.2 | Delivery of training for the employees in bodies, organisations and institutions in which persons deprived of liberty or persons with restricted movement are held.   | Ombudsman (The Protector of Human Rights and Freedoms) | IC   | The number and type of trainings;  |  |
|         | (10) 30 June 2017 [IC]  |  |  | (10) 30 June 2017 [IC]   |  |
|         |   |  | July – December 2015 and continuously (at least once a year) | Trainings for the employees in bodies, organisations and institutions in which persons deprived of liberty or persons with restricted movement are held were conducted in February 2017 in cooperation with NGO "Civic Alliance", on the topic of "Standards in the fight against  |  |

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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>torture and other forms of inhuman treatment”.</p> <p>(11) 31 December 2017 [IC]</p> <p>Trainings for employees in bodies, organizations and institutions with persons deprived of liberty or persons with limited mobility were carried out in February 2017. Those were trainings of police officers and civil servants of the Institution for Enforcement of Criminal Sanctions, in cooperation with NGO "Civil Alliance", on the topic "Standards for Combating Torture and Other forms of Inhumane Treatment". Training was also held in September 2017 at the First National Training for Police Escort on "Fundamental Human Rights and Human Dignity - Forced Returnees and Monitoring Systems. Training also included a workshop on the implementation of standards of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) during the transfer (extradition) of persons deprived of their liberty. This activity is part of projects of the UNHCR, the European Agency for the Protection of the Border and Coast Guard (FRONTEX), the European Asylum Support Office (EASO) and the International Organization for Migration (IOM). Training was held at the Police Academy in Danilovgrad.</p> <p>_____</p> <p>The number and structure of attendees</p> <p>(10) 30 June 2017 [IC]</p> <p>These were the trainings of police officers – 20 attendees and officers of the Office for Execution of Criminal Sanctions – 20 attendees.</p> <p>(11) 31 December 2017 [IC]</p> <p>In February 2017, training of police officers - 20 participants and officials of the Institution for Enforcement of Criminal Sanctions - was attended by 20 participants. In September 2017 - for 40 police officers.</p> |  |
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| 3.1.11 | <p>Drafting of the Report on the Prevention of Torture (within the Annual Report or as a Special Report of NPM).</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Ombudsman | IC | <p>Special Report or a part of the Annual Report of Ombudsman as the NPM on the prevention of torture drafted and submitted to the Parliament of Montenegro, with the overview of the state of play, assessments, conclusions and recommendations.</p> <p>(10) 30 June 2017 [I]</p> <p>The Annual report on the work of the Protector of Human Rights and Freedoms of Montenegro for 2016, in which the area of protection against torture and NPM is covered in a special part, was submitted to the Parliament of Montenegro in March 2017. It was discussed in the Parliament of Montenegro in May 2017. The Protector made a report on the conditions of work of security officers and treatment at the Office for Execution of Criminal Sanctions in May 2017 and submitted it to the competent committee of the Parliament of Montenegro. NPM Report for 2016 was prepared and submitted to the Parliament of Montenegro.</p> <p>(11) 31 December 2017 [I]</p> <p>Reports published on the website of the Ombudsman.</p> <p>Reports published on the website of the Ombudsman.</p> <p>(10) 30 June 2017 [I]</p> <p>The reports were published on the web portal of the Ombudsman at <a href="http://www.ombudsman.co.me">http://www.ombudsman.co.me</a></p> <p>(11) 31 December 2017 [I]</p> <p>The reports for the previous year were published on the web portal of the Ombudsman at <a href="http://www.ombudsman.co.me">http://www.ombudsman.co.me</a></p> | <p>The number of complaints lodged to the Ombudsman on the cases of torture on an annual basis.</p> <p>(10) 30 June 2017 [I]</p> <p>In 2016, 157 cases were established relating to the protection of the rights of persons deprived of their liberty, of which 137 were on complaints of persons deprived of their liberty, and in 22 cases the proceedings were initiated on own initiative. Women filed 25 complaints. Complaints related to the work of the Office for Execution of Criminal Sanctions (142), the Police Administration (4), the Public Prosecutor's Office (1) and the regular courts (10). Complaints on the work of the courts have been processed in the part of the Report which refers to the right to a trial within a reasonable time. Complaints on the work of the Office for Execution of Criminal Sanctions concerned the right to health care (29), the prohibition of torture and cruel inhuman or degrading treatment and punishment (3), the legality of the reclassification decision (3), minority rights (2), the prohibition of discrimination (1), the right to presumed innocence in disciplinary proceedings (1), the right to a fair trial in all legal proceedings (1), the right to personal security (1), the right to work engagement (2) and other rights of persons deprived of their liberty (99) , such as deployment in rooms, transfer to another prison unit, lack of items for personal hygiene, lack of cultural and educational activities, termination of sentence execution, interruption of use of leave, right to address other state bodies, absence of individual work, etc. The officers lodged two complaints relating to labour rights. The handling of all complaints has been completed. After conducting the examination procedure, the Protector, in two (2) cases, gave recommendations, in two (2)</p> |
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|  |  |  |  | <p>cases, found that there was no violation of the right, in one (1) case, the proceedings were suspended as the applicant withdrew the complaint. Out of a total of 159 cases related to the protection of the rights of persons deprived of liberty, which were processed in 2016, three (3) cases concerned the prohibition of torture and cruel inhuman or degrading treatment and punishment. In response to these complaints, it was found that that they were lodged for “inadequate communication”, as alleged by the applicants, and not for alleged ill-treatment. On the basis of the conducted examination procedure: in two (2) cases it was established that there was no violation of the right, one (1) proceeding was suspended because the applicant did not cooperate, and the information collected did not indicate abuse or any other human rights violation.</p> <p>(11) 31 December 2017 [IC]</p> <p>Data for the previous year are presented in the Ombudsman's report. The data for 2017 will be presented in the reports for that year, until March 31, 2018. According to the preliminary statistical data processed in the period of 1 January 2017 to 31 October 2017, 8 cases related to torture and inhuman or degrading treatment were recorded (5 – against actions of the Police Administration, 2 actions of Institution for Enforcement of Criminal Sanctions and 1 against actions of the Kotor Special Hospital for Psychiatry). In 1 case a violation of the law was established and a recommendation was given, in 5 cases the law was not violated and 2 cases are pending.</p> <hr/> <p>The number of completed complaints</p> |
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|  |  |  |  |  | <p>annually.</p> <p>(10) 30 June 2017 [I]</p> <p>In 2016, three (3) cases concerned the prohibition of torture and cruel inhuman or degrading treatment and punishment (3 related to the Office for Execution of Criminal Sanctions). In response to these complaints, it was found that that they were lodged for “inadequate communication”, as alleged by the applicants, and not for alleged ill-treatment. On the basis of the conducted examination procedure: in two (2) cases it was established that there was no violation of the right, one (1) proceeding was suspended because the applicant did not cooperate, and the information collected did not indicate abuse or any other human rights violation. The data for 2016 are given in the Report on the Work of the Protector for 2016.</p> <p>(11) 31 December 2017 [IC]</p> <hr/> <p>Data for the previous year are presented in the Ombudsman's report. The data for 2017 will be presented in the reports for that year, until March 31, 2018. According to the preliminary statistical data processed in the period of 1 January 2017 to 31 October 2017, 8 cases related to torture and inhuman or degrading treatment were recorded (5 – against actions of the Police Administration, 2 actions of Institution for Enforcement of Criminal Sanctions and 1 against actions of the Kotor Special Hospital for Psychiatry). In 1 case a violation of the law was established and a recommendation was given, in 5 cases the law was not violated and 2 cases are pending.</p> |
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3.3.3 Recommendation: Fully implement the recommendations provided by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT). Improve prison conditions; measures to reduce the prison population, in particular alternative sanctions and conditional sentencing could be further explored.

**- FOLLOW-UP ON CPT RECOMMENDATIONS FROM 2008 AND 2013**

| No.   | Measure / Activity  | Responsible authority | Deadline Status  | INDICATOR OF RESULT  | INDICATOR OF IMPACT   |
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| 3.3.4 | <p>Construction of the Prison in Bijelo Polje. Moreover, with the construction several more recommendations are being implemented, as explained in the introductory part. Note: One round of negotiations was held with the <i>Council of Europe Development Bank</i> (CEB). By the end of the year, the technical mission on elaboration of the feasibility study aimed at defining the scope and costs of this investment will take place. Recommendation from 2008 CPT Report.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/> | MoJ                   | <p>NI</p> <hr/> <p>NOTE: We will be able to provide the timeframe for construction of Bijelo Polje prison once the feasibility study is prepared</p> | <p>Bijelo Polje prison constructed;</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <hr/> <p>Reduced overcrowding in the prison and improved living and working conditions of persons serving prison sentence</p> <p>(10) 30 June 2017 [IC]</p> <p>Through the Horizontal Project of the Council of Europe “Enhancing human rights protection for detained and sentenced persons in Montenegro”, a visit of experts was carried out in order to assess the situation of overcrowding in prisons, after which it was concluded that there is no overcrowding in the organizational units of the Office for Execution of Criminal Sanctions and that the CPT recommendation of 4 m2 per prisoner is observed, which is in accordance with the Law on Execution of Prison Sentences, Fines and Security Measures.</p> <p>(11) 31 December 2017 [IC]</p> <p>Through the Horizontal Project of the Council of Europe “Enhancing human rights protection for detained and sentenced persons in Montenegro”, a visit of experts was carried out in order to assess the situation of overcrowding in prisons, after which it was concluded that there is no overcrowding in the organizational units of the Office for Execution of Criminal Sanctions and that the CPT recommendation of 4 m2 per prisoner is observed, which is in accordance with the Law on Execution of</p> | <p>Recommendation of the CPT met.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> |

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|         |   |     |  | <p>Prison Sentences, Fines and Security Measures.</p> <hr/> <p>Constructed workshops, sports facilities and library for convicted persons</p> <p>(10) 30 June 2017 [IC]</p> <p>The main design for the construction of a multifunctional building, whose main purpose would be performing sports, cultural and religious rituals, as well as of an adequate training room for the organization of trainings and seminars for both officers and prisoners for the purpose of further training, has been prepared. The application for the construction of this multifunctional building was submitted to the Embassy of the Kingdom of Norway. The multifunctional hall would have rooms that would be used for the treatment of prisoners (educational workshops), rooms for various social and cultural activities, which would significantly contribute to the improvement of social services within the prison.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Main Design for the construction of a Multifunctional Facility, whose main purpose was to carry out sports, cultural and religious ceremonies, as well as appropriate halls for the organization of trainings and seminars, both for civil servants and prisoners, for the purpose of further training. Application was submitted for the multifunctional facility construction to be funded from IPA funds in 2018. The multifunctional hall would have rooms to be used for treatment of inmates (classrooms for educational work), facilities for various social, sports and cultural activities, which would significantly contribute to the improvement of social services inside the prison</p> |  |
| 3.3.4.1 | <p>Development of the feasibility study.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [I]</p> | MoJ | <p>I</p> <hr/> <p>Note: CoE expert will pay a visit to consider the issues related</p> | <p>Study developed</p> <p>(10) 30 June 2017 [NI]</p> <p>Following the implementation of the activities we reported about in the previous report, the Development Bank of the CoE has not submitted the Feasibility Study.</p> <p>Note:</p>  |  |

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|       |   |     | to the feasibility study                                    | Following the implementation of the activities we reported about in the previous report, the Development Bank of the CoE has not submitted the Feasibility Study.<br><br>(11) 31 December 2017 [I]<br><br>Zhe Development Bank of the CoE submitted the Feasibility Study  |   |
| 3.3.6 | Conduct initial and thematic training for all police officers on the prohibition of torture during arrest, police detention and subsequent police investigation, in order to ensure "zero tolerance of abuse"<br><br>Recommendation from 2008 CPT Report. | PA  | IC<br><br>January-December 2014 and further continuously    | Number and type of trainings;<br><br>(11) 31 December 2017 [IC]<br><br>The police training program for police academics includes, inter alia, the subject "Human Rights and Ethics", which is lectured through 54 classes. One of the thematic units that this topic deals with is the Protection of Human Rights in Deprivation of Freedom and Detention.<br><br>The number and structure of attendees.<br><br>(11) 31 December 2017 [IC]<br><br>42 academics of the 9 <sup>th</sup> generation attended the training during two years of education in the period 2015-2017. This subject was also attended by 50 academics of the 10 <sup>th</sup> generation, who are currently in the second year.   | The CPT recommendation fulfilled<br><br>[IC]  |
| 3.3.7 | Conduct investigations on complaints related to exceeding police powers and unlawful use of force in police premises.<br><br>Recommendation from 2008 CPT Report<br><br>(10) 30 June 2017 [IC]<br><br><br><br>(11) 31 December 2017 [IC]                  | Mol | IC<br><br>January 2014.-<br>January 2015.-<br>January 2016. | Annual Report developed and published, containing:<br><br>(10) 30 June 2017 [IC]<br><br>The Section for Internal Control of the Police developed the Annual Report on Work for I quarter 2017, published on the website of the Ministry of Interior at <a href="http://Mol.gov.me/rubrike/Unutrasnja_kontrola/">http://Mol.gov.me/rubrike/Unutrasnja_kontrola/</a><br><br>(11) 31 December 2017 [IC]<br><br>The Section for Internal Control of the Police developed the Annual Report on Work for I quarter 2017, published on the website of the Ministry of Interior at <a href="http://Mol.gov.me/rubrike/Unutrasnja_kontrola/">http://Mol.gov.me/rubrike/Unutrasnja_kontrola/</a><br><br>The number of cases following complaints and ex officio; | The CPT recommendation fulfilled.<br><br>(10) 30 June 2017 [IC]<br><br>The recommendation from the 2008 CPT Report is fulfilled continuously<br><br>(11) 31 December 2017 [IC]<br><br>The recommendation from the 2008 CPT Report is fulfilled continuously |

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|  |  |  | <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), 12 complaints of citizens concerning the conduct of Police Administration officers were lodged. In the same period, 21 controls ex officio were carried out. Out of the total number of cases in the reporting period, there were no cases related to exceeding of police powers and unlawful use of force in police premises.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July 2017 to 22 December 2017), there were 18 citizens' complaints on the treatment of police officers. During the same period, 20 ex officio controls were performed.</p> <p>_____</p> <p>The number of complaints by citizens related to exceeding of police powers and unlawful use of force in police premises against police officers of the Police Administration;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), no reports (complaints) by citizens related to exceeding of police powers and unlawful use of force in police premises were lodged to the Section for Internal Control of the Police.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), no reports (complaints) by citizens related to exceeding of police powers and unlawful use of force in police premises were lodged to the Internal Control Division of the Police.</p> <p>_____</p> <p>The number of initiated disciplinary proceedings;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017),</p> |  |
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|  |  |  | <p>there were no cases of filed motions for launching disciplinary proceedings by the Section for Internal Control of the Police based on the exceeding of police powers and unlawful use of force in police premises.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (1 July 2017 to 22 December 2017) there were no cases of submitting a proposal to institute disciplinary proceedings on that basis, because the control procedure under the present report (complaints) did not establish the facts and evidence that would indicate overrun police powers and inappropriate use of means of coercion in the police premises. In addition, the report on the performed control, with case files, was submitted to the competent Public Prosecutor's Office for a final assessment of the existence of elements of criminal responsibility in the conduct of police officers.</p> <p><u>                    </u><br/>The number and type of imposed disciplinary sanctions.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), there were no cases of imposition of disciplinary sanctions on police officers on these grounds.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), there were no cases of imposition of disciplinary sanctions on police officers on these grounds.</p> <p><u>                    </u><br/>The number of sanctioned police officers in relation to the number of reports filed.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (from 1 January to 30 June 2017), there were no cases of imposition of disciplinary sanctions on police officers on these grounds.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period (from 1 July to 22 December</p> |  |
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|        |   |     |   | 2017), there were no cases of imposition of disciplinary sanctions on police officers on these grounds.   |  |
| 3.3.11 | Monitor implementation of the recommendations from the regular CPR report for 2013.<br><br>(10) 30 June 2017 [IC]<br><br><br><br>(11) 31 December 2017 [IC] | MoJ | IC<br><br>Continuously until the next regular reporting ^ | Report on the level of implementation of the CPT recommendations drafted – once a year.<br><br>(10) 30 June 2017 [IC]<br><br>There are 39 implemented recommendations, 7 partly implemented ones, 19 recommendations are implemented continuously and 2 recommendations are not implemented.<br><br>(11) 31 December 2017 [IC]<br><br>See the CPT recommendations monitoring table. |  |

**- IMPROVEMENT OF CONDITIONS IN PRISONS**

| No.    | Measure / Activity   | Responsible authority | Deadline Status         | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|--------|--|-----------------------|-------------------------|---|---------------------|
| 3.3.16 | Adopting Instructions on the use of uniforms for persons serving prison sentences.<br><br>(10) 30 June 2017 [NI]<br><br><br><br>(11) 31 December 2017 [NI] | MoJ                   | NI<br><br>December 2015 | Instructions on the production and use of uniforms for persons serving prison sentences adopted.<br><br>(10) 30 June 2017 [NI]<br><br>Note:<br><br>The Law on the Execution of Prison Sentences, Fines and Security Measures does not prescribe the use of uniforms for persons serving prison sentences. Pursuant to Article 43 of the Law, a prisoner has the right to appropriate work clothes, footwear and equipment necessary for the work he performs, which the Office for Execution of Criminal Sanctions provides, while Article 39 of the House Rules of the Office for Execution of Criminal Sanctions prescribes the appearance of clothing and its use.<br><br>(11) 31 December 2017 [NI] |                     |

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|        |   |     |   | <p>Note:</p> <p>The Law on the Execution of Prison Sentences, Fines and Security Measures does not prescribe the use of uniforms for persons serving prison sentences. Pursuant to Article 43 of the Law, a prisoner has the right to appropriate work clothes, footwear and equipment necessary for the work he performs, which the Office for Execution of Criminal Sanctions provides, while Article 39 of the House Rules of the Office for Execution of Criminal Sanctions prescribes the appearance of clothing and its use.</p> |  |
| 3.3.18 | <p>Conducting effective investigations into the allegations of abuse in the Office for Execution of Criminal Sanctions.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ | <p>IC</p> <hr/> <p>December 2013</p> <p>December 2014</p> <p>December 2015</p> <p>December 2016</p> | <p>The number of complaints which resulted in investigations into abuse in the Office for Execution of Criminal Sanctions.</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no complaints in the reporting period that resulted in investigations into abuse in the Office for Execution of Criminal Sanctions.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no complaints in the reporting period that resulted in investigations into abuse in the Office for Execution of Criminal Sanctions.</p> <hr/>                       | <p>The number of imposed disciplinary measures and criminal sanctions.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from January to June 2017, in the Basic Court in Danilovgrad, one case was processed for criminal offence referred to in Article 167 of the Criminal Code of Montenegro. The case is still pending. The Office for Execution of Criminal Sanctions has, acting upon the case from 2015, initiated disciplinary proceedings against two officers, establishing their disciplinary liability for severe violation of official duty and imposing a disciplinary measure on them, in accordance with the law. In the criminal proceedings, a sentence of five months in prison was imposed on one of these officers of the Office for Execution of Criminal Sanctions in relation to the above event.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of January-December 2017, Basic Court in Danilovgrad had three cases for the criminal offence referred to in Article 167 of CC of Montenegro that were pending. Given that there were no reported cases of abuse, the Institution for Enforcement of Criminal Sanctions did not initiate disciplinary</p> |



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|        |  |     |  |   | proceedings, hence the imposition of disciplinary measures. |
| 3.3.20 | <p>Refurbishing and equipping prison kitchen</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/>   | MoJ | <p>I</p> <hr/> <p>Q1 2016</p>  | <p>Prison kitchen refurbished;</p> <p>(10) 30 June 2017 [I]</p> <p>During 2015 and 2016, the construction of a new prison kitchen was carried out at the Office for Execution of Criminal Sanctions. Works on construction were done by the Directorate for Public Works of Montenegro, according to the existing main design, which foresaw all the contents necessary for the functioning of the new prison kitchen. In particular, it should be emphasized that complete procurement of new equipment has been carried out, which will enable quality food preparation, in accordance with HASAP and HALAL standards. After filling the required number of employees (cooks), the kitchen should start to operate very soon. Training was conducted with the existing number of employees assigned to work in the prison kitchen. Works on the relocation and reconstruction of prison kitchen have started in the organizational unit Bijelo Polje Prison.</p> <p>(11) 31 December 2017 [I]</p> |   |
| 3.3.21 | <p>Reconstruction of the stationary health prison unit – Spuz; NOTE: Within IPA 2014, Montenegro has applied for technical assistance aiming at preparing the plan for standardisation in the prison sector.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | MoJ | <p>I</p> <hr/> <p>The deadline for reconstruction shall be designated after preparation of the analysis through IPA 2014</p> | <p>Stationary health prison unit – Spuz reconstructed.</p> <p>(10) 30 June 2017 [I]</p> <p>In December 2016, infirmaries in the Office for Execution of Criminal Sanctions received the approval of the Ministry of Health that infirmaries meet the conditions for providing health care at the primary level. In the reporting period, in the "A" ward of the Correctional Institution, an internal, medical infirmary was refurbished, as well as a dental clinic, and two treatment rooms. A stationary room in Bijelo Polje Prison was equipped with the most modern beds and accompanying</p>   |   |

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|        |   |     |   | <p>equipment for detained and imprisoned persons.</p> <p>(11) 31 December 2017 [I]</p> <p>In the reporting ceremony, in the prison pavilion "A", the in-house medical outpatient clinic, dental clinic and two treatment rooms were renovated. Stationary accommodation in the Investigative Prison (furniture, room air conditioning, room inventory, provision of new bedding) was renovated and an air conditioner was installed at the dental clinic at the Podgorica Investigation Prison. In the Bijelo Polje Prison, the stationary room was equipped with the most modern beds and the accompanying equipment for detained and imprisoned persons.</p>   |  |
| 3.3.22 | <p>Refurbishment of Ward A in the Correctional Institution for long sentences in the Office for Execution of Criminal Sanctions Spuz. NOTE: Within IPA 2014, Montenegro applied for technical assistance aiming at preparing the plan for standardisation in the prison sector.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ | <p>IC</p> <hr/> <p>The deadline for adaptation shall be designated after preparation of the analysis through IPA 2014</p> | <p>Ward A in the Correctional Institution for long sentences in the Office for Execution of Criminal Sanctions Spuz refurbished.</p> <p>(10) 30 June 2017 [IC]</p> <p><i>In the reporting period, refurbishment of a living room, bathroom and toilette was done, room no. 4, 9 (renewed and equipped into two smaller rooms 9A and 9B, dimensions 5x4.5 m) and 11. Also, refurbishment of the offices for supervision, division for admission. Furthermore, rooms 10, 11, 12 and 9c were refurbished, as well as internal, medicine infirmary, dental infirmary and two treatment rooms. Part of the roof was refurbished, and all the rooms were painted. Also, the treatment office was refurbished, as well as the hallway on the ground floor and on the first floor.</i></p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period the reconstruction in Pavilion A included part of the roof - 100 m2,</p> |  |

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|  |  |  |  | room No. 10 of the Reception Department, Living Room, and the big Quarantine room. |  |
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**- UPGRADING THE SYSTEM OF ALTERNATIVE SANCTIONS AND MEASURES**

| No.      | Measure / Activity  | Responsible authority | Deadline Status                     | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
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| 3.3.24   | <p>Implementation of the Law on the Execution of the Suspended Sentence and the Sentence of Community Service.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>                  | MoJ                   | <p>IC</p> <hr/> <p>Continuously</p> | <p>The number of persons serving community sentence.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, a total of 64 community service sentences were enforced. Currently, there are 72 persons serving the community service sentence.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, 193 punishments of community service were successfully executed. There is a total of 56 cases of currently implemented community services, while 68 new cases are currently being processed.</p>   |                     |
| 3.3.24.1 | <p>Sign Agreements with legal persons with which the community sentence will be served and monitor implementation of Agreements</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ                   | <p>IC</p> <hr/> <p>Continuously</p> | <p>Agreements signed with legal persons with which the community sentences will be served.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, the Ministry of Justice signed another 4 agreements, as follows: 1. State Archives of Montenegro (including all the archival departments in municipalities); 2. Protection and Rescue Service, Niksic; 3. JU People's Library "Njegoš", Niksic; 4. JU "Museums and Galleries", Niksic.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, the Ministry of Justice signed four more agreements with: 1. Montenegro's National Archive (including all archive sections by municipalities); 2. Protection</p> |                     |

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|          |   |     |                                     | and Rescue Service Niksic; 3. PI National Library "Njegos" Niksic 4. PI "Museums and Galleries" Niksic. Also, a circle of legal entities cooperating with the Directorate was extended by concluding individual cooperation agreements with new municipal institutions and companies, and with new educational institutions, based on previously signed agreements with all Montenegrin municipalities, the Ministry of Education and the Ministry of Health. |  |
| 3.3.24.2 | <p>Ensure the control over suspended sentence, suspended sentence with protective supervision, supervision of convicts released on probation, protective supervision of convicts released on probation.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ | <p>IC</p> <hr/> <p>Continuously</p> | <p>The number of persons who were subject to control.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, Probation Directorate exercised 103 controls for a total of 119 convicted persons.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, Probation Directorate exercised 122 controls for a total of 138 convicted persons.</p> <hr/>   | <p>The number of alternative sanctions and measures imposed.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, the courts submitted the Probation Directorate with 784 conditional sentences, 158 releases on probation and 95 sentences of community service. In total, there were 1037 alternative sanctions.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Directorate received 299 conditional release decisions, 1446 court decisions imposing a suspended sentence, and 271 community service sentences.</p> <p>The number of repeat offenders.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>We currently do not have the data on the number of repeat offenders.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>We currently do not have the data on the number of repeat offenders.</p> |

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| 3.3.24.4 | <p>Train probation officers, prison officers, holders of judicial office.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MoJ | IC | <p>The number and type of trainings.</p> <hr/> <p>(10) 30 June 2017 [IC]</p> <p>Continuously Within the framework of a bilateral project with the Kingdom of the Netherlands, a two-day workshop was held with judges on the subject of "Probation and Alternative Sanctions", as well as a study visit to the Republic of Croatia, with the aim of the visit being to introduce representatives of the Ministry of Justice of Montenegro to the work of the Probation Department of the Ministry of Justice of the Republic of Croatia, history of development, legal frameworks, responsibilities and challenges in the work of probation officers, and in this regard the exchange of experiences.</p> <p>(11) 31 December 2017 [IC]</p> <p>In December 2017, training of civil servants in the Directorate for Probation for the implementation of the system of electronic control of convicted persons who were sentenced to serve their prison sentence in the premises where they lived (all officials of the Directorate attended training - 4 officials).</p> <hr/> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>Participants in the two-day workshop were 4 officers of the Probation Directorate, 15 criminal judges and judicial advisers, while the participants of the study visit were 3 officers of the Ministry of Justice, Directorate for Execution of Criminal Sanctions.</p> <p>(11) 31 December 2017 [IC].</p> <p>Training participants were 4 officials of the Directorate for Probation and Execution of Prison Sentences in Own Premises.</p> |  |
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**- KOMANSKI MOST**

| No.    | Measure / Activity   | Responsible authority                               | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
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| 3.3.29 | <p>Carry out education of the employees in the Public Institution "Komanski most", daily centres for the work with children and adults with intellectual disabilities, social welfare centres, as well as providers of different services for the NGO sector employees, in line with the standards in this area.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | <p>MLSW (Ministry of Labour and Social Welfare)</p> | <p>IC</p> <hr/> <p>December 2013<sup>^^^</sup>December 2014<sup>^^</sup> and afterwards continuously</p> | <p>The number and type of training courses implemented;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, one training activity was implemented for employees in day care centres for children with developmental disorders. Two-day training programme, basic training for work in the day care centres, took place on 5-6 April in Children's Home "Mladost" in Bijela.</p> <p>(11) 31 December 2017 [IC]</p> <p>17 training sessions were implemented in this reporting period. • In February 2017, Days of Defectologist of Serbia (3 days). • In May 2017, the training course Management System Fundamentals for Combating Corruption was organized; • In July 2017, a training at the Human Resource Administration was held on the "Application of the Administrative Procedure Law in the area of Social and Child Protection"; • In October 2017, organized by the Agency for the Prevention of Corruption, there was a training on "Implementation of Integrity Plans in Montenegrin Institutions;" • Seminar on economic-financial business was held on 18 January 2017 • Seminar on topic - Law on Tax Receivables Reprogramming was held on 7 March 2017. • In June 2017, the fifth Regional Conference on "Quality of Life of People with Mental Health Problems in Homes for the Aged" was held - the home for the aged Grabovac in Risan; • In October 2017, a training was held for the application of PAI-psychological tests organized by the Association of Psychologists of Montenegro. • In the period of 12-14 October 2017, training</p> |                     |

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|  |  |  | <p>was held on "Dependency Disease and Diseases such as Hepatitis B and C". • Organized by the Institute for Social and Child Protection, a series of trainings were held: in November 2017, training was held on the topic of Planning and Development in Social and Child Protection, and in November, 17 expert workers and 3 professional associates attended "Training for Application of Specific Procedures in Working with People with Mental Disorders." • In accordance with the obligations of the Institute for Social and Child Protection under the Action Plan for Chapter 23, in the period from July to December 2017, relating to the implementation of training for the employees of the PI "Komanski Most", daycare centres for working with children and youth with intellectual disabilities, centres for social work as well as providers of various services, the Institute of Social and Child Protection implemented four two-day training for day-care centres for children and youth with disabilities in the reporting period, attended by representatives of three non-governmental organizations providing day-care services for children with disabilities and a two-day training for employees of the PI "Komanski most ". The training concerned the implementation of concrete procedures for working with people with disabilities. • For the employees of daycare centres, "Training of specialists for the implementation of concrete procedures for dealing with people with disabilities" was implemented. • For the employees of the PI "Komanski most", the "Training for application of concrete procedures for dealing with persons with disabilities" was organized.</p> <p>_____</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>The training was attended by professional workers and professional associates employed</p> |  |
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|  |  |  | <p>in day care centres in Rozaje, Pljevlja, Mojkovac, Berane, Niksic and Bijela. The total number of attendees was 21. The lecturers were professionals from the day care centres and the Office for Social and Child Protection. The training was conducted by: Director of the day care centre from Pljevlja, Director of the Office for Social and Child Protection, oligophrenic pedagogue from the day care centre and a professional associate from the Office for Social and Child Protection.</p> <p>(11) 31 December 2017 [IC]</p> <p>In February 2017, 3 employees of the Institution "Komanski most" • In May 2017, 1 employee of the Institution "Komanski most" attended the training course • In July 2017, 1 employee of the Institution "Komanski most" attended the training • In October 2017, organized by the Agency for Prevention of Corruption, 1 employee of the Institution "Komanski most" attended the training • Seminar held on 18 January 2017 - 1 employee attended the seminar • A topical seminar was held on 7 March 2017 - 1 employee participated in the seminar; • In June 2017, 6 staff members of the PI "Komanski most" participated at the 5th Regional International Conference • In October 2017 - 4 employees of the PI "Komanski most" • In the period from 12 to 14 October 2017, 2 employees of the PI "Komanski most" • In November 2017, the training was attended by 1 employees of the PI "Komanski most", and in November, 17 professional workers and 3 professional associates attended training • there were four two-day training sessions for employees in daycare centers for children and youth with disabilities attended by representatives of three non-governmental organizations providing day-care services for children with disabilities and one two-day training for employees of the PI "Komanski most". • For</p> |
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|        |   |      |   | <p>employees in daycare centers, a training was attended by a total of 100 attendees, skilled workers, professional associates and associates, 94 employees of the PI Daycare Centers for Children with Developmental Disabilities and 6 representatives of NGOs providing day-care services for children with disabilities. • For the employees of the PI "Komanski most", a training course was attended by a total of 20 attendees, skilled workers of the employees of the JPI "Komanski most".</p>   |  |
| 3.3.30 | <p>Provide individual treatment and monitoring of planned goals from the individual plans for the protection of persons with disabilities residing in the PI "Komanski most".</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MLSW | <p>IC</p> <hr/> <p>September 2013<br/>December 2014<br/>December 2015<br/>December 2016</p> | <p>Individual plans with short evaluation deadlines developed;</p> <p>(10) 30 June 2017 [IC]</p> <p>Repeated examinations and individual work plans were conducted for all users for 2017, with a period of twelve months of implementation.</p> <p>Individual plans are implemented in accordance with the areas of work, work activities, deadlines and persons in charge of activities in line with the plan. Each individual user plan is designed in accordance with the needs and interests and wishes of the user.</p> <p>The areas of the individual user treatment plan are: family affiliation (continuous work on maintaining relationships with the family), formal legal protection (continuous work on interests, rights and needs of users), user adaptation (providing support for adaptation), socialization (inclusion of users in occupational group with the aim of stimulating cognitive functions, individual work aimed at psycho-social support and psycho-social treatment – continuous involvement in a larger socio-therapeutic group, organized trips outside the Institute in order to get to know the wider community). Self-care skills – support and help with regular personal hygiene maintenance, in</p> |  |

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|  |  |  |  | <p>order to preserve and improve the already achieved level. Individual treatment of users takes place on a daily basis in order to maintain and improve already achieved cognitive skills and to preserve them.</p> <p>Individual treatments give results in accordance with the goals from individual plans for each user.</p> <p>(11) 31 December 2017 [IC]</p> <p>(Re-evaluations and individual work plans for all beneficiaries for 2017 were carried out with a period of twelve months. Individual plans are implemented in accordance with the areas of work, work activities, deadlines and persons responsible for activities in accordance with the plan. Each individual beneficiary plan is tailored to the needs and interests of the beneficiary. Areas of individual treatment plan for beneficiaries include: family affiliation (continuous work on maintaining a relationship with a family), formal and legal protection (continuous work on interests, rights and needs of beneficiaries), beneficiary adaptation (providing support on adaptation), social inclusion of beneficiaries in the occupational group with the aim of stimulation of cognitive functions, individual work aimed at psycho-social support and psycho-social treatment - continuous involvement in a larger socio-therapeutic group, organized visits outside of the Institution with a view to getting to know the wider community). Self-support skills and help in regular maintenance of personal hygiene, with the aim of preserving and improving the level already achieved. The individual treatment of beneficiaries takes place on a daily basis in order to maintain and improve the already acquired cognitive skills and preserve the cognitive skills. Individual treatments give results according to the goals of individual plans for each beneficiary.</p> |  |
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|        |   |      |                | <p>Report of the PI “Komanski most” on results of individual treatment produced.</p> <p>(10) 30 June 2017 [IC]</p> <p>Reports on results of individual treatment of users for 2016 were prepared and submitted to the home centres and guardians of the users.</p> <p>(11) 31 December 2017 [IC]</p> <p>Reports on the results of individual treatment are drawn up annually in accordance with bylaws of the Ministry of Labour and Social Welfare.</p>  |  |
| 3.3.32 | <p>Introduce the services of the Day care centre for adults with intellectual disability in the local community in accordance with the measures from the transformation plan.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | MLSW | PI<br>IQ1 2017 | <p>The number of adults with intellectual disability using the services of the Day care centre in their local communities at an annual level.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>For the time being, there is no systematized database showing the number of persons with intellectual disability.</p> <p>(11) 31 December 2017 [PI]</p> <p>In September 2017, the activity of the Daycare Center for Children with Developmental Disabilities Niksic was extended to providing day-care services to adult persons with disabilities over 27 years of age. For the realization of this program, the Government of Montenegro invested more than € 350,000 to adapt the facility according to the needs of beneficiaries. By opening this sector, people with disabilities who, due to the age of 27, lost their right to stay at daycare centers, continued to be in community support programs that provided them with relevant assistance and support during their stay. There are 13 adult persons with intellectual disabilities. Also, in</p> |  |

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|  |  |  |  | the DC for children and youth with disabilities in Cetinje, daycare services are currently used by four persons with moderate intellectual disabilities. |  |
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3.4 Recommendation: Ensure protection of journalists against threats and violence, in particular through effective investigations and deterring sanctioning of past attacks. Review and amend the legislative and institutional framework for the protection of media freedom.

| No.     | Measure / Activity  | Responsible authority | Deadline Status  | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
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| 3.4.2.1 | <p>Submission of the Commission Report to the Government.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p>           | Mol                   | <p>IC</p> <hr/> <p>May 2015<br/>September<br/>2015 December<br/>2015</p> | <p>The Reports of the Commission on the investigations submitted.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Government considered the first report of the Commission for the period of 23 September 2016 to 23 January 2017 at its session held on 09 February 2017. The Government considered the second report of the Commission for the period of 23 January to 23 May 2017 at its session held on 01 June 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>At the session of the Government of 7 December, the third working report was reviewed for the period 23 May – 23 September 2017.</p> |                     |
| 3.4.2.2 | <p>Follow up on implementation of the Commission's recommendations.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> | Mol                   | <p>NI</p> <hr/> <p>June 2015<br/>December 2015</p>                       | <p>The number of recommendations implemented out of the total number of recommendations given.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The Commission has issued 20 recommendations to different state authorities with a view to improving the work of the Commission, as well as investigations.</p>   |                     |

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|       |   |     |  | <p>The Commission does not have data on the number of recommendations fulfilled in relation to the total number of recommendations issued.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>The Commission does not have the data on the number of met recommendations compared to the total number of given recommendations. An application was filed with the General Secretariat (Act No. 55 of 4 September 2017) for the submission of information on whether the Government had commenced proceedings in accordance with the recommendations of the Commission, as set out in the reports. In the response (Act No 02-2752/2 of 29 September 2017), the Commission was asked to request the necessary information from Commission members delegated by the State Administration bodies, pointing out that "the process of implementing the Conclusion was a continuous activity that is taken care of by the Government at any given moment".</p> |   |
| 3.4.3 | <p>Regularly prepare and submit reports on investigations of old and recent cases of threats and violence against journalists to the Governmental Commission referred to in activity 3.4.2.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Mol | <p>IC</p> <hr/> <p>January – June 2014, July – December 2014</p> <p>January – June 2015 July – December 2015</p> <p>January – June 2016 July – December 2016</p> | <p>Status of pending cases;</p> <p>(10) 30 June 2017 [IC]</p> <p>Cases of violence against journalists: during 2017 and to date, there were a total of 4 reported cases of attacks on media and their property. Of the above 4 cases, 3 were processed by filing a request for initiating misdemeanour proceedings, while in 1 case the competent prosecutor found no elements of criminal offence or misdemeanour.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 until 15 December 2017, the Police Administration</p>   | <p>The number of cases resolved compared to the total number of cases in the previous period.</p> <p>(10) 30 June 2017 [IC]</p> <p>See the table on cases of violence against journalists.</p> <p>(11) 31 December 2017 [IC]</p> <p>See the table on cases of violence against journalists.</p> <hr/> |

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|       |  |                       |  | <p>reported 4 attacks on journalists or their property, of which 1 event qualified as an offence under Article 253 of the CC of Montenegro is prosecuted under a private lawsuit, and in 1 case the competent prosecutor stated that there were no elements of any misdemeanour or offence, while in 2 cases the competent prosecutors have not yet declared the qualification.</p> <p>_____</p> <p>The number of backlog cases resolved.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the cases in which the perpetrators of criminal offences committed to the detriment of journalists have not been identified, continuous actions are taken with a view to identification.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the cases in which the perpetrators of criminal offences committed to the detriment of journalists have not been identified, continuous actions are taken with a view to identification. See the table on cases of violence against journalists.</p> |  |
| 3.4.4 | <p>Introducing the system of measures and actions that Police Administration undertakes with a view to protecting of journalists against threats and violence. - System of preventive measures undertaken to protect journalists: - risk analysis of vulnerability of employees in the media - preparing an assessment of the safety of journalists and members of their families - security in the event of danger, police escort and protection of family members and facilities in which they live and in which they are professionally engaged - operational checks on the ground in relation to the persons registered as the perpetrators of attacks on journalists. The system of repressive measures undertaken to protect journalists. The police officers in accordance with their powers under the Criminal</p> | Police Administration | <p>IC</p> <p>_____</p> <p>December 2013<br/>January –<br/>December 2014<br/>and afterwards,<br/>at semi-annual<br/>level</p> | <p>Preventive measures taken.</p> <p>(10) 30 June 2017 [IC]</p> <p>As a continuous activity within these measures, operational checks on the ground are continuously carried out in relation to persons that could jeopardize the safety of journalists as well as the analysis of the situation in the written and electronic media, i.e. whether their current activity could have as a consequence endangering the safety of employees in these media.</p> <p>(11) 31 December 2017 [IC]</p>   |  |

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|  | <p>Procedure Code and the Law on Internal Affairs, while the investigation is led by the prosecutors in charge in cases of attacks on journalists undertaking measures and actions to clarify these acts, identify both the perpetrator and the mastermind behind and their prosecution before the competent prosecutor.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  |  | <p>On-the-spot operational reviews are being carried out in relation to persons that could endanger the security of journalists and the state of affairs in the print and electronic media is analyzed, i.e. whether their current activity may have the effect of endangering the safety of employees in these media.</p> <p>Repressive measures taken.</p> <p>(10) 30 June 2017 [IC]</p> <p>During 2017 – until 27 June, there were a total of 4 reported cases of attacks on media and their property. Of the above 4 cases, 3 were processed by filing a request for initiating misdemeanour proceedings, while in 1 case the competent prosecutor found no elements of criminal offence or misdemeanour. Individual descriptions of the events: 1. Case M.B. journalist of Daily Vijesti. On 25 February 2017, the journalist of DN Vijesti filed a report against an unknown person who sent her SMS messages and calls of disturbing content from an unknown number. The report was communicated to the competent prosecutor in Podgorica, who found no elements of criminal offence prosecuted ex officio in the report. Taking further measures and actions upon the report filed, officers of the Security Centre Podgorica identified the person under initials M.M. who was taken to the Clinical Centre of Montenegro after an interview in the premises of the Security Centre Podgorica for the physicians to determine whether the patient is a mentally ill person. After the examinations were carried out, the person was taken to a mental hospital in Kotor, and the injured party was informed about all the details. The case was put ad acta. 2. Case D.R. camera operator of the Radio and Television of Montenegro. On 21 March 2017, in Podgorica, in the boulevard of Svetog Petra Cetinjskog, person under initials Z.I. acted</p> |  |
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|  |  |  | <p>rudely towards the camera operator by addressing him with these words: "Turn the camera off; I will break it to pieces". She then hit the camera with her hand, breaking the microphone holder. The event was notified to the competent prosecutor in Podgorica, who stated that there were no elements of a criminal offence prosecuted ex officio in the report, so a motion was filed against the perpetrator for initiating misdemeanour proceedings and she was brought to the Misdemeanour Court in Podgorica. 3. Case D.R. camera operator of the Radio and Television of Montenegro. On 05 April 2017, Security Centre Kolasin received a report by Z.B., a journalist of Dnevne novine, against D.A., for threats thrown at her. The event was notified to the competent prosecutor in Podgorica, who stated that there were no elements of a criminal offence prosecuted ex officio in the report, so a motion was filed against the perpetrator for initiating misdemeanour proceedings. 4. Case M.U. camera operator of TV Boin. On 29 April 2017, a camera operator of TV Boin, M.U., came to the premises of Security Centre Budva and filed a report against H.A., for threats thrown at him. The event was notified to the competent prosecutor in Podgorica, who stated that there were no elements of a criminal offence prosecuted ex officio in the report, so a motion was filed against the perpetrator for initiating misdemeanour proceedings.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 until 15 December 2017, the Police Administration reported 4 attacks on journalists or their property, of which 1 event qualified as an offence under Article 253 of the CC of Montenegro that is prosecuted under a private lawsuit, in 1 case the competent</p> |  |
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|       |  |                     |   | prosecutor stated that there were no elements of any misdemeanor or offence , while in the 2 cases the competent prosecutors have not yet declared the qualification  |  |
| 3.4.6 | <p>Conduct trainings for journalists in the area of human rights with special emphasis on Article 10 of the European Convention on Human Rights – Freedom of Expression, with a view to familiarization with the European standards in terms of reporting on the respect for human rights with a special reflection on freedom of expression;</p> <p>(10) 30 June 2017 [NI]</p> <p>Implementation is expected in the second half of 2017.</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | Ministry of Culture | <p>I</p> <hr/> <p>Implementation of trainings since January 2014 and afterwards</p> | <p>The number and type of trainings;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no trainings organized.</p> <p>(11) 31 December 2017 [I]</p> <p>A training for journalists (18 December 2017) was organized on human rights issues with a special focus on the area of freedom of expression (domination and organization) in co-operation with the Media Self-Regulation Council, with the participation of media representatives.</p> <hr/> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no trainings organized.</p> <p>(11) 31 December 2017 [I]</p> <p>16 participants from 11 media and 1 OESC representative.</p> |  |
| 3.4.7 | <p>Conducting trainings for judges and prosecutors in the area of freedom of expression and implementation of case-law of the European Court of Human Rights relating to: - the amount of compensation for non-pecuniary damages to honour and reputation inflicted through media,-</p>  | JTC                 | <p>IC</p> <hr/> <p>Since January 2014 and</p>                                       | <p>The number and type of trainings;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period from 1 January to 30 June 2017, four two-day training activities were</p>   |  |

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|       | <p>independent judiciary, freedom of the media and respect for human rights, - relation between media and judiciary, - freedom of expression according to the case law of the European Court of Human Rights – with the emphasis on Article 10 of the European Convention on Human Rights.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |   | <p>afterwards;^^2 seminars a year ^</p>  | <p>organized.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July 1 to December 31, 2017, five two-day training sessions were conducted, and the lecturers were experts from both the Council of Europe and nationals.</p> <p>_____</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>The four above-mentioned trainings were attended by 37 participants, of which 34 judges and 3 public prosecutors. Lecturers were experts of the Council of Europe and domestic ones.</p> <p>(11) 31 December 2017 [IC]</p> <p>Training sessions were attended by 107 participants, including 75 judges, 17 public prosecutors, 11 advisers, 2 representatives of the Protector of Property Rights, 2 representatives of the Ombudsman.</p> |  |
| 3.4.8 | <p>Developing the program of training for journalists in the context of reporting on special categories of personal data and reporting on juveniles.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>   | <p>Agency for Personal Data Protection (APDP)</p> | <p>IC</p> <hr/> <p>Since January 2014 and afterwards^^ 3 seminars a year ^</p> | <p>Training programme developed;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, there were no trainings organized. The training for journalists will be organized in the period of July-December 2017, because a TAIEX application was submitted for implementation of the measure.</p> <p>(11) 31 December 2017 [IC]</p> <p>The training for journalists on the topic "Reporting on special categories of personal data and minors in the media was held on 1 December 2017.</p>   |  |

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|       |  |                     |  | <p>The number and type of trainings conducted;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, there were no trainings organized</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, a single training was organized on 1 December 2017.</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, there were no trainings organized</p> <p>(11) 31 December 2017 [IC]</p> <p>The training was attended by 7 representatives of the following media: - Antena M – RTV Montenegro – Pobjeda (2 participants) – Vijesti - Dan -Pink M</p> |  |
| 3.4.9 | <p>Preparation and promotion of manual and other training material which will contain standards “of due journalistic diligence”, commensurate imposition of compensation for damages, protection of privacy on grounds of case-law of the European Court of Human Rights in the area of freedom of expression.</p> <p>(10) 30 June 2017 [NI]</p> <p>Implementation is expected in the second half of 2017.</p> <hr/> <p>(11) 31 December 2017 [PI]</p> | Ministry of Culture | <p>PI</p> <hr/> <p>Since January 2014 and afterwards</p> | <p>Material published and distributed to all courts and media in Montenegro.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no new activities.</p> <p>(11) 31 December 2017 [PI]</p> <p>The preparation of the Manual on due care of journalist started. Publishing and printing of the Manual is expected in early 2018.</p> <p>The number of events organised for the purpose of manual and other educational material promotion, in cooperation with the</p>  |  |

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|  |  |  |  | media community.<br>(10) 30 June 2017 [NI]<br>Note:<br>In the reporting period, there were no new activities.<br>(11) 31 December 2017 [NI] |  |
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### 3.5 Recommendation: Ensure the independence of the public broadcasting audio-visual regulator.

### 3.6-A A - Recommendation: Take concrete steps to ensure practical implementation of non-discrimination, including through strengthening of the monitoring bodies and more effective reactions of the law enforcement bodies to possible violations.

| No.       | Measure / Activity   | Responsible authority                        | Deadline Status                         | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|-----------|--|--|---|---|---------------------|
| 3.6.1.1.1 | Prepare the amendments to the Law on Prohibition of Discrimination in order to fully harmonise it with the EU standards.<br><br>(10) 30 June 2017 [I]<br><br><br><br>(11) 31 December 2017 [I]   | MHMR (Ministry of Human and Minority Rights) | I<br><br>December 2016                  | The Law on Amendments to the Law on Prohibition of Discrimination fully harmonised with the EU standards adopted.<br><br>(10) 30 June 2017 [I]<br><br>The Parliament of Montenegro adopted the Law on Amendments to the Law on Prohibition of Discrimination on 29 June 2017, which is fully in line with the EU standards.<br><br>(11) 31 December 2017 [I]<br><br>The Parliament of Montenegro adopted the Law on Amendments to the Law on Prohibition of Discrimination on 29 June 2017, which is fully in line with the EU standards. |                     |
| 3.6.1.2   | Implementation of education regarding the anti-discriminatory behaviour through continuous implementation of seminars/workshops and trainings in accordance with the defined Plan of implementation of anti-discriminatory legislation on an annual basis. | MHMR   | IC<br><br>April – November 2013 January | Number and type of training courses implemented;<br><br>(10) 30 June 2017 [IC]<br><br>During June, two seminars were implemented within the VII cycle of education on   |                     |

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|  | <p>The topics include:</p> <ul style="list-style-type: none"> <li>- Term and nature of discrimination;</li> <li>- General legal regime of protection against discrimination;</li> <li>- Special forms of discrimination against persons with disabilities, LGBT population, women, HIV infected people and people infected with hepatitis C.</li> </ul> <p>All trainings are based on the standards defined by the European Charter of Human Rights, the Council of Europe's European Convention for the Protection of Human Rights, Convention on the Rights of Persons with Disabilities, and the relevant UN conventions</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>– December 2014 and onwards, continuously</p> | <p>implementation of anti-discrimination legislation (in accordance with the curriculum for provision of protection from discrimination). The topics included were: general regime of protection from discrimination and prohibition of discrimination based on gender identity.</p> <p>(11) 31 December 2017 [IC]</p> <p>The 7th cycle of education was implemented, which included 6 seminars on the implementation of anti-discrimination legislation, in accordance with the established "Education Plan for Civil Servants, Correctional Personnel Officers and all those who come into contact with cases of discrimination". The training covered: - General legal protection regime against discrimination – Prohibition of discrimination against persons with disabilities – Prohibition of discrimination against women – Prohibition of discrimination against addicts and AIDS patients – Prohibition of racial discrimination against Roma – Prohibition of discrimination based on sexual orientation.</p> <p><b>Input and Output Testing of Participants' Knowledge; Obligatory attendance of at least 5 seminars and 5 accompanying workshops (6 + 6)</b></p> <hr/> <p>The total number and structure of attendees who received a certificate for providing protection from discrimination.</p> <p>(10) 30 June 2017 [IC]</p> <p>Seminars were attended by 24 representatives of the state administration responsible for work and implementation of policies of protection of vulnerable social groups.</p> |  |
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|  |  |  |  | (11) 31 December 2017 [I]<br><br>Training participants are representatives of state administration bodies in charge of activities and implementation of policies for the protection of vulnerable social groups. Out of 25, 21 attendees successfully completed this cycle of education and were awarded a certificate. |  |
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3.6-B B - Recommendation: Take concrete steps to ensure practical implementation of gender equality in practice, including through strengthening of the monitoring bodies and more effective reactions of the law enforcement bodies to possible violations, as well as through better awareness raising and support measures, especially on employment and public representation of women.

| No.       | Measure / Activity  | Responsible authority | Deadline Status   | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
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| 3.6.2.1   | Strengthen the capacities of the Division for Gender Equality with a view to better coordination, implementation and monitoring of implementation of policies of gender equality at the national level.<br><br>(10) 30 June 2017 [PI]<br><br><br><br>(11) 31 December 2017 [I]  | MHMR                  | I<br><br>March 2014 (one employee)^<br><br>Q2 2017 (one employee) | The number of employees increased by two.<br><br>(10) 30 June 2017 [PI]<br><br>The procedure is underway of employing one employee in the Division for Gender Equality at the position of independent adviser III.<br><br>(11) 31 December 2017 [I]<br><br>One person in the Gender Equality Division was recruited as a senior advisor III.  |                     |
| 3.6.2.1.2 | Prepare amendments to the Labor Law with a view to aligning with the above directives: Council Directive 92/85 / EC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391 /EEC, Annex No. 348, dated 28.11.1992, p. 1); Directive 2006/54 /EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle | MLSW                  | NI<br><br>Q4 2017   | The Law passed, aligned with the above mentioned directives.<br><br>(11) 31 December 2017 [NI]<br><br>The drafting of the Labor Law is in progress, the provisions of the said Directive are included in the provisions of the Law. After alignment with the relevant institutions, the proposal for the Law will be forwarded to the European Commission for comments. The Programme of Accession of |                     |

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|         | of equal opportunities and equal treatment of men and women in matters of employment and occupation (amended) and Directive 2010/18 / EU of 8 March 2010 on the implementation of the Framework Agreement on Parental Leave concluded by BUSINESSEUROPE, UEAPME, CEEP and ETUC, and on repealing Directive 96/34/EC.<br><br>(11) 31 December 2017 [NI] |      |  | Montenegro to the European Union 2018-2020 envisages the adoption of the Labor Law for Q2 2018.   |   |
| 3.6.2.2 | Continue cooperation with and provision of support to municipalities in order to implement more efficiently gender equality policies at the local level.<br><br>(10) 30 June 2017 [IC]<br><br><hr/><br>(11) 31 December 2017 [IC]  | MHMR | IC<br><br>June – December 2013<br><br>June and September 2014<br><br>March 2015<br>Q1 2016 | The number of established local offices/councils for gender equality, number of adopted local action plans.<br><br>(10) 30 June 2017 [IC]<br><br>In the municipality of Petnjica, on 12 June, a public discussion was organized on the Draft local gender equality action plan in this municipality. The document will soon be submitted for adoption to the municipal assembly in the municipality of Petnjica.<br><br>(11) 31 December 2017 [IC]<br><br>In July 2017, the Local Action Plan for Gender Equality in the Municipality of Petnjica was adopted for the period 2017-2021. | The number and type of the activities fulfilled in line with the Gender Equality Action Plan (GEAP).<br><br>(10) 30 June 2017 [IC]<br><br><i>1. Gender Equality Action Plan 2017-2021 with the Programme of implementation for 2017 and 2018 and the Report on implementation for 2016-<br/><a href="http://www.mmp.gov.me/biblioteka/strategije">http://www.mmp.gov.me/biblioteka/strategije</a> – the document contains activities implemented at the local level.</i><br><br><i>2. Draft analysis of local self-government activities in achieving gender equality at the local level – authors Prof. Dr. Marijana Pajvancic and Branka Vlahovic. An analysis has been made of the realization of the obligations of local self-governments accepted by signing a memorandum of cooperation between the OSCE Mission in Montenegro, the Ministry for Human and Minority Rights, the municipality and the Capital City of Podgorica, which is the foundation for a general assessment of gender equality at the local level and recommendations for the next period. The working version of the analysis of the effects of the signing of the Memorandum on Cooperation in the field of gender equality in Montenegrin municipalities was presented at a two-day workshop for representatives of local self-governments, held on 7-8 December 2016 in Podgorica. This document will soon be officially presented and printed, and the working version is available on the website of the Ministry for Human and Minority Rights - <a href="http://www.mmp.gov.me/biblioteka/">http://www.mmp.gov.me/biblioteka/</a></i> |

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|  |  |  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>In the Capital City of Podgorica, in October 2017, a Working Group was appointed for drafting a new LAP, because the current one was valid until the end of 2017. Earlier, the City prepared an internal evaluation of the current LAP, which should soon be published on the website. The representative of the Division for Gender Equality is a member of this working group. In October, on 9-10 October, in Podgorica, the second two-day training session was held for the Coordinators' Network on the local level on Women's Participation in Political and Public Life. Gender equality trainers, Slavica Strikovic and Branka Vlahovic, held presentations about gender and gender policy mainstreaming, the right to vote for women, women and the elections, and obligations and opportunities for promoting gender equality, statutes of political parties, local action plans, and new Plan for Gender Equality 2017-2021. On the second day of the training, attendees were given presentations on the reasons why women were important to political parties, then about women and the media and, finally, the political participation of women in Montenegro. Number of participants: 20 At the conference on celebrating the 10th anniversary of the signing of the first memoranda of understanding among the Ministry for Human and Minority Rights, OSCE Mission in Montenegro and Montenegrin Municipalities, held in Podgorica on 11-12 December 2017. Three documents were presented, which had been jointly prepared by the Ministry and the Mission, related to the implementation of gender equality policy at the local level. The conference was attended by Amarsana Darisuren, Senior Adviser for Gender Equality in the OSCE, Representative of the Institutional Mechanism for Gender Equality in Macedonia, Elena Grozdanova, State Secretariat for Equal Opportunities at the Ministry of Labor and Social Policy in Skopje, who presented the experience and positive practice of her country. The conference was participated by: coordinators from the local self-governments,</p> |
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|         |  |      |   |  | representatives of the Committee on Equality of the Parliament of Montenegro, Union of Municipalities, representatives of several NGOs, ministries, several members of the Gender Equality Council, Ombudsman etc. The conference brought together 35 participants. The following document was presented at the conference: - Analysis of local self-government activities in the implementation of gender equality at local level - Gender aspect at local level - Manual for local officials and employees - Model of Local Action Plan for the Promotion of Gender Equality. |
| 3.6.2.5 | <p>O Strengthen cooperation with women's NGOs in the implementation and monitoring of the implementation of international and national standards for gender equality.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MHMR | <p>I</p> <hr/> <p>June – December 2013</p> <p>June 2014</p> <p>June 2015</p> <p>Q2 2016</p> | <p>The number of meetings held with the representatives of the NGOs.</p> <p>(10) 30 June 2017 [I]</p> <p>In March, the Government of Montenegro adopted third consecutive <i>Gender Equality Action Plan (GEAP) 2017-2021</i>, with the implementation programme for the period of 2017-2018. The process of drafting the <i>Gender Equality Action Plan (GEAP) 2017-2021</i> and the implementation programme for the period of 2017-2018 has encompassed: external evaluation of the previously implemented GEAP; forming a multisectoral working group for drafting a plan, whose members were representatives of institutions and civil society organizations (three representatives of NGOs); organizing thematic workshops with representatives of all relevant entities with a view to obtaining opinions and proposals for the new strategic document (women representatives took part from the NGOs / Union of Businesswomen, Association of Women Entrepreneurs of Montenegro, SOS hotline for women and children victims of domestic violence Podgorica, Women's Action, Business start up; implementing public consultations with citizens by publishing the Draft on the website of the</p> |   |

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|  |  |  | <p>competent Ministry and the possibility to comment through the online platform. 12 institutions and NGOs have submitted their comments in this way.</p> <p>(11) 31 December 2017 [I]</p> <p>In July 2017, a Forum was organized on the Report on the Implementation of the CEDAW Convention, which brought together 15 representatives of NGOs. In September 2017, a Public Call was issued for a NGO representative to the Commission to implement the Action Plan for Gender Equality. Three representatives of NGOs were appointed as members of this Commission. Within the framework of the project "Support to Anti-Discrimination and Gender Equality Policies - IPA 2014", regular meetings of the Advisory Committee on Economic Empowerment of Women were held, involving representatives of relevant institutions and NGOs dealing with economic empowerment of women (since August 2017 to 5 meetings); Representatives of the Ministry of Human and Minority Rights on 20 November 2017, supported with their presence the "Unwanted-Wanted" campaign, an initiative focused solely on the problem of selective abortions, which was organized by the NGO Women's Rights Centre. At the conference "International Standards on Domestic Violence and their Application in Montenegro", held on 28 and 29 September 2017, organized by the NGO SoS Phone for Women and Children Victims of Violence in Podgorica, the representative of the Division for Gender Equality Affairs had a presentation on institutional mechanisms for prevention and protection against violence against women and domestic violence. On 27 September, in Podgorica, the results of the latest survey on domestic</p> |  |
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|  |  |  | <p>violence and violence against women were presented: prevalences, perceptions, violence and multidisciplinary responses to that issue. The survey was carried out under the Programme "Support to Anti-Discrimination and Gender Equality Policies", funded by the European Union Delegation to Montenegro, and implemented by the United Nations Development Programme Office (UNDP) in Montenegro in co-operation with the Ministry of Human and Minority Rights. Presentation of the survey results was attended by representatives of Gender Equality Council and representatives of NGOs, media and all relevant institutions. The event gathered around 70 participants. The Union of Employers of Montenegro and the International Labour Organization (ILO), In cooperation with the Ministry of Labour and Social Welfare, the Ministry of Human and Minority Rights, the Directorate for SME Development - the Ministry of Economy and the Association of Business Women of Montenegro, on 21 July 2017, in Podgorica, organized the conference "Women in Management in Montenegro - Support for Leadership and Professional Development of Women in Montenegro".</p> <p>_____</p> <p>The number of joint activities implemented.</p> <p>(10) 30 June 2017 [I]</p> <p>Within the IPA 2014 project "Support to Anti-discrimination and Gender Equality Policies", implemented by the Ministry for Human and Minority Rights, in cooperation with the UNDP Office in Montenegro, there are continuous activities related to the areas: anti-discrimination, capacity building, political empowerment, economic empowerment and the fight against</p> |  |
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|          |   |           |   | <p>violence against women and domestic violence. Regular meetings of the Advisory Boards on Economic Empowerment and the Fight against Violence against Women and Domestic Violence are held, whose members are representatives of NGOs. Regular meetings are held with NGOs, on the dynamics of planned activities (twice a month).</p> <p>(11) 31 December 2017 [I]</p> <p>4 representatives are members of the Gender Equality Council (one representative co-chairs the Committee for the Protection against Violence against Women in the Council). 3 Representatives of NGOs are members of the Commission to implement the Action Plan for achieving the PAPRR.</p>   |  |
| 3.6.2.10 | <p>Collect data on cases of discrimination based on sex and their outcomes and make them available to the public.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Ombudsman | <p>IC</p> <hr/> <p>March 2015<br/>March 2016<br/>and<br/>continuously</p> | <p>The number of reported and solved cases of discrimination based on sex.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, the Protector: based on maternity, worked on two cases, one of which was completed by indicating; based on gender identity, two cases are pending; based on gender-based violence, there were seven cases, in five of which an opinion with recommendation was given, while one was resolved through indication and one case is still pending. A semi-annual report on protection against discrimination from the viewpoint of the Protector's institution is being prepared, which will be submitted to the competent working body of the Parliament of Montenegro and will be publicly announced on the web portal of the Institution.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 January 2017 to 30</p> |  |

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|          |  |      |   | <p>September 2017, 11 cases were recorded for gender discrimination, including gender-based violence. 9 cases were resolved, of which 8 cases were given a recommendation, no violation was found. 2 more cases are pending. All opinions (with recommendations) were published on the Institution's website.</p> <hr/> <p>The number of complaints submitted to the Protector of Human Rights and Freedoms.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, the Protector acted on 11 cases, 7 of which were completed while 4 are still pending.</p> <p>(11) 31 December 2017 [IC]</p> <p>According to the processed statistical data, from 1 January 2017 to 30 September 2017, 11 cases were recorded, including gender-based violence. 9 cases were completed, of which 8 cases were given a recommendation, no violation was found. 2 cases are pending.</p> |  |
| 3.6.2.15 | <p>Regular monitoring of the performance of multidisciplinary teams for protection against domestic violence at the local level.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | MLSW | <p>IC</p> <hr/> <p>February 2014<br/>June 2015</p> <p>Q2 2016</p> | <p>Performance evaluation of teams annually.</p> <p>(10) 30 June 2017 [I]</p> <p><b>The consultants did an evaluation of work of multidisciplinary teams in March.</b></p> <p>Recommendations:</p> <p>Reconfigure OMTs so that they become coordinating bodies / monitoring bodies responsible for implementing multidisciplinary work at their location, including internal linking of institutions and capacity building. This preserves the role of</p>   | <p>The number and type of support provided by teams at the local level.</p> <p>(10) 30 June 2017 [IC]</p> <p>When it comes to violence against children, the number and type of support provided by teams at the local level for 2016 was as follows: Bar: a total of 20 cases of violence (physical violence 12, sexual 1, emotional 7); Berane: a total of 9 cases of violence (emotional 2, child witness of violence 4, neglect cases 3); Bijelo Polje and Kolasin: a total of 16 cases of violence (emotional 2 and child witness of violence 14); Cetinje: no cases of violence; Danilovgrad: no information on the cases of</p> |

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|  |  |  | <p>the contact person (focal points), but instead of attending each meeting in all cases, they support others in their body and attend only when there are no other representatives of bodies directly involved in the case. OMT contact points in each municipality should meet quarterly.</p> <p>Smaller operational multidisciplinary meetings should be held in relation to cases and should be attended by those who are directly familiar with the family / child (with support, if necessary, of contact persons from their institution) – in essence, 'case conferences'. All those who work with the family / child should attend, as well as the contact person, if no other worker is involved in the case.</p> <p>Capacity building / awareness raising should be done within institutions to ensure that those attending are able to make an effective contribution. The role of a contact person should be to ensure that those who attend (as those who work directly on the case) are supported in their participation.</p> <p>The role of a contact person in some way needs to be given additional recognition, for example, by including a role in the job description – this idea should be advocated among institutions.</p> <p>Procedures and guidelines should be harmonized in order to coordinate the management of cases and the work of the multidisciplinary team so that a multidisciplinary response is an integral part of the case management, which recognizes the different patterns of work of MTs, including in relation to the role of OMT. Furthermore, it would be useful to try, if possible, unify the procedures or at least make a simple, brief overview – a guide.</p> | <p>violence; Herceg Novi: a total of 18 cases of violence (physical violence 3, sexual 6, emotional 1, child witness of violence 6, violence via the internet 2) Kotor: a total of 15 cases of violence (physical 7, emotional 5, child witness of violence 2 and economic 1); Mojkovac: a total of 1 case of violence (physical 1) Niksic: a total of 8 cases of violence (physical 4, emotional 3 and child witness of violence 1); Plav: a total of 20 cases of violence (physical 4, emotional 16); Pljevlja: a total of 1 case of violence (physical 1); Podgorica: a total of 6 cases of violence (physical 2, sexual 1, emotional 3); Rozaje: a total of 11 cases of violence (5 physical, emotional 6); Ulcinj: no cases of violence. At the level of Montenegro, there were a total of 125 cases of violence (physical violence 39, sexual violence 8, emotional violence 45, child witness of violence 27 and other types of violence 6). When it comes to violence against adults and elderly, the number and <i>type of support provided by teams at the local level for 2016 was as follows</i>: Bar: a total of 11 cases of violence (physical violence 6, emotional 7, economic 1); Berane: a total of 23 cases of violence (physical 3, emotional 14 and economic 6); Bijelo Polje and Kolasin: a total of 12 cases of violence (physical 6, emotional 4, economic 1 and other types – neglect 1); Cetinje: 1 case of physical violence; Danilovgrad: no information on the cases of violence; Herceg Novi: a total of 6 cases of violence (physical violence 4, emotional 2); Kotor: a total of 16 cases of violence (physical 8, emotional 7, and economic 1); Mojkovac: no cases of reported violence; Niksic: a total of 10 cases of violence (physical 4, sexual 2, emotional 3 and economic 1); Plav: a total of 6 cases of violence (physical 2, emotional 4); Pljevlja: a total of 5 cases of violence (physical 5); Podgorica: a total of 2 cases of violence (emotional 2); Rozaje: a total of 18 cases of violence (physical 10, sexual 1, emotional 5, economic 2); Ulcinj: no cases of violence.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number and type of support provided by the</p> |
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|  |  |  | <p>Those who attend multidisciplinary teams that are held for individual cases (e.g. case conferences) should also participate in the revision of the developed protection plan and in subsequent case follow-up. This should be clearly indicated in the protection plans.</p> <p>It is necessary to identify and include mechanisms to ensure the promotion of the participation of children and families.</p> <p>It is necessary to strengthen the accountability and involvement of individual OMT members if they are reconfigured as more strategic bodies, by developing clearer guidelines and roles / expectations along with sanctions for non-participation by institutions and their representatives. This can be done through the development and signing of a local memorandum of understanding by each appointed OMT member.</p> <p>The capacities of the relevant institutions, in particular of the Office for Social and Child Protection, should be strengthened so that they can design and implement structured and well-planned training for OMT members and all other relevant persons, which will not depend on the priorities and interests of donors, but will be strategically embodied In the system.</p> <p>A strategy should be developed, including through the support of the Office for Social and Child Protection, in order to ensure the continued capacity building of the (selected) contact person in each agency, including supporting them and developing their capacities to act as resource experts / trainers within their bodies when it comes to multidisciplinary work.</p> <p>Social welfare centres should be provided</p> | <p>local level support team regarding violence against children for 2017 will be available at the beginning of 2018 when annual data updates will be made.</p> |
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|  |  |  |  | <p>strengthened supervision and support in relation to the processes of case management, in combination with an overview of current administrative practices with the aim to implement multidisciplinary trainings.</p> <p>Development of monitoring mechanisms that can be used for measuring the efficiency of multidisciplinary work.</p> <p>Finally, with regard not only to OMT or multidisciplinary work but also as a general position in relation to child protection, it is of crucial importance to support continuous development and spread of child and social professional services, including specialized support in the municipalities where there are deficiencies (safe houses, shelters, psychological counselling, etc.).</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There have been no new activities in this reporting period.</p> |  |
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### 3.6-C - Recommendation: Particular focus should be put on ending discrimination of the LGBT community.

| No.      | Measure / Activity   | Responsible authority | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
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| 3.6.3.13 | <p>Sign a Memorandum of understanding on measures for combating discrimination based on sexual orientation or gender identity and promote tolerance towards LGBT people with local authorities (with 4 or 5 municipalities).</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | MHMR                  | <p>IC</p> <hr/> <p>Continuously until the planned memoranda are signed</p> | <p>Memorandum of understanding with local authorities signed.</p> <p>(10) 30 June 2017 [IC]</p> <p>Cooperation is underway with three municipalities (Pluzine, Savnik and Zabljak), with which memoranda should be signed in the coming period.</p> <p>(11) 31 December 2017 [IC]</p> |                     |



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|  |  |  |  | By the end of 2017, 16 Memoranda were signed, out of the total 23 municipalities in Montenegro. |  |
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3.7 Recommendation: Take steps in order to ensure full transparency of the representativeness of trade unions and the right to establish new trade unions, in line with the relevant national regulations.

3.8.1 A - Recommendation: Improve the protection and enforcement of children's rights, including by strengthening the relevant councils and continue deinstitutionalization where possible.

| No.     | Measure / Activity  | Responsible authority | Deadline Status                                     | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
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| 3.8.1.4 | Adoption and application of the new National Action Plan (NAP) for Children 2013-2017.<br><br>(10) 30 June 2017 [IC]<br><br><br><br>(11) 31 December 2017 [I] | MLSW                  | I<br><br><br>June 2014 and continuously once a year | The National Action Plan (NAP) for Children adopted;<br><br>(10) 30 June 2017 [I]<br><br>Budgetary funds for the implementation of the National Action Plan envisaged and provided;<br><br>(10) 30 June 2017 [IC]<br><br>Budgetary funds have not been clearly designated; they are allocated from the regular budget of the Ministry and donations of international organisations.<br><br>(11) 31 December 2017 [I]<br><br>There is no new information for this reporting period.<br><br>The Council for the Rights of the Child monitors, supervises, coordinates and promotes the implementation of NAP.<br><br>(10) 30 June 2017 [IC]<br><br>There is no new information for this reporting period. | Regular monitoring and updating of indicators of impact from the NAP for Children in all areas annually through the Report on implemented measures from the NAP 2013-2017.<br><br>(10) 30 June 2017 [IC]<br><br>The report for 2016 is being prepared. Its adoption is planned at the session of the Government in the second quarter of 2017<br><br>(11) 31 December 2017 [I]<br><br>At the session of 27 July 2017, the Government of Montenegro adopted the report on the implementation of NPA 2013-2017 for 2016. |

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|         |   |            |   | (11) 31 December 2017 [IC]<br><br>The sessions of the Council are regularly held, and they discuss current issues related to the protection of children's rights in accordance with the UN Convention on the Rights of the Child. In addition to the relevant ministries, members are representatives of the NGO sector and a children's representative.   |  |
| 3.8.1.7 | <p>Organisation of specialized training courses for judges and public prosecutors for juveniles in order to strengthen the dialogue among judges of the countries of the region and to exchange experience with EU countries.</p> <p>(10) 30 June 2017 [NI]</p> <p>There were no trainings in the reporting period.</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | JTC        | IC<br><br>Since January 2014 and afterwards once a year ^ | <p>Special Training Programme adopted</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <hr/> <p>Annual Report of the Training Centre</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <hr/> <p>The number and type of trainings conducted;</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>In accordance with the Annual Continuous Training Programme, one-day training at the national level was carried out between 1 July and 31 December 2017, and the lecturers were domestic practitioners.</p> <hr/> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>The training was attended by 20 participants (7 judges, 11 prosecutors, 3 representatives of the expert services of the High Court and the Supreme Public Prosecutor's Office).</p> |  |
| 3.8.1.9 | Form a "Network of Golden Advisors of the Protector"  | Ombudsma l |   | The Network of Golden Child Advisors of the  |  |

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| <p>involved in the activities of the Protector on the promotion and protection of the rights of the child (the network includes all children of secondary school age).</p> <p>Ensured sustainability of the network (regular meetings, prepared opinions, direct contacts with the representatives of the Protector). Brochures and other materials issued.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | <p>n</p> | <p>December 2014<br/>^continuously</p> | <p>Protector formed, from among children of secondary school age;</p> <p>(10) 30 June 2017 [I]</p> <p>Further reporting is not required. Golden Advisors are continuously cooperating with the Protector.</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>Reports on the work of the Network prepared</p> <p>(10) 30 June 2017 [IC]</p> <p>The report is prepared at the end of the calendar year.</p> <p>(11) 31 December 2017 [I]</p> <p>The annual conference of the Ombudsman's Golden Advisor Network was held in December 2017. A Report on the Work of the Network was made.</p> <hr/> <p>Annual conference organized.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Annual conference is organized at the end of calendar year.</p> <p>(11) 31 December 2017 [I]</p> <p>The Annual Conference on the work of the Network was held in December 2017</p> <hr/> <p>The number of schools which have their representatives in the Network</p> <p>(10) 30 June 2017 [I]</p> <p>The Network has 12 members from 9 schools</p> <p>(11) 31 December 2017 [I]</p> <p>The Network has 12 members from 9 schools</p> |  |
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| 3.8.1.10 | <p>Conduct a campaign to educate children and citizens of their rights and powers of the Protector in prevention, promotion and protection of their rights (distribute the necessary material and flyers, as well as thematic publications on children's rights). Campaigns in particular cover children with disabilities and developmental disabilities, especially girls, their associations dealing with children's rights, children from socially vulnerable families and the general public.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Ombudsman | IC | <p>The number and type of activities carried out.</p> <p>(10) 30 June 2017 [PI]</p> <p>Continuity in the area of promotion and protection of children's rights has been ensured. Distribution of the brochure "UN Convention on the Rights of the Child" has been continued in the language understandable to children. A brochure titled "Raising Understanding among Children and Youth on OPCP" (the Optional Protocol on Communication Procedures to the UN Convention on the Rights of the Child) was published. Cooperation with the Protector's Golden Advisors is continuous. In the first half of 2017, the collection of children's opinions on the degree of respect for the UN Convention on the Rights of the Child has been continued with a view to prepare a report on the application of this Convention. Regular campaigns are conducted to familiarize children with their rights and the Ombudsman's powers in the prevention, promotion and protection of their rights (materials and flyers distributed, as well as thematic publications on children's rights). A tour of primary and secondary schools aimed at promoting the rights of the child and their encouragement to address the Protector has continued. Through the established "Brave Letterbox", children can directly report abuses and inappropriate content for children via the Internet. Other ways of addressing the Protector by the children are active too, as follows: blog, Facebook page and e-mail. Children have access to (through the Internet), brochures and pamphlets available, such as: "Contact the Protector", "Children, write to the Ombudsman" and "Children's rights in a language familiar to children", which follow the Protector's campaigns during promotional activities and direct work with children, and all brochures contain information on the importance of respecting children's rights as well as information on the reasons and manner of addressing the Protector. In cooperation with Save the Children, on 20 June 2017, the Protector organized a round table entitled "Optional Protocol</p> |  |
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|  |  |  | <p>on Communication Procedures to the Convention on the Rights of the Child – Challenges in Application”. The aim of this meeting was to familiarize the professional public with the meaning and obligations arising from this Protocol. The Alternative Report of the Protector of Human Rights and Freedoms of Montenegro on the Second and Third Periodic Report of Montenegro on the Application of the United Nations Convention on the Rights of the Child was prepared. As an annex to this Report, the Report on the Application of this Convention on the respect of the rights of the child, prepared by the Golden Advisors of the Protector, was also made available.</p> <p>(11) 31 December 2017 [IC]</p> <p>Within the campaign to inform children and citizens about children’s rights and powers of the Ombudsman of Montenegro in the prevention, promotion and protection of their rights, the Ombudsman conducted numerous activities in the past 10 months in 2017. He held a meeting with the representatives of the Roma Association "Walk with us Phirenamente" in February 2017, on the occasion of the project "Monitoring the position of Roma in Podgorica", which is being realized with the aim of informing members of that minority population with the Roma Inclusion Strategy of Montenegro 2016-2020. The Ombudsman expressed readiness to hire a representative of the organization "Walk with us", upon graduation, as a volunteer in the Institution to be closer acquainted with its competences and manner of operation. It was agreed to continue cooperation. In March 2017, representatives of the Ombudsman visited the basketball school "Montebasket" school, including Roma and Egyptian children. The goal of this training and visit was to reduce social differences, break stereotypes and increase the social inclusion of children belonging to those minority communities, through sports and social gatherings. In March 2017, the Ombudsman’s deputies met the participants of the school "Civil Society for Beginners", which was implemented by</p> |  |
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|  |  |  | <p>the Centre for the Development of NGOs (CRNVO). During the conversation, they presented the mandate, mission, method and results of the work of the Ombudsman Institution. Through the questions, answers and examples of practice, participants learned more about the competences and treatment of the Ombudsman (addressing procedures, how to file a complaint, its review and completion of the procedure). In June 2017, the Ombudsman organized a round table titled "Optional protocol on communication procedures under the Convention on the Rights of the Child - Challenges in Application".</p> <p>The aim of the meeting was to familiarize the public with the meaning and obligations arising from the protocol. On that occasion, a brochure and promotional material were printed and distributed with the aim of promoting the thirds Optional Protocol to the professional public and children. The Alternative Report of the Ombudsman of Montenegro on the Second and Third Periodical Report of Montenegro on the Application of the United Nations Convention on the Rights of the Child was prepared Attached to this report was the Report on the Application of the Convention on Respect for the Rights of the Child, drawn by the Golden Advisors of the Ombudsman. The Gold Advisers, with the support of UNICEF, also participated in presenting the reports to the UN Committee on the Rights of the Child in Geneva. As part of the regular activities of the "Ombudsman's Days", representatives of the organizational unit engaged in the promotion and protection of the rights of the child visited institutions of social protection and day centers in the municipalities of Berane and Rozaje. There were also visits to the children's departments and pediatric departments within health institutions in those municipalities in order to check the conditions and organization of providing health care to children. There was a visit to kindergartens as well as the Students' Home in Berane. Through the established "Brave Box Office" with the Ministry of Information Society, children</p> |  |
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|  |  |  | <p>can directly report abuse through the Internet and inappropriate content for children. Ways for children to address the Ombudsman were already established: blog, facebook page and e-mail. Children had available brochures and pamphlets such as: "Address the Ombudsman", "Children Write to Ombudsman" and "Child Rights in a Language Familiar to Children", which were followed by the Ombudsman's campaigns in promotional activities and direct work with children. Celebration of the International Children's Day, 20 November, was marked by the Ombudsman of Montenegro, in cooperation with the OSCE and the Electronic Media Agency, by a two-day regional conference of the Western Balkans - "Let us Protect, Observe and Preserve Human Rights". The first day of the Conference was devoted to the theme "Media and Children" and representatives of the Golden Advisors of the Ombudsman participated in one of the panels, and the second day was devoted to "Hate speech". In November, the Promotion of the Optional Protocol was continued by holding five round tables, by promoting promotional educational activities with children of elementary and secondary school age. Representatives of the Ombudsman visited five cities (Bijelo Polje, Niksic, Bar, Pljevlja, Kotor) where round tables were held with representatives of the Centers for Social Work, Police, Courts, Prosecutors, Educational Institutions, Social Welfare Institutions, Local Government Representatives and NGOs with a view to getting acquainted with the procedures and standards of communication with children which were binding under the Optional Protocol. Activities with children were carried out through creative educational work in the following schools: Elementary School "Blazo Jokov Orlandic", Elementary School "Anto Djedovic", Secondary School of Economy and Catering, Elementary School "Yugoslavia"; Elementary School "Srbija", Elementary School "Mileva Lajovic Lalatovic", Elementary School "Luka Simonovic", Elementary School "Risto Ratkovic", Gymnasium "Miloje Dobrasinovic", Elementary School "Marko Miljanov", Education Center Savnik, Elementary</p> |  |
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|          |  |      |  | <p>School "Salko Aljkovic", Elementary School "Ristan Pavlovic", Elementary School "Njegos", Elementary School "Nikola Djulovic", Elementary School "Stefan Mitrov Ljubisa" etc. The promotion was held in 30 elementary and secondary schools in Montenegro in total and on that occasion promotional material was distributed, in particular the UN Convention on the Rights of the Child and the brochure The Optional protocol on communication procedures under the UN Convention on the Rights of the Child . It will be distributed continuously to other municipalities during direct visits to children in those municipalities. The brochures are also available electronically on the website of the Ombudsman in the section on the rights of the child. At the beginning of December (9 December 2017), the Annual Meeting (Conference) of the Golden Advisor to the Ombudsman was held, attended by 10 Golden Advisers and Ombudsman's representatives. The topic of the meeting was the summation of the results achieved during 2017, the completion of the mandate of five golden advisers, the planning of the competition and the Commission for the Admission of the New Golden Advisers as well as the planning of activities for the next year. One of the conclusions from the meeting was that the Golden Advisers would stay in the network as volunteers and external associates in the next network activities. The children also had an intensive training on the Third Optional Protocol that day.</p> |  |
| 3.8.1.11 | <p>Adopt a Strategy of Development of Social and Child Protection with accompanying action plan, with a view to reforming the social welfare centres, reorganization of their working process and application of new work methodology.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | MLSW | <p>IC</p> <hr/> <p>December 2013^July 2015 (reporting on implementation once a year)</p> | <p>Strategy and Action Plan adopted;</p> <p>(10) 30 June 2017 [I]</p> <p>(11) 31 December 2017 [I]</p> <p>The Strategy for the Development of Social and Child Protection for the period of 2018-2022 with the proposed Action Plan for 2018 was adopted in Q3 of 2017, at the 42<sup>nd</sup> Session of the Government on 28 November 2017.</p> <hr/> <p>Annual report on the implementation of measures</p>  |  |



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|          |  |      |                                   | <p>from the Action Plan.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Report for 2016 was adopted in the first quarter of 2017.</p> <p><a href="http://www.minradiss.gov.me/ResourceManager/FileDownload.aspx?rid=278698&amp;rType=2&amp;file=INFORMACIJA%202016.docx">http://www.minradiss.gov.me/ResourceManager/FileDownload.aspx?rid=278698&amp;rType=2&amp;file=INFORMACIJA%202016.docx</a></p> <p>(11) 31 December 2017 [IC]</p> <p>No new information in this reporting period.</p>  |  |
| 3.8.1.14 | <p>Conduct a campaign to raise public awareness about the importance of family for the child, the benefits and importance of the institution of foster care.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MLSW | IC<br>2013.-2017.<br>continuously | <p>A public campaign to raise public awareness about the benefits and importance of foster care organized;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there was no continuation of the public campaign, and the continuation of activities is expected in the coming period.</p> <p>(11) 31 December 2017 [IC]</p> <p>Between May and September 2017, campaigns were organized in Niksic, Bijelo Polje and Kotor on the importance of raising public awareness of the benefits and importance of fostering.</p> <p><u>                    </u><br/>The number and type of activities implemented through the campaign.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The implementation of the campaign is planned for the coming period.</p> <p>(11) 31 December 2017 [IC]</p> |  |

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|          |  |     |  | <p>When it comes to the Social Work Centres in the municipalities of Kotor, Tivat and Budva, we would like to note that in April 2017, there was promotion on the topic of fostering and raising the public awareness of the benefits and importance of fostering through the local public broadcaster Radio Kotor. Also, on the same topic, in March of the current year, a social worker spoke for Budva local television as well as the Budva radio station. Over the recent year in Bijelo Polje, Open Days are held in the Centre for Social Work, within the framework of the campaign "Every Child Needs a Family", promoting foster care in Montenegro, once a week. The attending citizens had a chance to get acquainted with the meaning of fostering, the procedures needed for someone to become a foster, information that contributed to the breaking up of stereotypes and prejudices, which, in the long run, affected the raising of awareness of foster care. Looking at these campaigns, the number of people interested in fostering increased. In the Centre for Social Work there was an opportunity to talk to interested people and provide a more detailed explanation of the role of fostering and the welfare of the child who is growing up in the foster family. Experiences during the participation in the campaign showed that fellow citizens were insufficiently informed about foster care, that they mixed the notion of fostering and adoption, and after the campaign, and talking to the professional workers of the Centre, doubts were removed in that regard and prejudices were broken. The campaign was followed by the media, and the contact telephone of the Centre for Social Work is available so that the fellow citizens were thus informed about foster care as well.</p> |  |
| 3.8.1.15 | <p>Organize special training courses for civil servants in institutions for enforcement of criminal sanctions for making individual programmes for treatment of juveniles who were imposed criminal sanctions.</p> <p>(10) 30 June 2017 [NI]</p> | Moj | <p>PI</p> <p>June 2013 – January 2014</p> <p>^</p> <p>Continuously</p> | <p>Special training programmes adopted;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, no special training</p>   |  |

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|  | <p>(11) 31 December 2017 [PI]</p> |  | <p>programme was adopted, but a visit of the Council of Europe experts was implemented through the Horizontal Project of the Council of Europe “Enhancing human rights protection for detained and sentenced persons in Montenegro”, who prepared an analysis of the programme of training for prison officers.</p> <p>(11) 31 December 2017 [IC]</p> <p>With the support of experts from the Council of Europe, a training program for the officers of the Institution for Enforcement of Criminal Sanctions was carried out, and the training will be organized in the Sector of Staff Education of the Institution for Enforcement of Criminal Sanctions.</p> <p>The number of planned trainings;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>A visit of the Council of Europe experts was implemented through the Horizontal Project of the Council of Europe “Enhancing human rights protection for detained and sentenced persons in Montenegro”, who prepared an analysis of the programme of training for prison officers. Through TAIEX instrument for 2017, an application was submitted for training of officers treating juveniles on the topic of “The role of the family of a juvenile – the manner of linking and cooperation of the prison and family, the role of family during and after sentence serving and the role of social services”. This activity was approved by TAIEX and transferred from 2016 but has still not been implemented.</p> <p>(11) 31 December 2017 [IC]</p> <p>With the support of experts from the Council of Europe, a training program for the officers of the Institution for Enforcement of Criminal Sanctions was carried out, and the training will be organized in the Sector of Staff Education of the Institution for</p> |  |
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|          |   |     |    | <p>Enforcement of Criminal Sanctions.</p> <p><u>Evaluation reports on conducted training;</u></p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>There were no trainings so there were no evaluation reports on the trainings conducted accordingly, but a visit of the Council of Europe experts was implemented through the Horizontal Project of the Council of Europe "Enhancing human rights protection for detained and sentenced persons in Montenegro", who prepared an analysis of the programme of training for prison officers.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>No training courses were organized in 2017.</p> <p><u>Officers trained in accordance with international standards.</u></p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no trainings of officers treating juveniles.</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2017, there was no training of officers solely related to juveniles, but through the project of the Council of Europe, "PREDIM", three cycles of two-day training on the international standards and practice of the European Court for Human Rights for dealing with marginalized and vulnerable groups were organized.</p> |  |
| 3.8.1.16 | Make annual analysis of individual treatment programmes for juveniles, especially in terms of | MoJ | IC | Analyses conducted   |  |

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| <p>education of juveniles and their re-socialization and based on the results of the analysis provide recommendations for the improvement of individual treatment programmes for juveniles.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>Continuously<br/>^</p> | <p>(10) 30 June 2017 [IC]</p> <p>An analysis of the treatment of juveniles is done at the quarterly level (3 months), focusing especially on the achieved level of resocialization and education of juveniles. Based on the analysis, reclassification of juveniles is performed.</p> <p>(11) 31 December 2017 [IC]</p> <p>At quarterly level (3 months), analysis of juvenile delinquency treatment is drawn up, especially in terms of the level of re-socialization and education of juveniles. Based on the analysis, the juvenile reclassification is performed.</p> <p><u>The number of recommendations.</u></p> <p>(10) 30 June 2017 [IC]</p> <p>The recommendations are to conduct literacy and education courses, as well as to establish cooperation with the Ministry of Education in order to find an adequate school institution where the continuation of their education could be organized if they express interest in that.</p> <p>(11) 31 December 2017 [IC]</p> <p><u>Reports on the implementation of recommendations;</u></p> <p>(10) 30 June 2017 [IC]</p> <p>Realization of recommendations made after the reclassification process is continuously monitored at the level of the Office.</p> <p>(11) 31 December 2017 [IC]</p> <p>Implementation of recommendations adopted after the process of reclassification is continuously monitored at the level of the Office.</p> |  |
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|          |   |      |    | <p>Enhanced programme of treatment of juveniles in accordance with international standards.</p> <p>(10) 30 June 2017 [I]</p> <p>The juvenile treatment programme is in line with international standards, especially after the adoption of a manual for work with juveniles, which is a programme basis for working with this category of prisoners. The manual was adopted within the project "Justice for Children", which was implemented by the EU, UNICEF and the Ministry of Justice of Montenegro. The preparation of the manual was coordinated by Prof. Dr. Djuradj Stakic, PENN State University, USA.<br/> <a href="https://www.unicef.org/montenegro/konceptualno_metodoloski_okvir.pdf">https://www.unicef.org/montenegro/konceptualno_metodoloski_okvir.pdf</a></p> <p>"Conceptual-methodological framework for work with children in conflict with the law in Office conditions"</p> <p>(11) 31 December 2017 [I]</p> <p>The juvenile treatment programme is in line with international standards, especially after adopting the manual for working with juveniles, which was the program basis for working with that category of prisoners. The manual was published within the framework of the "Justice for Children" project implemented by the EU, UNICEF and the Montenegrin Ministry of Justice. The Manual preparation was coordinated by Prof. Dr. Djuradj Stakic, PENN State University USA.<br/> <a href="https://www.unicef.org/montenegro/konceptualno__metodoloski_okvir.pdf">https://www.unicef.org/montenegro/konceptualno__metodoloski_okvir.pdf</a> "Conceptual-methodological Framework for Working with Children in Conflict with the Law in Institutional Conditions"</p> |  |
| 3.8.1.19 | Continuation of training courses for professionals employed in the Centre for Children and Youth "Ljubovic" | MLSW | IC | <p>The number of organized trainings;</p> <p>(10) 30 June 2017 [IC]</p>   |  |

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|  | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>continuously</p> <p>In this reporting period, 11 trainings were organized for professionals in the Centre for Children and Youth "Ljubovic".</p> <p>(11) 31 December 2017 [IC]</p> <p>In this reporting period, 15 training sessions for skilled workers at the Ljubovic Children and Youth Center were organized.</p> <hr/> <p>The number and structure of training attendees.</p> <p>(10) 30 June 2017 [IC]</p> <ol style="list-style-type: none"> <li>1. The training was held on 1-3 February 2017, under the title: TAIEX – Expert mission related to development of social services.</li> <li>2. The training was held on 6 February 2017, under the title: CERS seminar – basics of writing projects for donations of foreign embassies and offices.</li> <li>3. The training was held on 27 February 2017, under the title: Conference "Stop the violence against children".</li> <li>4. The training was held on 28 February 2017, under the title: Meeting of professors for children's and family issues from Oxford University with key representatives of social and child protection.</li> <li>5. The training was held on 1 March 2017, under the title: Seminar "Composing financial statements for 2016".</li> <li>6. The training was held on 2 March 2017, under the title: Workshop for persons in authorities who were designated to act on reports by whistleblowers.</li> <li>7. The training was held on 5 May 2017, under the title: "Professional service, cooperation and action-taking in practice".</li> <li>8. The training was held on 15 May 2017, under the title: Presentation of global impact on migrations.</li> </ol> |  |
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|  |  |  | <p>9. The training was held on 16-17 May 2017, under the title: Seminar on deinstitutionalization of psychiatric service and development of psychiatry in community.</p> <p>10. The training was held on 8-9 June 2017, under the title: Symposium "Accounting profession in the function of sustainable development".</p> <p>11. The training was held on 8 June 2017, under the title: "PR STRATEGY AND CAMPAIGN".</p> <p>(11) 31 December 2017 [IC]</p> <p>On 3-4 July 2017, the Human Resources Administration and the Office for Social and Pediatric Protection organized a seminar at the Human Resources Administration on "Application of the new Law on Administrative Procedure in the Field of Social and Pediatric Protection". Participants: 2 lawyers; Period: 21-23 September 2017. PI Center "Ljubovic" and the Center for Social Prevention Activities Belgrade organized training in the premises of the Institute for Social and Pediatric Protection on the theme "Establishing and Guiding Groups for (only) Supporting Youth at Risk", the Youth Club by the GriG model " Participants: 12 expert workers, 1 expert associate; Period: 25 September 2017. The Conference "The Power of Adolescence", organized by the Ministry of Education, the Ministry of Labor and Social Welfare, the Ministry of Health and UNICEF. Participants: 2 skilled workers Period: 27- 29 September 2017; Study visit to Belgrade, Youth Club GRIG- "Group Work and Supervisory Support", Participants: 10 professional workers; Period: 4 -6 October 2017; Study visit to Belgrade, Youth Club GRIG, "Group Work and Supervisory Support" Participants: 10 professional workers, Period: 10 October 2017; International Conference "Development and Promotion of Community Support Services for People with Mental Disabilities" realized by the Caritas Bar Archdiocese with the participation of the Montenegrin Ministry of Health at the PR Center, Podgorica Participants: 2 professional workers,</p> |  |
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|  |  |  | <p>Period: 15-18 October 2017; International Training on "Standards and Guides in Working with Socially Excluded Youths", organized by NGO Juventas at the Continental Hotel in Skopje, Macedonia.</p> <p>Participants: 2 skilled workers. Period: 17. October 2017; Entera Counseling Center - Podgorica - Roundtable "Youth and Gambling in Montenegro and the Region". "Premier" in Podgorica.</p> <p>Participants: 1 professional worker. Period: 17 October 2017, the Montenegrin Chamber of Commerce in cooperation with company BDO d.o.o organized a seminar on "Managing the Risk of Modern Business". Participants: 2 skilled workers.</p> <p>Period: 16-19 October 2017; Training for the implementation of the program "Parenting for Lifelong Health", organized by UNICEF, Coaches: Prof. Dr. Judy Hachins, Dr. Jamie Lahman, at the Hotel "Queen of Montenegro" in Becici.</p> <p>Participants: 2 professional workers Period: 26-27 October 2017, "Education of experts in the social welfare system for working with families of children and youth with behavioral problems" organized by the Center "Ljubovic" and Educational Rehabilitation Faculty of the University of Zagreb, intended for professional workers who were engaged in the work of the counseling centers, but also for all the expert workers of the PI Center "Ljubovic". Participants: 12 professional workers, 1 professional associate</p> <p>Period: 14-16 November 2017; Training "Participatory Strategic Planning in the Function of Sustainable Community Development, Organizations and Services in the Field of Social Protection" organized by the Office for Social and Child Protection. Participants: 1 graduated special pedagogue. Period: 29 November 2017, UNICEF, in cooperation with the Office for Social and Child Protection and the Ministry of Labor and Social Welfare, hired a consultant to prepare an analysis of the National Action Plan for Children for the period 2013-2017. Participants: 2 skilled workers. Period: 29 November 2017; the Montenegrin Chamber of Commerce in cooperation with the company BDO d.o.o. organized a seminar in the premises of the Montenegrin Chamber of Commerce on the topic:</p> |  |
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|          |   |      |                          | Amendments to the Law on Value Added Tax<br>"Participants: 1 professional worker Period: 4-6 December 2017; NGO Juventas organized the National Training "Standards and Guides in Working with Youth at Risk" held in Podgorica. Participants: 1 professional worker.  |  |
| 3.8.1.20 | Establish an electronic database on the number of juveniles committing crimes, their age, the type of offences and the level and type of sanctions imposed under the PRIS. Establish special electronic records on educational measures and juvenile detention facility.<br><br>(10) 30 June 2017 [PI]<br><hr/><br>(11) 31 December 2017 [I]<br><hr/> | Moj  | PI<br><br>September 2015 | Electronic database and electronic criminal records established and updated.<br><br>(10) 30 June 2017 [I]<br><br>Electronic database has been established within PRIS on the number of juveniles as perpetrators of criminal offences, their age, type of criminal offences and severity and type of sanctions imposed.<br><br>(11) 31 December 2017 [I]<br><br>An electronic database on the number of juveniles as perpetrators, their age, type of criminal offences and the amount and type of sanctions imposed under PRIS was established.<br><br><hr/> Special electronic records on educational measures and juvenile detention facility established.<br><br>(10) 30 June 2017 [NI]<br><br>Note:<br><br>The application for criminal record still does not support the processing of data on educational measures and juvenile detention facility.<br><br>(11) 31 December 2017 [I]<br><br>A Register of Juvenile Criminal Sanctions was established, which included data on educational measures and juvenile imprisonment. |  |
| 3.8.1.21 | Develop a network of day care centres for children with developmental disorders in cooperation with NGOs.   | MLSW | PI                       | The number of municipalities with developed day care centres.  | The number of children who use the services of day care centres. |

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|          | (10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/>   |      | January 2014 - 2017. ^     | (10) 30 June 2017 [IC]<br><br>In comparison to last year, another day care centre in local community for children and youth with developmental disorders has started to work. Day care centres have been opened in 11 municipalities.<br><br>(11) 31 December 2017 [IC]<br><br>Twelve municipalities in Montenegro developed daycare centers for children and youth with disabilities.<br><hr/>   | (10) 30 June 2017 [IC]<br><br>There were a total of 178 children in day care centres for children and youth with developmental disorders in April 2017. So far, day care centres have been opened in 11 municipalities.<br><br>(11) 31 December 2017 [IC]<br><br>A total of 834 children were accommodated in the daycare centres for children and youth with disabilities in October 2017.  |
| 3.8.1.22 | Establish small group communities for children without parental care and with developmental disorders.<br><br>(10) 30 June 2017 [NI]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/>   | MLSW | PI<br><br><br>2013 - 2017  | The number of established and functional small group communities.<br><br>(10) 30 June 2017 [NI]<br><br>(11) 31 December 2017 [NI]<br><hr/>  | The number of children who use the services of small group communities.<br><br>(10) 30 June 2017 [IC]<br><br>Currently, there are five children in small group communities.<br><br>(11) 31 December 2017 [IC]<br><br>In this reporting period, there were currently six children in a small community group.   |
| 3.8.1.23 | Continue with the development of inclusive pre-school, primary and secondary education of children with developmental disorders in the communities in which they live.<br><br>(10) 30 June 2017 [IC]<br><hr/><br>(11) 31 December 2017 [IC]<br><hr/> | ME   | IC<br><br><br>Continuously | Children with developmental disorders included in the system of preschool education.<br><br>(10) 30 June 2017 [IC]<br><br>In March 2017, monitoring has been carried out of the programme of transfer of children from kindergartens to primary school for all the municipalities in Montenegro. The meetings were attended by preschool teachers and professional associates from kindergartens and schools from all municipalities in the territory of Montenegro. The monitoring was implemented by: professor of pedagogy – psychology and a preschool teacher.<br><br>(11) 31 December 2017 [IC] | Increased number of children with developmental disorders included in the educational system in relation to the previous period.<br><br>(10) 30 June 2017 [IC]<br><br>In the previous reporting period, there were 1891 pupils with a decision on orientation and now there are 2033. Thus, there was an increase of 142 pupils. Previously, there were a total of 3085 children with special educational needs that were educated at all levels of education (preschool, primary, secondary), and now this number is 4692 children. |

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|  |  |  | <p>Early development centers were established at resource centers and equipped with multifunctional amenities used to stimulate child development, training and counseling (kindergarten staff, parents, general and professionally interested public). In the centers there are designated coordinators responsible for the implementation of the programme. Workshop topics for kindergartens were as follows: (a) RC June 1, Recommendations for trainers to adapt space, activities, work materials to stimulate intellectual development; Recommendations for teachers to adjust the space, activity, working material for the disorders of the autism spectrum; (b) RC Podgorica Recommendations for trainers to adapt space, activities, work materials to stimulate physical development; Recommendations for training staff to adjust space, activities, work material to stimulate vision development; RC Kotor, development and stimulation of speech and communication of children at an early age. Workshop topics for parents and the public: Parenting; Gender-sensitive education; Intensifying intellectual development; Encouraging speech-language development; Enhancing vision development; Encouragement of physical development; Listening development. Topics on round tables: Early intervention - intellectual disorders of the autism spectrum; Early intervention for physical and visual impairment; Early hearing and speech interventions in our midst. In partnership with the Special Olympics, the program of Youth Sportsmen in 5 Public Preschool Institutions is implemented: "Djina Vrbica" and "Ljubica Popovic", Podgorica, "Duso Basekic", Bijelo Polje, "Drago Kovacevic" Niksic and "Vukosava Ivanovic Masanovic", Bar. 3 Seminars for 80 teachers were held. Activities with children with or without intellectual disabilities (over 100) are conducted three times a week in 10 teaching units.</p> <p>Children with developmental disorders included in the system of regular education.</p> | <p>(11) 31 December 2017 [IC]</p> <p>At this point, the number of targeted children is 2169, which is an increase of 136 compared to the previous reporting period. This statistic indicates that children are moving into higher levels of education, or timely oriented - prior to the beginning of the school year. The total number of children with special educational needs at all levels of education is 4892, which is an increase of 200 children.</p> |
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|  |  |  | <p>(10) 30 June 2017 [IC]</p> <p>Four teams (Podgorica, Niksic, north and south) of the mobile service for assisting children with special educational needs of the Education Office with a total number of 23 members have, in this period, held 1088 half-an-hour activities. The number of pupils who were provided support remains 174. The mobile teams have attended a meeting of inclusive employee teams held on 21 June 2017 with a view to exchange of information, needs, agreement, cooperation development, etc.</p> <p>(11) 31 December 2017 [IC]</p> <p>In this reporting period, the mobile teams that existed at Education Office had a total of 2091 half-hour activities. The number of members and students remains the same as in the previous report. The National Resource Center in charge of a particular developmental disorder is still oriented towards treatment, intervention, support for inclusion, training, etc. The resource center's expert team has an educational, counseling and instructive role. An instructive meeting with representatives of schools with integrated departments was held: legal solutions were presented the following was pointed out: mandatory Inclusion of all children from integrated classes in peer education within regular classes and that there should be workshops for promotion of inclusion among all children. Speech therapists provide support to children in regular classes. Schools with integrated classes held one workshop for the local community. Through the project "Strengthening Democratic Culture in Schools" (EU/SE Horizontal Facility for Western Balkans and Turkey), a network of 26 pilot schools was established and 4 coordinators were recruited; teams of schools were trained to conduct peer learning about democratic culture; action plans for the development of democratic culture in schools were completed; a large number of informative meetings and workshops were held between local coordinators and school teams; The "Inclusive Day"</p> |  |
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|          |  |    |                                    | <p>was celebrated on 11 October 2017 in 23 schools in 17 cities; peer learning events were held in Pljevlja, Podgorica and Herceg Novi. Individual Development Training Plan for secondary vocational schools was improved and a training of professional associates was organized. Two two-day trainings for representatives of vocational schools were completed during November and December 2017: region north and region center and the coastal region (Berane 3, Rozaje 1, Pljevlja 1, and Bijelo Polje 2 schools), south-central region (Podgorica 2, Niksic 3, Bar 2, Tivat 1, Kotor 1). Training for ITP – training of local teams (primary, secondary school and local commissions from: 1) Podgorica, 2) Niksic, 3) Berane - Rozaje, Mojkovac, 4) Bar, Ulcinj and 5) Tivat, Kotor, Budva – for 65 schools during November and December 2017. During October 2017, training was conducted for 12 schools for ITP-2 with the participation of representatives of the Employment Office, the Ministry of Labor and Social Welfare, the Center for Professional Education. The "Podgorica" Resource Center conducted trainings on the "Brille Lectura in Inclusive Education" for 15 teachers from the Elementary School "Dr Dragisa Ivanovic", Elementary School "Milorad Musa Burzan", Elementary School "Bozidar Vukovic Podgoricanin"; On 23-24 September 2017, counseling was implemented for 5 regular schools. In all three resource centers, assistive cabinets are in place according to developmental disorders and for this purpose their representatives had seven-day training at the institution "Milan Petrovic" in Novi Sad, and the procurement of equipment is underway. The Office for Textbooks and Teaching Resources published a handbook for the application and use of Daisy textbooks.</p> |  |
| 3.8.1.24 | <p>Implement further training of the members of the Commission for orientation of children with special educational needs.</p> <p>(10) 30 June 2017 [IC]</p> | ME | <p>IC</p> <hr/> <p>2013 - 2017</p> | <p>Members of all commissions for orientation of children with special educational needs trained in accordance with recognized needs for strengthening capacities.</p> <p>(10) 30 June 2017 [IC]</p>   |  |

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|  | (11) 31 December 2017 [IC] |  | <p>71 members of the Commission for orientation of children with special educational needs have completed training on the topic of: characteristics and recommendations for work with children with behavioural problems. The training for members of commission of the northern region was held on 22 February 2017; for the southern/coastal region on 23 February 2017; for the central region and second-instance commission on 24 February 2017. The training was conducted under an accredited programme, by psychologists – family / systemic therapists gathered around NGO “Narativ”. Counselling for members of the commission of the northern region was organized on 3 May 2017, on the topic of characteristics and recommendations for work with children with sight disorders; for members of the commission of the southern / coastal region on 4 May 2017, and for the central region on 5 May 2017. In accordance with the professional orientation and expertise, the training was held by a defectologist from the Resource Centre Podgorica, etc. 77 persons have been trained. In this reporting period, a total of 148 members of the above commissions have been trained.</p> <p>(11) 31 December 2017 [IC]</p> <p>Counseling for members of the Steering Committee is underway on: Amendments to the Law - Current Practice. Counseling for commissions is foreseen for: region north on 20 December 2017, for the coastal region on 21 December 2017, and for the central region on 22 December 2017.</p> |  |
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3.8.2 B - Recommendation: Improve the protection and enforcement of rights of persons with disabilities, including by strengthening the relevant councils, and continue deinstitutionalisation where possible.

| No.     | Measure / Activity   | Responsible authority | Deadline Status | INDICATOR OF RESULT                                   | INDICATOR OF IMPACT  |
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| 3.8.2.3 | Develop a Strategy for inclusive education for the period 2014-2018. | ME                    | I<br>December   | The Strategy and AP adopted.<br>(10) 30 June 2017 [I] | Report on implementation of measures referred to in the Action Plan. |

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|  | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> |  | <p>2013 and continuously</p> | <p>Implemented in the previous reporting period.</p> <hr/> | <p>(10) 30 June 2017 [IC]</p> <p>An Instruction for the preparation and implementation of the Individual Transition Plan (ITP), which is binding for use in schools, has been developed and adopted. Film “I do not give up” was recorded and promoted. ITP-2, which focuses on employing students with disabilities who completed school, has been prepared. Adopted documents: Standards of the occupation of teaching assistant, Qualification standard for teaching assistants and Examination catalogue. Through amendments to the Law on Education of Students with Special Educational Needs, the precise definition and conditions for the establishment of this service have been formulated. The teaching-educational teaching material for inclusive work and learning has been distributed to schools. Regional trainings have been carried out whose proponents were experts for specific developmental disorders: representatives of regular schools (defectologists), resource centres (defectologists) and institutions. Consultations have been held with principals of primary schools, with the aim of fostering inclusive policies, cultures and practices. The counselling included the Inclusiveness Index, the topic of discrimination, accessibility; schools did a self-evaluation and designed activities aimed at strengthening inclusion. For the purpose of organizing and implementing support for inclusive education, a division was done of schools – branch offices of resource centres. The resource centre at national level provides education, early intervention, treatment, and local-level branch offices promote inclusive education, offer instructions for adapting teaching, direct work and preparation of didactic material, worksheets for particular developmental disorders. Established networks to support inclusive education in general secondary</p> |
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|  |  |  |  | <p>education. The schools participating in the project of the Council of Europe “Regional Support Network for Inclusive Education” was used as mentoring schools. The programme has been included in the project “Fostering a Democratic School Culture”, which is implemented within the programming framework of the European Union and Council of Europe entitled “Horizontal Facility for the Western Balkans and Turkey”. In order to enable connectivity, team work, coordination, exchange of examples of good practice, on 6 February 2017, the Ministry of Education in cooperation with the Office for Social and Child Protection organized a workshop for employees of social welfare centres on inclusive education and inclusive principles. Instruction for entering data on children with special educational needs in MEIS has been prepared, posted on the web portal and sent to schools. Since the practical training for inclusive education is not adequately represented during the initial tertiary education, a training programme for persons undergoing a vocational training programme was designed with the intention to improve their competences for applying new practices in the classroom, all for the purpose of quality inclusive teaching and optimal educational and developmental achievements of children. It was decided to include graduates of class teaching, pedagogues, psychologists, and defectologists. A total of 97 trainees received training: 11 from the coastal area, 22 from Niksic and Danilovgrad, 14 from Podgorica and 50 from the north of Montenegro.</p> <p>(11) 31 December 2017 [IC]</p> <p>All the activities listed under Measures 3.8.1.23 and 3.8.1.24 are implemented on the basis of the Action Plan of the Inclusive Education Strategy.</p> |
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| 3.8.2.5.1 | <p>Ensure the access for the disabled to the buildings of the Social welfare centre, Tax Administration and Faculty of Economics.</p> <p>(10) 30 June 2017 [I]</p> <p>(11) 31 December 2017 [I]</p>   | MSDT | I   | <p>The above buildings have provided access.</p> <p>(10) 30 June 2017 [I]</p> <p>December 2015<br/>Social welfare centre – completed; Tax Administration – completed; Faculty of Economics – completed.</p> <p>(11) 31 December 2017 [I]</p> <p>Social welfare centre – completed; Tax Administration – completed; Faculty of Economics – completed.</p>   |  |
| 3.8.2.5.2 | <p>Continue with providing access to the public facilities for persons with disabilities and persons with reduced mobility according to the Action Plan of adjusting 13 priority public facilities for access, movement and use for persons with reduced mobility and persons with disabilities for 2014.</p> <p>(10) 30 June 2017 [PI]</p> <p>(11) 31 December 2017 [IC]</p> | MSDT | IC<br>Continuously                              | <p>The number and name of buildings that have provided access.</p> <p>(10) 30 June 2017 [PI]</p> <p>The Public Works Directorate concluded the supervision contracts at these buildings: JZU Hospital for Lung Diseases Brezovik Niksic, JZU Health Centre Niksic, JZU General Hospital Berane, PHI Health Centre Niko Labovic. On these facilities, works are underway.</p> <p>(11) 31 December 2017 [IC]</p> <p>All works on adapting the facilities of the PHI Brezovik Hospital, Niksic and the PHI Health Center Niksic were completed in November 2017. All works on adapting the facilities of the PHI General Hospital Berane and the PHI Health Center Niko Labovic in Berane, were completed in August 2017.</p> |  |
| 3.8.2.6   | <p>Amend the Rulebook on detailed conditions and method of adjusting the facilities for the access and movement of persons with reduced mobility.</p> <p>(10) 30 June 2017 [I]</p>  | MSDT | I<br>December^2 013<br>Continuously (reporting) | <p>Rulebook amended.</p> <p>(10) 30 June 2017 [I]</p> <p>The Rulebook on Amendments to the Rulebook on detailed conditions and method of adjusting the facilities for the access and movement of persons with reduced mobility and persons with disabilities (Official Gazette of Montenegro 44/15) was adopted.</p>   | <p>The number of completed inspection controls in the process of monitoring compliance with the requirements for access and movement of persons with reduced mobility;</p> <p>(10) 30 June 2017 [PI]</p> <p>In 36 inspections of building construction in the period from 1 January to 1 June 2017, the Construction Inspectorate did not detect</p> |

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|  | <p>(11) 31 December 2017 [I]</p> <hr/> |  |  | <p>(11) 31 December 2017 [I]</p> <p>The Rulebook on Amendments to the Rulebook on detailed conditions and method of adjusting the facilities for the access and movement of persons with reduced mobility and persons with disabilities (Official Gazette of Montenegro 44/15) was adopted.</p> | <p>irregularities and deviations from the revised main design in the part of the works on the projected ramps and approaches for access to persons with reduced mobility. Furthermore, the Law on Spatial Planning and Construction of Buildings stipulates that the urban technical conditions, depending on the type of facility, include, inter alia, the conditions for unobstructed access, movement, stay and work of persons with reduced mobility and persons with disabilities. The Urban Inspectorate controls the issued urban technical conditions, and in the period from 1 January to 1 June 2017, 17 urban technical conditions and main designs for the construction / reconstruction of buildings were controlled, and no irregularities were noted.</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2017, the Urban Planning Inspection carried out inspection of 37 Urban Technical Requirements and Main Designs for the construction or reconstruction of the facilities, whereby 8 irregularities were found, and the inspections' reports ordered them to be removed.</p> <p>The number of building permits issued in accordance with the conditions of access and movement of persons with reduced mobility;</p> <p>(10) 30 June 2017 [PI]</p> <p>The Urban Inspectorate controls the issued urban technical conditions, and in the period from 1 January to 1 June 2017, 17 Urban Technical Requirements and Main Designs for the construction / reconstruction of buildings were controlled, and no irregularities were noted.</p> <p>(11) 31 December 2017 [IC]</p> |
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|         |  |      |    |   | <p>In the third quarter of 2017, UTR 771, 297 building permits and 79 occupation permits were issued at the local level. Data from the fourth quarter of 2017 will be available at the beginning of 2018.</p> <p>The number of sanctions imposed in the process of monitoring compliance with the conditions of access and movement of persons with reduced mobility.</p> <p>(10) 30 June 2017 [PI]</p> <p>In 36 inspections of building construction in the period from 1 January to 1 June 2017, the Construction Inspectorate did not detect irregularities and deviations from the revised main design in the part of the works on the projected ramps and approaches for access to persons with reduced mobility. In the period from 1 January to 1 June 2017, 17 urban technical conditions and main designs for the construction / reconstruction of buildings were controlled, and no irregularities were noted.</p> <p>(11) 31 December 2017 [IC]</p> <p>During the period from 1 June to 1 November 2017, the Construction Inspection received 91 initiatives for carrying out inspection of 45 construction activities based on the issued building permits. The Inspection carried out 122 inspection visits and made 122 records of inspection control, out of which 36 records with the indicated irregularities. 7 decisions on building ban, 4 demolition decisions, and 4 probation decisions were adopted. There were 5 requests for initiating misdemeanor proceedings and 1 misdemeanor warrant.</p> |
| 3.8.2.7 | Include persons with disabilities in measures of active employment policy through professional information and counselling of persons with disabilities, equipment at place of work, subsidies | MLSW | IC | The number of implemented measures of active employment policy; | The number of employed persons with disabilities.  |
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|  | <p>for employment of persons with disabilities etc.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>December 2013 and afterwards each year</p> | <p>Within the measure of including persons with disabilities in active employment policy measures, 29 persons with disabilities have been included in public works programmes in 2016 (Report on the implementation of the action plan for employment and human resources development 2016).</p> <p>(11) 31 December 2017 [IC]</p> <p>There is no new information compared to the previous report.</p> <p>The number of persons covered by subsidized employment. The number of persons with disabilities who have been provided with a service;</p> <p>(10) 30 June 2017 [IC]</p> <p>In total, 265 persons are employed, of which 86 persons for a defined time period, while 179 persons are employed for an indefinite time period with 175 employers.</p> <p>(11) 31 December 2017 [IC]</p> <p>On 15 December 2017, 216 employers were entitled to a subsidy for 324 employed persons with disabilities (142 women). For a limited time, 117 persons with disabilities were employed, while 207 were permanently employed for an indefinite period of time.</p> <p>The number of persons with disabilities who are included in the measures of active employment policy.</p> <p>(10) 30 June 2017 [IC]</p> <p>Within the measure of including persons with disabilities in active employment policy measures, 29 persons with disabilities have been included in public works programmes in 2016 (Report on the implementation of the Action plan for employment and human resources development 2016).</p> | <p>In total, 265 persons are employed, of which 86 persons for a defined time period, while 179 persons are employed for an indefinite time period with 175 employers.</p> <p>(11) 31 December 2017 [IC]</p> <p>On 15 December 2017, 216 employers were entitled to a subsidy for 324 employed persons with disabilities (142 women). For a limited time, 117 persons with disabilities were employed, while 207 were permanently employed for an indefinite period of time.</p> |
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|         |  |      |   | (11) 31 December 2017 [IC]<br>There is no new information compared to the previous report.  |   |
| 3.8.2.8 | Implement measures and activities of professional rehabilitation of persons with disabilities based on the evaluation and opinion of the local Commissions for professional rehabilitation, through referral to an appropriate module of professional rehabilitation based on the needs of the person with disabilities.<br><br>(10) 30 June 2017 [IC]<br><br><hr/><br>(11) 31 December 2017 [IC]<br><br><hr/> | MLSW | IC<br><br>December 2013 and afterwards continuously once a year | Increased number of persons with disabilities included in certain measures and activities of professional rehabilitation.<br><br>(10) 30 June 2017 [IC]<br><br>The number of decisions made on established percentage / status of persons with disabilities is 575. The number of decisions made on the recognition of the right to professional rehabilitation is 18. The number of decisions on remaining working ability is 1.<br><br>(11) 31 December 2017 [IC]<br><br>Decisions on the established disability rate were issued for 940 persons; 27 decisions were issued on recognizing the right to professional rehabilitation; there were 11 decisions on the remaining work ability. | Annual information on the implementation of the Strategy on Persons with Disabilities – employment section.<br><br>(10) 30 June 2017 [IC]<br><br>The report on the employment segment within the framework of the Strategy and the Action Plan for 2016 was adopted in the first quarter of 2017.<br><br><a href="http://www.minradiss.gov.me/ResourceManager/FileDownload.aspx?rid=278698&amp;rType=2&amp;file=INFORMACIJA%202016.docx">http://www.minradiss.gov.me/ResourceManager/FileDownload.aspx?rid=278698&amp;rType=2&amp;file=INFORMACIJA%202016.docx</a><br><br>(11) 31 December 2017 [IC]<br><br>The Strategy for the Integration of Persons with Disabilities for the period 2016-2020 was adopted in September 2016. A report on the employment segment within the Strategy and Action Plan for 2017 will be adopted in the first quarter of 2018. |
| 3.8.2.9 | Draft a Proposal for the Rulebook on financing special employment organisations and grant schemes funding;<br><br>Fund grant schemes to encourage employment of persons with disabilities and support the development of entrepreneurship of persons with disabilities.<br><br>(10) 30 June 2017 [PI]<br><br><hr/>   | MLSW | IC<br><br>December 2013 and afterwards continuously once a year | Rulebook prepared;<br><br>(10) 30 June 2017 [PI]<br><br>The Rulebook for methodology and funding of special organizations for employment of persons with disabilities has been prepared. Amendments to the Law on Professional Rehabilitation for Employment of Persons with Disabilities are expected, after which the conditions for adoption of the above Rulebook will be created.<br><br>(11) 31 December 2017 [IC]<br><br>The text of the Rulebook on Methodology and   | Annual information on the implementation of the Strategy on Persons with Disabilities – employment section.<br><br>(10) 30 June 2017 [IC]<br><br>The Government adopted the Report on the implementation of the Action Plan for Implementation of the Strategy for Integration of Persons with Disabilities for 2016 in the first quarter of 2017.<br><br>(11) 31 December 2017 [IC]<br><br>Information on the implementation of the  |

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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>Financing of Special Employment Organizations for Persons with Disabilities was prepared. It is awaiting the adoption of the Amendments to the Law on Professional Rehabilitation for Employment of Persons with Disabilities, after which conditions will be created to adopt the aforementioned Rulebook. The adoption of the Law is scheduled for the fourth quarter of 2018.</p> <hr/> <p>The number of grants approved;</p> <p>(10) 30 June 2017 [IC]</p> <p>In this reporting period, the funding of 30 projects was approved, in the total amount of EUR 1,481,824, for support to projects of employment of persons with disabilities. On 21 March 2017, the Employment Office of Montenegro has announced a public call for awarding grants for employment of persons with disabilities (grant scheme) in the amount of EUR 3 million.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Employment Office issued a public call on 21 March 2017 and allocated about EUR 2.1 million for 41 projects. The Employment Office of Montenegro, on 7 August 2017, announced the second public call and granted the remaining EUR 900,000 for 15 projects.</p> <hr/> <p>The number of organizations of persons with disabilities which were approved grants.</p> <p>(10) 30 June 2017 [IC]</p> <p>In late 2016, based on the public call, 30 employers –organizations have acquired the right to award of grants for projects of employment of persons with disabilities.</p> <p>(11) 31 December 2017 [IC]</p> | <p>Strategy on Persons with Disabilities, which refers to the part of employment for 2017, will be adopted in the first quarter of 2018.</p> <hr/> |
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|  |  |  |  | Based on two public calls, 15 organizations of persons with disabilities exercised the right to be allocated grant funds for projects for employment of persons with disabilities. |  |
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### 3.9 Recommendation: Ensure the effective functioning of the free legal aid system, also through the allocation of sufficient financial means.

| No.   | Measure / Activity   | Responsible authority | Deadline Status   | INDICATOR OF RESULT  | INDICATOR OF IMPACT  |
|-------|--|-----------------------|---|--|--|
| 3.9.1 | Develop annual analyses of granted free legal aids and necessary financial means at annual level with special emphasis on cases of granted free legal aids for persons whose property status is not assessed, including persons with special needs, social protection beneficiaries, children without parental care, victims of human trafficking and domestic violence.<br><br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [IC] | MoJ                   | IC<br><br>October 2013 for the previous year and continuously | Annual analysis prepared.<br><br>(10) 30 June 2017 [IC]<br><br>The Analysis is prepared annually.<br>(11) 31 December 2017 [IC]<br><br>The Analysis of approved cases of free legal aid and necessary funding for annual financing for the period 1 January - 1 October 2017 was drawn up.   | The number of granted versus number of submitted applications for free legal aid.<br><br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [IC]<br><br>A total of 454 requests for granting free legal aid were submitted to the Montenegrin courts during the reporting period (1 January 2017 - 1 October 2017), of which 351 were adopted, 57 were refused, 4 were rejected, 5 were withdrawn, in 3 cases the procedure was terminated, while in 34 cases the decision was pending. |
| 3.9.2 | Provide the necessary financial resources in the budget for free legal aid for the current year.<br><br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [IC]   | JC                    | IC<br><br>Continuously<br>^ for each budget year<br>^^        | Funds provided in budget for free legal aid;<br><br>(10) 30 June 2017 [IC]<br><br>Funds approved for lawyers, expert witnesses and free legal aid amounted to EUR 468,999.31, of which approximately one third accounted for free legal aid, although there is no separate budgetary item. The approved funds are sufficient for this purpose.<br><br>(11) 31 December 2017 [IC]<br><br>The approved funds are sufficient for this purpose.<br><br>Percentage of provided funds in relation to the approved cases. |  |



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|       |  |     |  | (10) 30 June 2017 [IC]<br>Approved funds are sufficient for 100% of the approved cases.<br>(11) 31 December 2017 [IC]<br>Approved funds are sufficient.   |   |
| 3.9.3 | Raising awareness of citizens on the right to free legal aid and the manner of exercising it.<br><br>(10) 30 June 2017 [IC]<br><br><br>(11) 31 December 2017 [IC]  | MoJ | IC<br><br>September 2013 and continuously ^^ | Preparation of brochures and flyers on the right to free legal aid available to citizens in all courts, on the website of the Ministry of Justice and Courts; TV shows or spot-ads on TV or in daily newspapers.<br><br>(10) 30 June 2017 [IC]<br>Brochures have been distributed in all courts. The websites of all the basic courts contain information on access to services for free legal aid.<br><br>(11) 31 December 2017 [IC]<br><br>The Association of Montenegrin Judges, in the period 1 January - 1 October 2017, published five info brochures, in cooperation with the Centre for Democratic Transition, one of them on the topic of free legal aid, within the project "Initiative for the Transparent Judiciary" funded by the EU Delegation. These brochures, including a free legal aid brochure, were distributed to citizens through info boards in all Montenegrin municipalities. Information on access to free legal aid services is available on the website of all basic courts. | The number of activities implemented.<br><br>(10) 30 June 2017 [IC]<br>Television of Montenegro and private TVs have included in their morning programs, on several occasions, shows and guests on the topic of free legal aid.<br><br>(11) 31 December 2017 [IC]<br>Montenegrin television and private televisions organized on several occasions, within the morning program, contributions and guest appearances on the topic of free legal aid. |
| 3.9.4 | Carry out training on implementation of the Law on Free Legal Aid, designed for officers in free legal aid, court presidents, judges and lawyers, representatives of the state administration and NGO sectors (40 participants).<br><br>(10) 30 June 2017 [PI] | MoJ | IC<br><br>December 2013 and continuously ^^  | Number of completed training sessions<br><br>(10) 30 June 2017 [PI]<br>In the reporting period, there were no trainings.<br><br>(11) 31 December 2017 [IC]<br><br>In the reporting period, there were no trainings.   | The number of cases that were provided with free legal aid.<br><br>(10) 30 June 2017 [IC]<br><br>The statistical report will be available immediately after drafting of the Analysis for 2017.  |

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|  | (11) 31 December 2017 [IC] |  |  | <p>The number and structure of attendees;</p> <p>(10) 30 June 2017 [PI]</p> <p>In the reporting period, there were no trainings.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, there were no trainings.</p> | <p>(11) 31 December 2017 [IC]</p> <p>A total of 454 requests for granting free legal aid were submitted to the Montenegrin courts in the reporting period (1 January 2017 - 1 October 2017), out of which: 351 were approved.</p> <p>The number of administrative procedures initiated in cases for granting free legal aid.</p> <p>(10) 30 June 2017 [IC]</p> <p>The statistical report will be available immediately after drafting of the Analysis for 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>3 administrative disputes were initiated against the decisions on applications in the cases of free legal aid in the first 10 months of 2017.</p> |
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3.10.1 A - Recommendation: Take concrete measure to prevent discrimination of minorities. Ensure continuous registration of the RAE population, as well as their equal access to economic and social rights and their adequate representation in public authorities. Particular focus should be given to improve the living conditions of the poorest part of the RAE population.

| No.      | Measure / Activity   | Responsible authority | Deadline Status   | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
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| 3.10.1.2 | <p>Encouraging and assisting amateurism of the minorities in the cultural creativity, especially in the fields of music and folklore, as well as support for the publication of periodicals with special emphasis on the literature of the minorities.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | Fund for Minorities   | <p>IC</p> <p>December 2013, December 2014, Q4 2015, 2016 and 2017</p> | <p>The number of programmes supported.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the first allocation in 2017, 20 projects related to the field of music and folklore were supported, with an amount of EUR 110,855.00. The number of projects related to periodicals with a special emphasis on the literature of minorities is 6, in the amount of EUR 53,800.00. The public competition for the second allocation of funds of the Fund is in progress (June 2017). In this period, the Centre for the Preservation and Development of the Culture of</p> |                     |

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|  |  |  | <p>Minorities of Montenegro continued to promote and develop the cultural creation of minority peoples in the way that fosters multiculturalism, in their native language as well as with the peculiarities of their cultural traditions. It has implemented musical, visual, film and literary programmes. Thus, during this period, it published two journals for literature, culture and science, four books by the authors from minority peoples; it held 5 concerts with musicians and vocal soloists representing all minority peoples. Two documentary films about writers were recorded and broadcast on RTCG, as well as a CD with original folk music. In the same period, the Centre supported by several cultural artistic societies that present folklore creativity in Montenegro, a total of 3.</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2017, the Fund launched two public tenders for the allocation of financial resources for funding and co-financing of projects. According to the decisions of the Board of Directors of the Fund, 30 projects related to the area of music and folklore and 11 projects related to periodicals with special emphasis on minority literature were supported. The Center for Preservation and Development of the Montenegrin Minority Culture continued to promote and develop the cultural affiliation of minority nations in their mother tongue as well as the peculiarities of the cultural tradition in a way that fostered multiculturalism. Musical, visual art, film and literary programs were organized. Thus, in this period two journals for literature in culture and science were published, followed by 13 books by authors of minority peoples, most of which were translated literature, and they supported the publication of one monograph, 12 concerts featuring musicians and vocal soloists, representatives of all minority peoples living in Montenegro. Four documentary films were recorded about the writers and broadcasted on RTV Montenegro, some of which were titled in another language, and a CD with original folklore music. In the same period, CEKUM supported several cultural art associations presenting folklore creativity in</p> |  |
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|          |   |                     |   | <p>Montenegro, a total of 10 and 6 amateur music and drama groups, painters, writers and amateur individuals.</p> <p>The amount of funds.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the first allocation in 2017, 20 projects related to the field of music and folklore were supported, with an amount of EUR 110,855.00. The number of projects related to periodicals with a special emphasis on the literature of minorities is 6, in the amount of EUR 53,800.00. The public competition for the second allocation of funds of the Fund is in progress (June 2017).</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2017, the Fund launched two public tenders for the allocation of financial resources for funding and co-financing of projects. By the decisions of the Board of Directors of the Fund, in the year 2017, 190 projects were supported, amounting to €972,926.00. During this period, 30 projects related to the area of music and folklore were supported, amounting to € 150,715.00, as well as 11 projects dealing with periodicals with a special emphasis on minority literature in the amount of € 106,700.00.</p> |  |
| 3.10.1.3 | <p>Continue with creating radio and TV shows about minorities and in minority languages, important for the development of science, culture and information sharing.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | Ministry of Culture | <p>IC</p> <hr/> <p>December 2013</p> <p>December 2014</p> <p>Q4 2015, 2016 and 2017</p> | <p>Creation of radio and TV shows about minorities and in minority languages, important for the development of science, culture and information sharing continued.</p> <p>(10) 30 June 2017 [IC]</p> <p>Television program for minorities broadcasts Lajmet, an informative show in Albanian language. In the period from January to June 2017, 129 shows were broadcast. Also, Mozaiku show of a mosaic type in the Albanian language was broadcast in the above period, with 25 shows. Within the Program for Minorities, the program "Bridges", dedicated to the tradition, history and culture of all minority peoples</p>  | <p>Representation of radio and TV programmes about minorities and in minority languages.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <hr/> |

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|  |  |  | <p>in Montenegro was broadcast, with 25 shows in the above period. Also, the Savore program is being prepared, in the Romany language. In the above period, 12 shows were broadcast. In the period from January to June 2017, Radio Montenegro's editorial office aired the Morning News in Albanian language, broadcasting the program at 7.50 AM, for 181 days. On average, the program lasts about 6 minutes. Also, during the 181 days, the main News program was broadcast in the Albanian language, as an informative program, which was broadcast 5 days a week, at 5.30 PM. It takes 30 minutes. In addition, 25 Saturday shows, which last for 55 minutes, were broadcast at 5.05 PM. The program includes weekly events in the field of culture, science, education, tourism, agriculture and sport from the territory of Montenegro inhabited by Albanians. The Radio Montenegro's editorial office also broadcasts in the Roma language, a show titled Voice of Roma. So far, 3 half-an-hour programs have been aired.</p> <p>(11) 31 December 2017 [IC]</p> <p>In 2017, within the Program for minorities, RTV Montenegro broadcasted 259 news programs "Lajmet" in the Albanian language, and 43 Mozaic shows. There were 24 broadcasts lasting 25 minutes in the Romanian language "Savore", which is broadcast twice a month. 43 shows "Bridges" were also broadcasted for 30 minutes to September, and then 40 minutes shows (dedicated to culture, history and tradition of minority peoples in Montenegro) as well. Five "People and Time" shows lasted for 30-40 minutes. In Montenegro, throughout the year, Radio Montenegro Editorial Board broadcasts three types of shows: - Morning News, within the morning radio program, five days a week for up to 5 minutes at 7:50 a.m, 260 shows per year or 1300 minutes. Shows such as daily news lasting for thirty minutes on each working day. The broadcasting time is 17:30 minutes, 260 shows per year or 7800 minutes. –The show "End of the Week" every Saturday, lasting for 55 minutes. The broadcasting time 17:05 minutes, 52 shows per year, 55 minutes, or 2860 minutes a year. Part of the</p> |  |
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|          |  |            |  | <p>broadcasts shown in the show “Bridges” of RTV Montenegro also includes documentaries, shown on the state TV, so that in addition to the cities where they were shown, a wider auditorium had the opportunity to see the programs and documentaries done by the Center for the Preservation and Development of Minority Cultures of Montenegro. Some programs and films were also shown by some televisions in Albania, Bosnia and Herzegovina and Croatia.</p>  |  |
| 3.10.1.6 | <p>Periodic surveys on the representation of minorities in the state authorities, local self-government and public services</p> <p>(10) 30 June 2017 [IC]</p> <p>The Ministry of Human and Minority Rights and the Human Resources Administration conducted a survey on the representation of members of minority peoples and other minority national communities at the Center for Social Work, the Office for Social and Child Protection and the Employment Office of Montenegro. Data processing is in progress.</p> <p>(11) 31 December 2017 [IC]</p> | MHMR       | <p>IC</p> <hr/> <p>June 2013^December 2014^IV quarter 2015^IV quarter 2016^IV quarter 2017</p> | <p>Number of periodic surveys on the representation of minorities in the state authorities, local self-government and public services</p> <p>(11) 31 December 2017 [IC]</p> <p>The survey was done and the data were processed. The results of the survey will be published in 2018 along with the data from the survey to be implemented in 2018.</p>   |  |
| 3.10.1.9 | <p>Review of the Annual Report on the work of the Fund for Protection and Exercise of the Minority Rights.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p>   | Parliament | <p>IC</p> <p>July 2015 Q3 2016</p>   | <p>Annual Report on the work of the Fund submitted to the Parliament;</p> <p>(10) 30 June 2017 [PI]</p> <p>On 23 January 2017 the Fund for Protection and Exercise of the Minority Rights submitted the Report on work for 2015 to the Parliament of Montenegro. By 23 June 2017, the Fund for Protection and Exercise of the Minority Rights has not submitted the Parliament with the Report on work for 2016.</p> <p>(11) 31 December 2017 [IC]</p> <p>On 30 November 2017, the Fund for the Protection and Realization of Minority Rights submitted to the Parliament of Montenegro the Annual Report of the</p> |  |

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|           |   |    |   | <p>Fund for the Protection and Realization of Minority Rights for 2016.</p> <p>Annual Report on the work of the Fund reviewed</p> <p>(10) 30 June 2017 [IC]</p> <p>At the third sitting of the Committee, held on 7 March 2017, the Committee for Human Rights and Freedoms considered the Report on work of the Fund for Protection and Exercise of the Minority Rights for 2015, submitting the Parliament with Report containing the proposed conclusion (in three items). The 26<sup>th</sup> Parliament of Montenegro at its third session of the first regular (spring) sitting in 2017, held on 28 March 2017, adopted a Conclusion about consideration of the Report on work of the Fund for Protection and Exercise of the Minority Rights for 2015, which was published in the Official Gazette of Montenegro, No. 22/17.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Human Rights and Freedoms Committee on the 14<sup>th</sup> Session, held on 19 December 2017, reviewed the Annual Report of the Fund for the Protection and Realization of Minority Rights for 2016.</p> |   |
| 3.10.1.13 | <p>Provide textbooks and school material for RAE children</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | ME | <p>IC</p> <p>September 2013^September 2014^September 2015^September 2016^September 2017</p> | <p>Textbooks and school materials provided for 100% of target RAE children</p> <p>(10) 30 June 2017 [I]</p> <p>Free textbooks are provided for all RAE students.</p> <p>(11) 31 December 2017 [IC]</p> <p>In this 2017/2018 school year, textbook sets were provided for the RAE children community, 1852 students who were enrolled in elementary school at the beginning of 2017/2018 school year. For the first cycle of elementary school (1st to 3rd grade, i.e. 759 sets), the textbooks were provided by the Ministry for Human and Minority Rights, and for the students from the 4<sup>th</sup> to the 9<sup>th</sup> grade, the textbook were</p>   | <p>Monitor decrease of drop-outs</p> <p>(11) 31 December 2017 [IC]</p> <p>The Team for monitoring children at risk of dropping out of school meets once a month and follows the regularity of class attendance and proposes measures to overcome the current problems. Such teams were established in Podgorica, Berane and Niksic, and all function on the same principle. In order to motivate parents of students of the RAE population to attend their classes regularly, the representatives of the Ministry of Human and Minority Rights carried out their training in the Elementary School "Bozidar Vukovic Podgoricanin", Elementary</p> |

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|           |  |    |    | <p>provided by the Ministry of Education (1 093 sets).</p> <p>Annual report of ME</p> <p>(11) 31 December 2017 [I]</p> <p>Available reports of the Ministry of Education are published and on the website <a href="http://www.mps.gov.me">www.mps.gov.me</a></p>   | <p>“Oktoih”, and Elementary School “Vladimir Nazor”, while by the beginning of December the same is planned for the Elementary School “Marko Miljanov”, Elementary School “21 May”, Elementary School “Savo Pejanovic” and Elementary School “Vuk Karadzic” in Podgorica. Schools have good co-operation with parents and within parenting sessions and engaging classroom classes in the field. Each year, an increasing number of parents of RAE students participate in parental meetings. Continuously additional classes are being implemented for all RAE students. Roma mediators are engaged within the project implemented by REF in co-operation with the Ministry of Education. The drafting of the Protocol for monitoring and prevention of early drop-out from school was signed by the competent authorities, and will come into effect by the end of 2017. The protocol will measure the number (percentages) of children who are not enrolled in secondary schools and the number (percentages) of children who have left school.</p> |
| 3.10.1.14 | <p>Provide certain number of scholarships for secondary school and university students</p> <p>(11) 31 December 2017 [IC]</p> | ME | IC | <p>Scholarships provided;</p> <p>(11) 31 December 2017 [IC]</p> <p>September 2013^September 2014^September 2015^September 2016^September 2017</p> <p>Scholarships for secondary school students and RAE students were provided by the Ministry for Human and Minority Rights.</p> <p>Number of secondary school and university students who received scholarships</p> <p>(11) 31 December 2017 [IC]</p> <p>In the school year of 2017/2018, 131 high school students and 21 RAE students were awarded a scholarship.</p> |  |
| 3.10.1.16 | <p>Implement programme of primary education of adults</p>  | ME | IC | <p>Number of students</p> <p>(10) 30 June 2017 [IC]</p>  | <p>Increase in percentage of persons involved in adult education programmes</p>  |



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|           | (10) 30 June 2017 [IC]<br><hr/> (11) 31 December 2017 [IC]<br><hr/>  |    | 2013<br>December 2014<br>Q42015<br>Q4 2016, and 2017                                 | In the first half of 2017, the number of attendees who completed primary school classes for adult education was 119.<br><br>(11) 31 December 2017 [IC]<br><br>There were 292 adult elementary education students in 2017.<br><br>According to the data, 218 students attended the programme of primary education of adults in 2016.  | (11) 31 December 2017 [IC]<br><br>Compared to the year 2016 the number of adult elementary education students was increased by 74 participants.<br><hr/> |
| 3.10.1.17 | Implement informational campaigns on the rights and obligations arising from employment; inform and encourage newly registered persons to actively search employment and involve in active employment policy measures, through informative interviews and information sharing and motivation seminars (workshops) at labour offices<br><br>(10) 30 June 2017 [IC]<br><hr/> (11) 31 December 2017 [IC]<br><hr/> | EO | IC<br><hr/> December 2013^December 2014^December 2015^December 2016<br>December 2017 | Number of implemented campaigns;<br><br>(10) 30 June 2017 [NI]<br><br>Note:<br>No campaigns on the rights and obligations arising from employment were implemented during the reporting period.<br><br>(11) 31 December 2017 [IC]<br><br>In September 2017, a representative of the Employment Office participated in the panel at the conference to announce the project Waste no chance! - Promotion of employability and labor rights of Roma collecting secondary raw materials, implemented by the NGO "Young Roma" - informed the attendees about the rights and obligations of unemployed Roma and Egyptians, focusing on people dealing with secondary raw materials collection. • In November 2017, representatives of the Office held an information session for participants of the project "Social Inclusion of Roma and Egyptians through Employment", implemented by the NGO "Help" from Podgorica. Participants (whose internships with employers were paid through the project) were informed about the registration procedure, the rights and obligations of the unemployed, the importance of active job search, active employment policy measures, subsidies available to employers for employing members of the Roma and Egyptian population |  |

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|  |  |  | <p>• At the beginning of December 2017, NGO "Help" and the Employment Office held a meeting on the inclusion of associate workers for social inclusion of Roma and Egyptians (mediators) in the field of employment in the system and its connection with the employment office. Namely, in March 2017, a curriculum was adopted for acquiring the professional qualification "Associate in the Social Inclusion of Roma and Egyptians" was adopted by the National Education Council. That is to say, this occupation has become part of the informal education system. NGO "Help" is implementing the project "Promoting and Protecting the Human Rights of Roma, Egyptians and other Vulnerable Groups", which is supported by the EU and implemented in the municipalities of Podgorica, Berane and Niksic. One of the project activities is related to the involvement of Roma and Egyptian Social Inclusion Associates in the field of employment and their fieldwork. The NGO "Help" has employed six Roma and Egyptians from the register of unemployed persons (two in three municipalities) as field mediators and, their earnings are funded from the project, in the period of 1 August 2017 to 19 June 2018. The Employment Office will enable mediators to access employment offices and organize an informative-motivational seminar for them, to familiarize them with registration procedures and all rights and obligations of unemployed persons. • Recognizing the importance of enhancing the cooperation of employers, non-governmental sector and other partners in order to improve RAE's position in the labor market - in September 2017, through the implementation of the project "A Step Closer to the Labor Market", the Office organized a Round Table, (employers, non-governmental organizations, representatives of the system institutions and representatives of the Roma / Egyptian community) and an exchange of views and ideas on the possibilities of overcoming the problems that Roma and Egyptians had when entering the labor market. In 2017, the Employment Office will use the funds from the Operational Program "Human Resources Development 2012-2013", funded from the IPA IV</p> |  |
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|  |  |  | <p>Component, through the implementation of the project "A Step Closer to the Labor Market" aimed at strengthening the social inclusion and employability of Roma and Egyptians, by establishing the conditions for acquiring the first occupational qualification. A total value of the project amounts to €85,019.45, of which €8,502.47 is funded by the Office. In the course of 2017, projects funded from EU funds under the Human Resources Development Project 2012-2013, IPA IV Component are implemented through the implementation of the grant scheme "Implementation of Training Sessions and Employment Projects for Persons with Disabilities and RAE Population", where over 300 members of the RAE populations attended trainings and workshops with the aim of professional training, while 72 RAE members were employed for a limited time in the media (four), crafts (13), health mediations (13) and with 13 employers - 42 RAE people.</p> <p>Number of announcements in the media;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no announcements in the media in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, once a week the public broadcaster broadcasted the show "Get Moving", dealing with employment issues, which was the result of cooperation between the Employment Office and Montenegro Radio Television. In the daily newspaper "Dnevne novine", the Office once a week informs the target audience of its activities (the "Employment" page).</p> <p>Number of newly-registered persons (with percentage participation of women)</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period 1 January -1 June 2017, 72 persons of the Roma and Egyptian population (36 women or</p> |
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|  |  |  | <p>50%) were registered by the Office,</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 January 2017 to 15 December 2017, 177 persons of the Roma and Egyptian population (80 women or 45.19% of women) were registered in the Employment Register. The largest number of newly registered persons came from the Podgorica municipality - 69% (40.67% women), Niksic 13.45% (52.17% women) and Herceg Novi - 8.18% (64.28% women). Out of the total number of newly registered persons, 162 persons had no occupation or vocational qualifications (75 women), other persons completed the third and fourth degree qualifications. Of all newly-registered Roma and Egyptians during 2017, on 15 December 2017 there were 106 (45 women) active employment seekers. By amending the Health Insurance Law, conditions were created for the unemployed Montenegrin citizens to exercise the right to health care at the Health Fund, no longer being conditioned by the status of unemployment registered by the Office. This regulation provides the opportunity for drawing up records of unemployed persons to include the persons who are in need of our services, i.e. only those who actively seek employment. Pursuant to the Law on Employment and Unemployment Insurance, job seeking persons shall be deleted from the register if they refuse to join the EO program, refuse adequate employment, are not available for employment, act contrary to employment regulations (illegal employment).</p> <p>Number of informative interviews (with percentage participation of women);</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period of 1 January -1 June 2017, informational interviews with 72 RAE people (72 women) were conducted, informing them about the rights and obligations of the unemployed person.</p> <p>(11) 31 December 2017 [IC]</p> |  |
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|  |  |  | <p>During 2017, through their regular activities, employment mediation advisers informed the unemployed Roma and Egyptians about their rights and obligations while on the record, motivating them to be included in active employment policy programs and mediate in their employment, according to the principles of affirmative action. All newly registered members of the Roma and Egyptian population are covered by the measure of active employment policy "Information on Employment Opportunities and Conditions", which is implemented through informative interviews.</p> <hr/> <p>Number of participants in workshops;</p> <p>(10) 30 June 2017 [IC]</p> <p>No new information in this reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>At informative-motivational seminars (workshops), unemployed persons are motivated for taking a more active approach to employment, mastering the job search skills, etc. Informative-motivational seminars were held as required for all Roma and Egyptians who were in the register of unemployed and who were actively seeking employment. As part of the "A Step Closer to the Labor Market" project, during May and June 2017, 171 members of the Roma and Egyptian population attended informative motivational seminars (out of over 220 who were contacted), who were motivated to participate in education and training programs through project activities. Out of that number, 106 demonstrated their interest in training.</p> <hr/> <p>Number of developed employment plans.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period 1 January -1 June 2017, employment plans were drafted for all newly-registered persons of the RAE population, identifying the activities aimed at seeking employment and inclusion in active</p> |  |
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|           |   |    |   | <p>employment policy programs were.</p> <p>(11) 31 December 2017 [IC]</p> <p>Following the interviews with all newly registered persons (171 persons, 45.61% women) who declare themselves as Roma and Egyptians, the persons were classified into a certain category of employability and, together with them, their individual plans of employment were made, which involved further treatment and involvement in relevant active employment policy programs. The Plan clearly defines the activities of unemployed persons in terms of their active inclusion in the programs of the Office and the active search for employment, as well as the acceptance of employment at the appropriate level of education and the obligation of the person to carry out these activities within the agreed deadlines.</p> |   |
| 3.10.1.18 | <p>Organise programmes for achieving first occupational qualification for non-qualified persons</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | EO | <p>I</p> <p>December 2013^December 2014^December 2015^December 2016^December 2017</p> | <p>Number of implemented programmes</p> <p>(10) 30 June 2017 [IC]</p> <p>In the period of 1 January -1 June 2017, a competition was published and decisions were made on the selection of adult education and training providers. Program activities have not started. * The educational and training program for acquiring professional qualifications "Associate in Social Inclusion of Roma and Egyptians in the Employment Sector" was adopted.</p> <p>(11) 31 December 2017 [I]</p> <p>Five programs were implemented during this reporting period.</p> <p>Number of involved persons with a share of women (including age and regional structure)</p> <p>(10) 30 June 2017 [IC]</p> <p>No new information in this reporting period.</p> <p>(11) 31 December 2017 [I]</p>                                     | <p>Number of RAE persons who acquired first qualification</p> <p>(10) 30 June 2017 [IC]</p> <p>No new information in this reporting period.</p> <p>(11) 31 December 2017 [I]</p> <p>In the reporting period, 66 members of Roma and Egyptian population (35 women) were included in educational and training programs</p> <hr/> |

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|           |  |    |   | <p>In accordance with the Annual Action Plan on Employment and Human Resources Development for 2017 and the Action Plan for the Implementation of the Strategy for the Social Inclusion of Roma and Egyptians 2016-2020, in 2017, the Employment Office planned to implement activities related to Roma and Egyptian inclusion in active employment policy measures. The competition for the selection of adult education and training providers was announced on 2 March 2017, while the decision on the election was passed on 19 May 2017. In the reporting period, 66 members of Roma and Egyptian populations (35 women) were included in educational and training programs. Through regular program activities, nine persons (six women) were involved in two educational programs, namely:</p> <ul style="list-style-type: none"> <li>• Eight persons (five women) were involved in the educational program for women's hairdresser's training, which was implemented in Podgorica.</li> <li>• The educational and training program for the occupation "maid" was implemented in Tivat, and one woman was involved.</li> </ul> <p>Through activities within the project "A Step Closer to the Labor Market", 57 persons (29 women) were involved in educational programs for vocational education, maid service, construction machine handlers, assistant cooks, hairdressers, in:</p> <ul style="list-style-type: none"> <li>• Podgorica - 28 persons (14 women) (educational programs for gardeners - 13 men, maid - 10 women, hairdresser - five persons (four women));</li> <li>• Berane (educational program for the occupation of construction machinery operator – six men);</li> <li>• Bijelo Polje 9 persons (eight women) (educational program for maids – six women; assistant cook - three (two women));</li> <li>• Tivat 14 (seven women) (educational programs for gardeners - five men, maids - nine persons (seven women)).</li> </ul> |   |
| 3.10.1.19 | <p>Organise training programmes for known employer</p> <p>(10) 30 June 2017 [NI]</p> | EO | <p>PI</p> <p>December 2013^December 2014^December</p> | <p>Number of implemented programmes and projects;</p> <p>(10) 30 June 2017 [PI]</p> <p>In the reporting period, a competition was published and a decision was made on the selection of a training program to work for an employer.</p>   | <p>Number of trained RAE persons and number of employed RAE persons</p> <p>(10) 30 June 2017 [NI]</p> |

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|  | <p>(11) 31 December 2017 [PI]</p> |  | <p>2015^December (11) 31 December 2017 [PI]</p> <p>2016^December 2017</p> <p>During the year 2017, a competition was published and a decision was made on the selection of the training program provider for employers, enabling employers to implement a job training program according to their job requirements for one month for the purpose employment by the employer concerned, for not less than three months. The competition published by the Employment Office read that the priority was given to the inclusion of Roma and Egyptians in the training program on how to work for an employer, in order to ensure that the principle of "affirmative action" was respected. Regarding the mentioned program, the inclusion of Roma and Egyptians depends primarily on the expressed interest of employers. Thus, through these programs, employers have been given the possibility to initiate some new training programs that would be carried out directly by the employer, which creates the possibility of recruiting persons at a particular job, including members of the Roma and Egyptian population and enabling them to be trained for a specific occupation. There were no employers interested, who would have, through the implementation of the program, trained and employed members of the Roma and Egyptian population.</p> <p>Number of included persons;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>No new information in this reporting period.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>No new information in this reporting period.</p> <p>Number of employed persons.</p> | <p>Note:</p> <p>No new information in this reporting period.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>No new information in this reporting period.</p> |
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| 3.10.1.26 | Education of parents, children, RAE activists, civil servants in state authorities on the protection from domestic violence and forced marriages of the underage among Roma population<br><br>(10) 30 June 2017 [IC]<br><br><br><br>(11) 31 December 2017 [IC] | MHMR | IC<br><br>March 2014<br>December 2015,<br>Quarter IV 2016 and<br>Quarter IV 2017 | The number and type of trainings;<br><br>(10) 30 June 2017 [IC]<br><br>The Ministry for Human and Minority Rights, in accordance with the Action Plan for Chapter 23 (Measure 3.10.1.26), in accordance with the Action Plan of the Strategy for Social Inclusion of Roma and Egyptians 2016-2020, organized trainings for parents, children, RAE activists, state administration officials on protection against domestic violence and juvenile forced marriages among the Roma population in two (2) Montenegrin cities: Tivat and Kotor. These activities were realized in cooperation with the MoI, the Police Administration.<br><a href="http://www.mmp.gov.me/organizacija/OUZ_RAE/173561/Tivat-Kotor-EDUCATION-Roma-prioritet-u-integraciji.html">http://www.mmp.gov.me/organizacija/OUZ_RAE/173561/Tivat-Kotor-EDUCATION-Roma-prioritet-u-integraciji.html</a><br><br>(11) 31 December 2017 [IC]<br><br>The Ministry for Human and Minority Rights, in cooperation with the Ministry of the Interior, Local Self-Governments, Centers for Social Work, Red Cross, Roma Association and NGO "Center for Roma Initiatives", conducted a training on the "Protection from Domestic Violence, Violence Against Children and Forced Child Marriages" in the following cities: Tivat, Kotor, Berane, Bijelo Polje, Pljevlja, Herceg Novi, Niksic and Podgorica. The activity was implemented in the form of educational workshops and lectures in schools. | Number of reported cases of violence and forced marriages of the underage, the number of reports lodged<br><br>(10) 30 June 2017 [IC]<br>The report for the current year is submitted at the end of calendar year.<br>(11) 31 December 2017 [IC]<br>The report for the current year is submitted at the end of calendar year. |

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|           |  |      |  | <p>The number and structure of training attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>The trainings were attended by the Police Administration officers, members of the Roma Council and non-governmental organizations, parents and children, as well as Ministry officials. The average number of participants in all three trainings was around 25, including parents and children of 13 to 18 years of age.</p> <p>(11) 31 December 2017 [IC]</p> <p>The target group was parents, children, activists, officials of competent institutions. The number of participants covered by this activity in this reporting year was 110 students and 150 members of the Roma and Egyptian population as well as 64th state/local officials.</p>  |   |
| 3.10.1.27 | <p>Organise campaigns in Roma settlements about the problem of violence against women and forced marriages of RE girls</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MHMR | <p>IC</p> <hr/> <p>November 2013, IV quarter<br/>2014, December<br/>2015, IV quarter<br/>2016, IV quarter<br/>2017</p> | <p>Campaign implemented (implemented activities covered by the campaign listed)</p> <p>(10) 30 June 2017 [IC]</p> <p>The Ministry for Human and Minority Rights, in accordance with the Action Plan of Chapter 23 (Measure 3.10.1.27), in accordance with the Action Plan for the " Strategy for Social Inclusion of the Roma and Egyptians 2016-2020" in Ulcinj, Bar, Tivat, Kotor, Budva and Cetinje, organized a Campaign in Roma Settlements on the issue of violence against women and forced marriages of RAE girls. When visiting these cities, all settlements were covered by the campaign:<br/><a href="http://www.mmp.gov.me/organizacija/OUZ_RAE/173499/Zapocela-kampanja.html">http://www.mmp.gov.me/organizacija/OUZ_RAE/173499/Zapocela-kampanja.html</a></p> <p>(11) 31 December 2017 [IC]</p> <p>The Ministry for Human and Minority Rights, in cooperation with the relevant institutions and the NGO "Center for Roma Initiatives", conducted campaigns in Roma and Egyptian settlements on the</p> | <p>Number of charges pressed according to the Criminal Code of Montenegro</p> <p>(11) 31 December 2017 [IC]</p> <p>See the table showing the track record concerning domestic violence cases.</p> <hr/> |

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|             |  |      |   | <p>issue of violence against women and children's contracted marriages in all cities where a significant number of Roma and Egyptian populations lived: Ulcinj, Bar, Tivat, Kotor, Budva, Cetinje, Berane, Bijelo Polje, Pljevlja, Herceg Novi, Niksic and Podgorica. Campaigns were realized as one-day visits to settlements in the territory of a certain municipality, with representatives of relevant institutions and local self-government, in addition to the representatives of the Ministry of Human and Minority Rights, and representatives of non-governmental organizations dealing with the topic concerned.</p>   |  |
| 3.10.1.28   | <p>Organise education for young girls belonging to national minorities and Roma girls to strengthen them to participate in politics.</p> <p>With reference to measure 3.6.2.13</p> <p>(11) 31 December 2017 [IC]</p> | MHMR | <p>IC</p> <hr/> <p>Q4 2014</p> <p>Q4 December 2015</p> <p>Q4 2016 and</p> <p>Q4 2017^</p> | <p>The number and type of trainings.</p> <p>(11) 31 December 2017 [IC]</p> <p>Given that Montenegro recognizes the challenges faced by members of the Roma and Egyptian population, it is actively working to improve their social and economic position through inclusion in public and political life. In this respect, in November 2017, in Podgorica, a training held on "Empowering Minority People and Other Political Minority National Communities" was attended by 21 representatives of minority peoples, NGO activists and representatives of parliamentary political parties.</p> <p>Number and structure of attendees</p> <p>(11) 31 December 2017 [IC]</p> <p>The training covered 21 representatives of minority peoples, NGO activists and representatives of parliamentary political parties.</p> | <p>Number of young girls belonging to national minorities and RAE population occupied in politics.</p> <p>(11) 31 December 2017 [IC]</p> |
| 3.10.1.31.1 | <p>Enact Decision on the manner and criteria for the use of funds for social housing</p> <p>(10) 30 June 2017 [NI]</p>   | MSDT | <p>NI</p> <hr/> <p>September 2015</p>   | <p>Decision enacted.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>For the purpose of its implementation, i.e. drafting of</p>   |  |

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|  | (11) 31 December 2017 [NI] |  |  | <p>the Proposal for a Decree on the manner and detailed criteria for using the means for social housing, a working group was formed, consisting of representatives of the Ministry of Finance, Ministry of Labour and Social Welfare, MSDT and representatives of two NGOs. The drafting of the Proposal for a Decree is in progress.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>For the purpose of drafting the Proposal for the Decree on the Method and Detailed Criteria for Utilization of Social Housing Resources, a working group was established, comprised of representatives of the Ministry of Finance, the Ministry of Labor and Social Welfare, representatives of two non-governmental organizations and representatives of MSDT. The proposal is being drafted.</p> |  |
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**3.10.2 B - Recommendation: Ensure further registration of the displaced persons, as well as their equal access to economic and social rights. Particular focus should be given to improvement of the living conditions of the displaced persons.**

| No.      | Measure / Activity   | Responsible authority | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
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| 3.10.2.3 | <p>Continue with registration or subsequent registration into the birth registry book of the persons born in Montenegro, through the administrative procedure conducted by regional units of the Ministry of Interior.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> | Moi                   | <p>IC</p> <p>December 2013</p> <p>December 2014 and continuously</p> | <p>The number of submitted and resolved requests</p> <p>(10) 30 June 2017 [IC]</p> <p>Pursuant to Article 33, paragraph 1 of the Law on Registry Books (subsequent registration after the expiry of the 30-day deadline) for the period from 01 January 2017 to 30 June 2017, 85 requests were filed, of which 81 were resolved (79 adopted, 2 dismissed), with 4 cases pending. Pursuant to Article 19, paragraph 1 of the Law on Registry Books (birth in a health care institution) for the period from 01 January to 30 June 2017, 3570 requests were filed, of which 3549 requests were resolved (3484 requests were adopted, 1 suspended, 64 dismissed), while 21 requests are pending.</p> | <p>The number of subsequently registered persons.</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of subsequently registered persons for the period from 1 January to 30 June 2017 was 79.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 to 1 December 2017, according to Article 33, paragraph 1 of the Law on Birth Registers (subsequent registration in the birth registers), 98 persons were registered in birth registers.</p> |

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|           |  |      |  | <p>(11) 31 December 2017 [IC]</p> <p>In the period from 1 July 2017 to 1 December 2017, pursuant to Article 19 of the Law on Birth Registers (children born in a health institution), 3,387 applications for entry in the birth register were filed, of which 3,370 applications were processed (3,298 applications were accepted and 72 applications were rejected), while 17 applications more are still pending.</p> <p>Report on the number of submitted and resolved requests.</p> <p>(10) 30 June 2017 [IC]</p> <p>The same as for the first indicator of result.</p> <p>(11) 31 December 2017 [IC]</p> <p>The same as for the first indicator of result.</p>          |  |
| 3.10.2.8  | <p>Continuously monitor attendance of school classes by children of the displaced and internally displaced persons</p> <p>(11) 31 December 2017 [IC]</p> | ME   | <p>IC</p> <hr/> <p>Continuous activity</p> | <p>The number of children from among the DPs and IDPs being enrolled in school;</p> <p>(11) 31 December 2017 [IC]</p> <p>Elementary school, in the school year of 2017/2018, was attended by 370 students from the group of displaced and internally displaced persons. Elementary school in this school year is attended by 12 students of this group.</p> <p>Number of children that stayed in school in comparison to the previous school year.</p> <p>(11) 31 December 2017 [IC]</p> <p>In relation to the previous academic year, in 2017/2018 school is attended by 17.83% more students from this group. Speaking of secondary education, that percentage is 50%.</p> |  |
| 3.10.2.13 | Organise round tables and meetings with  | MLSW | NI   | The number of round tables and meetings held;  | The number of employers involved in active |

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|           | <p>employers with a view to raising employers' awareness about the right to work and employment pertaining to displaced and internally displaced persons as well as to persons with the status of a foreigner.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/> |      | <p>October 2013 ^^Since 2014 at least once a year</p> | <p>(10) 30 June 2017 [NI]</p> <p>Note:<br/>No round tables or meetings were held in the reporting period.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:<br/>No round tables or meetings were held in the reporting period.</p> <p>The number of employers encompassed by round tables and meetings.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:<br/>No such information in the reporting period.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:<br/>No new information in the reporting period.</p> | <p>employment policy programmes.</p> <p>(10) 30 June 2017 [IC]</p> <p>The number of employers involved in active employment policy programmes is nine.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:<br/>No new information in the reporting period.</p> <hr/>  |
| 3.10.2.14 | <p>Organise informational campaigns with a view to raising awareness among displaced and internally displaced persons of the rights arising from unemployment and labour.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>                                      | MLSW | IC  | <p>The number and type of campaigns carried out.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:<br/>There is no new information in relation to the previous report.</p> <p>(11) 31 December 2017 [IC]</p> <p>In September 2017, a representative of the Employment Office participated in the panel at the conference to announce the project Waste no chance! - Promotion of employability and labor rights of Roma collecting secondary raw materials, implemented by the NGO "Young Roma" -</p>      | <p>The number of employers involved in active employment policy programmes.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:<br/>There is no new information in relation to the previous report.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number of employers involved in active employment policy programs is 19.</p> |

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|  |  |  | <p>informed the attendees about the rights and obligations of unemployed Roma and Egyptians, focusing on people dealing with secondary raw materials collection.</p> <ul style="list-style-type: none"> <li>• In November 2017, representatives of the Office held an information session for participants of the project "Social Inclusion of Roma and Egyptians through Employment", implemented by the NGO "Help" from Podgorica. Participants (whose internships with employers were paid through the project) were informed about the registration procedure, the rights and obligations of the unemployed, the importance of active job search, active employment policy measures, subsidies available to employers for employing members of the Roma and Egyptian population</li> <li>• At the beginning of December 2017, NGO "Help" and the Employment Office held a meeting on the inclusion of associate workers for social inclusion of Roma and Egyptians (mediators) in the field of employment in the system and its connection with the employment office. Namely, in March 2017, a curriculum was adopted for acquiring the professional qualification "Associate in the Social Inclusion of Roma and Egyptians" was adopted by the National Education Council. That is to say, this occupation has become part of the informal education system. NGO "Help" is implementing the project "Promoting and Protecting the Human Rights of Roma, Egyptians and other Vulnerable Groups", which is supported by the EU and implemented in the municipalities of Podgorica, Berane and Niksic. One of the project activities is related to the involvement of Roma and Egyptian Social Inclusion Associates in the field of employment and their fieldwork. The NGO "Help" has employed six Roma and Egyptians from the register of unemployed persons (two in three municipalities) as field mediators and, their earnings are funded from the project, in the period of 1 August 2017 to 19 June 2018. The Employment Office will enable mediators to access employment offices and organize an informative-motivational seminar for them, to familiarize them</li> </ul> |  |
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|           |   |      |   | with registration procedures and all rights and obligations of unemployed persons. • Recognizing the importance of enhancing the cooperation of employers, non-governmental sector and other partners in order to improve RAE's position in the labor market - in September 2017, through the implementation of the project "A Step Closer to the Labor Market", the Office organized a Round Table, (employers, non-governmental organizations, representatives of the system institutions and representatives of the Roma / Egyptian community) and an exchange of views and ideas on the possibilities of overcoming the problems that Roma and Egyptians had when entering the labor market.  |  |
| 3.10.2.16 | <p>Implementation of IPA 2011 project "Identifying durable solutions for (I)DPs and residents of Konik Camp"</p> <p>Activity 1: Urban development and construction of residential objects;</p> <p>Activity 2: Social integration;</p> <p>Activity 3: Voluntary return;</p> <p>Activity 4: Technical assistance.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MLSW | <p>IC</p> <hr/> <p>Start of construction October 2014</p> | <p>90 new housing units constructed for RAE IDPs from the camps Konik 1 and 2 and for the vulnerable local population.</p> <p>(10) 30 June 2017 [IC]</p> <p>48 housing units have been constructed. On 18 May 2017, the construction of 51 housing units has officially started, from the savings created in the implementation of the Regional Housing Programme. The deadline for completion of construction is 10 months.</p> <p>(11) 31 December 2017 [IC]</p> <p>On 18 May 2017, the construction of 51 housing units was officially started from the savings incurred during the implementation of the Regional Housing Program. The construction period is 10 months. Construction of housing units is underway, it is expected that the works will be completed by the beginning of 2018.</p> <hr/> | <p>Closing the camp Konik 2;</p> <p>(10) 30 June 2017 [I]</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>The number of children included in the primary education system or who benefit from appropriately oriented education services;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, 170 children are attending preschool education. – In Podgorica, Berane and Niksic, teams have been formed for prevention of early drop-out from school. They meet every month. The preparation is underway of the Protocol on early drop-out from school, which will define the steps and measures that need to be applied for children under risk. – Data on the number of pupils who have completed primary school will be available in August. – Transportation is organized for 300 pupils. – Free textbooks have been provided for all children. – Survey among the pupils of the ninth grade of primary school is conducted each year. – Affirmative action</p> |



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|  |  |  |  | <p>has resulted in 47 pupils being enrolled in the first grade. – In secondary schools, there are 104 pupils. – There are 27 mentoring teachers. – The mentoring programme involves 104 pupils. – Tutoring classes are organized for 15 pupils. There are 11 tutoring teachers.</p> <p>(11) 31 December 2017 [IC]</p> <p>No changes compared to the previous period.</p> <hr/> <p>Number of internally displaced persons belonging to the RAE population involved in vocational training in order to provide them with better employment opportunities;</p> <p>(10) 30 June 2017 [IC]</p> <p>The Employment Office has still not started the implementation of the measures envisaged for 2017. The implementation is expected in the second half of the year.</p> <p>(11) 31 December 2017 [IC]</p> <p>946 members of Roma and Egyptians (about 54.96% women) who were actively seeking employment were registered by the Employment Office on 30 September 2017. Qualification structure – as of 30 September 2017. • No unemployed Roma and Egyptians with the seventh level of qualification • The percentage share of persons with the third and fourth level of secondary education was 3.17% • 96.93% - persons without occupation (first and second level of secondary school education); of the persons with the first level of secondary education, 54.15% persons had no qualifications; 22,22% - persons had elementary school qualifications. Observed by municipalities, the largest number of persons registered, members of Roma and Egyptians, are registered by the Regional Office Podgorica, for the municipalities of Podgorica, Danilovgrad, Kolasin and Cetinje, and the</p> |
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|  |  |  |  | <p>Urban Municipalities of Golubovci and Tuzi - 58, 39% (54.89% of them are women), followed by the regional office Niksic, for Niksic Savnik and Pluzine municipalities 13.42% (53.54% women), the regional office Herceg Novi, for Herceg Novi, Kotor and Tivat - 13.31% (53.96% women), the regional office Berane, for Berane, Andrijevica, Plav, Rozaje, Gusinje and Petnjica municipalities - 7.50% (40.84% women), the regional office Bar, for the municipalities of Bar, Budva and Ulcinj - 6,65% (60,31% women), the regional office Bijelo Polje, for Bijelo Polje and Mojkovac Municipalities - 4,65% (54,54% women), and Pljevlja Regional Office, for Pljevlja and Zabljak municipalities - 0.73% (women 42.85%). In the period from 1 January 2017 to 30 September 2017, 85 persons were registered as Roma and Egyptians by the Employment Office, of which 40 women (47.35%). Out of the total number of newly registered persons, 82 persons had no occupation and professional qualification (40 women), while three men had the third level of qualification. The largest number of newly registered persons from the territory of the Podgorica municipality - 72.94% of the total number of new registered persons (41.93% women), Niksic - 10.58% (44.44% women), Herceg Novi - 7.05% (83, 33% women), Berane 4.70% (50% women), Bijelo Polje 3.52% (66.66% women), and Bar - one female person. Under the program In line with the annual Action Plan for Employment and Human Resources Development for 2017, the Employment Office planned the realization of activities related to the inclusion of Roma and Egyptians into Active Employment Policy Measures. Under the Financial Framework for the Implementation of the Programme for 2017 funds budgeted for the implementation of programs for Roma and Egyptian population amounted to €50,000 relating to educational and training programs and public works. The competitions for the selection of public works</p> |
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|  |  |  |  | <p>contractors in the field of environmental protection, educational, cultural and other public interest programs and for the selection of adult education and training providers was published on 2 March 2017, while the selection decisions were made on 19 May 2017. On 20 March 2017, the Employment Office published two more vacancies, aimed at the target group of program participants, among others, including the Roma and Egyptians as a priority.</p> <ul style="list-style-type: none"> <li>• The training program on how to work for employers enables the employers to conduct the training program according to their job requirements, lasting for one month, for the purpose of employment by that employer for a minimum of three months.</li> <li>• A self-employment training program is planned to include persons who have completed secondary education (third and fourth level) less than two years ago and have no professional experience. The employers concerned will implement the program for a period of six months. In the period from 1 January 2017 to 30 September 2017, 83 members of the Roma and Egyptian population were included in active employment policy programs. Out of the total number of people involved, 38 were women (45.78%). These programs are funded from the budget of the Employment Office of Montenegro (for 28 women) and from the funds of the Operational Program "Human Resources Development 2012-2013" funded from the IPA IV component through the implementation of the project "A Step Closer to the Labor Market" with a total value of €85,019.47 (€8,502.47), aimed at strengthening the social inclusion and employability of Roma and Egyptians through the establishment of conditions for acquiring the first occupational qualification (55 persons - 29 women). Overview of implemented programs: <ul style="list-style-type: none"> <li>• In 11 local public works in Berane, Bijelo Polje, Mojkovac, Niksic, Podgorica, Herceg Novi and Tivat, there are 19 persons of</li> </ul> </li> </ul> |
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|  |  |  |  | <p>the RAE population (three women). • The state public works "Let it be Clean" included nine people. • Eight persons (five women) were included in the educational and training program for the "women's hairdresser" in Podgorica. •the educational and training program for the occupation "maid" in Tivat involved one woman. A step closer to the labor market. In 2017, the Employment Office will use the funds from the Operational Program "Human Resources Development 2012-2013", funded from the IPA IV Component, through the implementation of the project "A Step Closer to Employment", intended to strengthen social inclusion and employability of Roma and Egyptians, through establishing the conditions for acquiring the first occupational qualification. In the reporting period, potential candidates, motivated workshops and selected attendees of education and training programs were contacted in all the regional units. There are 55 persons (29 women) involved in education programs for gardeners, maids, construction machinery operator, assistant cook, hairdresser, as follows: • Podgorica (education programs for professions - 13 male faces, maid - 10 women, hairdresser / ka - five women. • Berane (training program for the occupation of construction machinery operators six men • Bijelo Polje (educational program for the occupation of maids - four women, assistant cook - three women) • Tivat (education programs for the occupation of gardener – five men, maid – nine persons (seven women). Associate in the social inclusion of Roma and Egyptians in the field of employment. In March 2017, a program of education for the acquisition of professional qualification "Associate in the Social Inclusion of Roma and Egyptians" was adopted by the National Education Council. It means that this occupation has become part of the informal education system. The Employment Office has</p> |
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|  |  |  |  | <p>assigned a code of professional qualification to the "Associate in Social Inclusion of Roma and Egyptians in the Employment Sector", which means that a person with the acquired professional qualification can be registered in the Register of the Office, which will be entered in his or her card. In order for a person to acquire this qualification, there must be an organizer of adult education, who is licensed to implement the said education program. The license is issued by the Ministry of Education. When a student completes the educational program to acquire the professional qualification, the organizer of the education will issue a certificate of professional qualification. There is still no organization licensed as an organizer of education for obtaining a qualified qualification "Associate in Social Inclusion of Roma and Egyptians in the Employment Sector". We expect that, depending on the estimated labor market needs, through the future project activities (pilot project), an organization will apply for a license for the said qualification, with an indication that the estimated number of program participants that would be cost efficient for the organizer of education about ten candidates. Thus, through the pilot project implementation, the real needs and benefited from the engagement of associates in the social inclusion of Roma and Egyptians would be identified. Seasonal employment. In the reporting period, 49 persons of the Roma and Egyptian population (26 women or 53.06%) were employed in seasonal jobs. Age structure:</p> <ul style="list-style-type: none"> <li>• 15-25 years of age: 11 persons (four women);</li> <li>• 26-35 years of age: 19 persons (10 women);</li> <li>• 36-45 years of age: nine persons (seven women);</li> <li>• 46-55 years of age: seven persons (five women)</li> <li>• Over 55 - three men.</li> </ul> <p>Regional overview:</p> <ul style="list-style-type: none"> <li>• from the records of Herceg Novi Regional Office for Herceg Novi, Tivat and Kotor - 15 persons, (nine women);</li> <li>• from the records of the Bar Office, for Bar, Budva and</li> </ul> |
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|  |  |  |  | <p>Ulcinj Municipalities - 13 persons (eight women); • from the register of Niksic Regional Office Niksic, for Pluzine and Savnik municipalities - 12 persons (six women); • from the register of Podgorica Regional Office, for Podgorica, Danilovgrad, Kolasin and Cetinje municipalities - six persons (one woman); • from the records of the Bijelo Polje Regional Office, for the municipalities of Bijelo Polje and Mojkovac - two persons (women) • from the records of the Berane Regional Office, for Berane, Andrijevica, Plav, Rozaje, Gusinje and Petnjica municipalities - one male person.</p> <p>The number of RAE IDPs whose status has been regulated.</p> <p>(10) 30 June 2017 [IC]</p> <p>According to the data of the Ministry of Interior, in the period from 7 November 2009 (date of entry into force of the Law on Amendments to the Law on Foreigners), to 16 June 2017, displaced persons and internally displaced persons submitted a total of 14,377 applications for the approval of permanent residence and temporary residence for up to three years. Of this number, 13,885 requests have been resolved, while 492 requests are pending. Sorted by category, these statistics are the following: in the reporting period, displaced persons submitted a total of 4,710 applications for the approval of permanent residence. Out of this number, 4,663 requests have been resolved, while 47 requests are pending. In the reporting period, internally displaced persons submitted a total of 8,224 applications for approval of permanent residence. Of this number, 7,782 requests have been resolved, while 442 requests are pending. In the reporting period, displaced persons submitted a total of 299 applications for granting temporary residence for up to three</p> |
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|  |  |  |  | <p>years. Out of this number, 298 requests were resolved, while the procedure for 1 request is pending. In the reporting period, internally displaced persons submitted a total of 1,144 applications for granting temporary residence for up to three years. Out of this number, 1,142 requests have been resolved, while 2 requests are pending. The continuation of resolving the applications of displaced persons for admission to Montenegrin citizenship, which is the responsibility of the Directorate for Citizenship: it should be noted that since the beginning of the application of the Law on Montenegrin Citizenship, from 01 January 2008 to 1 June 2017, a total of 1,064 displaced persons from the territory of the former SFRY received citizenship of Montenegro. 3 requests for persons who were issued guarantees are pending.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from 7 November 2009 (date of entry into force of the Law on Amendments to the Law on Foreigners), as of 1 September 2017, displaced persons and internally displaced persons submitted a total of 14,606 applications for approval of permanent residence and temporary stay of up to three years. Of this number, 14,101 applications were processed, while 497 applications are pending. Out of 14,101 resolved cases, 11,897 persons were accepted and permanent residence was granted, 222 applications were rejected, 1,990 cases were rejected / suspended (double or incomplete applications). Categorized by categories, this statistics looks like this: DISPLACED PERSONS. In the reporting period, displaced persons submitted a total of 4,718 applications for approval of permanent residence. Of this number, 4,676 applications were processed, while 42 applications are pending. INTERNALLY DISPLACED PERSONS. In the reporting period</p> |
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|           |  |      |   |   | <p>internally displaced persons submitted a total of 8,323 applications for the approval of permanent residence. Out of this number, 7,950 applications were processed, while 373 applications are pending.</p> <p>TEMPORARY STAY OF UP TO THREE YEARS – DISPLACED PERSONS. During the reporting period, displaced persons submitted a total of 312 applications for approval of a temporary stay of up to three years. Of this number, 304 applications were processed, while 8 applications are pending. TEMPORARY STAY OF UP TO THREE YEARS – INTERNALLY DISPLACED PERSONS. During the reporting period, internally displaced persons submitted a total of 1,253 applications for temporary residence permit of up to three years. Out of this number, 1,179 applications were processed, while 74 applications are pending.</p> |
| 3.10.2.17 | <p>Provide conditions for construction of housing units for 1,177 families in collective settlements, including the informal settlement and Vrela Ribnicka (Regional Project of Belgrade Initiative)</p> <p>Sarajevo Process through:</p> <p>Construction of 907 housing units;</p> <p>Delivery of construction material for 120 housing units;</p> <p>Construction of 60 prefabricated houses;</p> <p>Construction of 90 housing units in the Home for Elderly Persons in Pljevlja.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | MLSW | <p>IC</p> <hr/> <p>2013, 2014, 2015^ and 2016 ^</p> | <p>The number of housing units constructed.</p> <p>(10) 30 June 2017 [IC]</p> <p>The construction of 94 housing units in Berane has started on 15 February 2017 and is implemented in line with the planned time schedule.</p> <p>(11) 31 December 2017 [IC]</p> <p>Within the Regional Housing Project MNE 2, “Construction of 120 Residential Units at the Konik Camp” was officially completed on 15 November 2017 and the families were given keys.</p> | <p>Increased number of families with housing issue solved.</p> <p>(10) 30 June 2017 [IC]</p> <p>New buildings are still being constructed. It is expected that the keys will be handed over to tenants by September 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>For 120 families, the keys were delivered on 15 November 2017.</p>   |



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3.12 Recommendation: Ensure the alignment with the acquis in the area of protection of personal data and allow for assessment through preparation of the relevant transposition tables; ensure sufficient financial and human resources to the Data Protection Agency.

| No.    | Measure / Activity  | Responsible authority | Deadline Status                        | INDICATOR OF RESULT   | INDICATOR OF IMPACT  |
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| 3.12.2 | Amend the Law on Personal Data Protection based on the results of the analysis.<br><br>(10) 30 June 2017 [I]<br><br>(11) 31 December 2017 [I]   | Mol                   | I<br><br>December 2016                 | Amendments to the Law on Personal Data Protection adopted.<br><br>(10) 30 June 2017 [I]<br><br>Amendments to the Law on Personal Data Protection have been adopted and published in the Official Gazette of Montenegro, No. 22/17 of 03 April 2017.<br><br>(11) 31 December 2017 [I]  |  |
| 3.12.3 | Prepare Compliance Assessment of National Laws on Personal Data Protection Mechanisms in Different Areas and the Personal Data Protection Law with EU Directive 45/96, EU Directives 45/96, 2002/58, 2006/24 and 2009/136 and other relevant Directives in this area.<br><br>(11) 31 December 2017 [I]  | Mol                   | I<br><br>December 2017                 | Assessment prepared with proposed amendments to relevant laws<br><br>(11) 31 December 2017 [I]<br><br>Compliance Assessment of the Personal Data Protection Law with the REGULATION OF THE EUROPEAN PARLIAMENT AND COUNCIL 2016/679 of 27 April 2016 on the protection of individuals with regard to the processing of personal data and the free movement of such data as well as the repeal of Directive 95/46/EC (General Data Protection Regulation). |  |
| 3.12.4 | Training of civil servants, representatives of the media and NGOs as regards the Law on Personal Data Protection and the judgments of the European Court of Human Rights – Article 8 of the European Convention concerning the protection of personal data (intended for civil servants who apply the Law on Personal Data Protection, representatives of | APDP                  | IC<br><br>June – December 2013^January | The number and type of trainings;<br><br>(10) 30 June 2017 [IC]<br><br>In the reporting period, one training was held in the Centre for Training in Judiciary and Public Prosecution, as well as trainings in all   | The number of complaints relating to the protection of personal data reduced.<br><br>(10) 30 June 2017 [IC]<br><br>The number of complaints for the protection of personal data: 4 decisions on appeals, 8 |

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|  | <p>electronic and print media and representatives of the NGO sector).</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>– December 2014 ^January</p> <p>– December 2015 ^January</p> <p>– December 2016</p> | <p>public prosecutors' offices. 1. Training "Measures of secret surveillance from the perspective of protection of human rights pursuant to the European Convention on Human Rights", held on 6 April 2017. 2. EU IPA 2014 "International cooperation in criminal matters: Prosecutorial Network of the Western Balkans" implemented by GIZ and CILC, as a training for public prosecutors and administrative staff on the rules of protection of personal data in the work of the public prosecutorial organization. The training also related to implementation of the Agreement between Montenegro and EUROJUST. The Agreement has been ratified and has entered into force. Apart from the Montenegrin legislation and practice, the training programme also tackled the rules of EUROJUST, judgments of the ECHR in Strasbourg, judgments of the Court of Justice in Luxembourg, and amended EU legislation. This type of training started three years ago, when the Agreement on cooperation was signed between the Agency for Personal Data Protection and the Supreme Public Prosecutor's Office.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the reporting period, the following trainings were held: - 2 training sessions at PI Higher Vocational School Police Academy, - Western Balkans Regional Conference on "Protect and Observe - Preserve Human Rights", - Panel discussion on "Data Protection" organized by the EU Info Center and the Agency for Personal Data Protection held on 18 July 2017, - Two seminars on "The Secret Surveillance Measures in accordance with the Law on Personal Data Protection" were held on 26 September 2017 and on 30 November 2017 in the organization of the PI Higher Vocational School Police Academy Danilovgrad, - Western Balkans Regional Conference on "Protect and</p> | <p>opinions, no recommendations, and 13 approvals for introducing video surveillance issued no consent for taking data from Montenegro granted. In the reporting period 56 appeals were submitted by 21 handlers. A total of 59 controls were carried out, 34 of which were extraordinary controls, 16 regular controls, of which 28 after initiative, 6 after an application for protection of rights, and there were 9 repeated controls.</p> <p>(11) 31 December 2017 [IC]</p> <p>The number of complaints relating to the protection of personal data: 8 decisions on complaints, 9 opinions issued, there were no recommendations, and 9 approvals for the implementation of video surveillance issued, no approvals for taking data out of Montenegro were issued. In the reporting period, 72 collections were submitted by 21 managers. There were 44 controls in total, of which 33 extraordinary and 11 regular ones, of which 27 under initiatives, 6 under requests for the protection of rights, and 5 repeated controls.</p> <hr/> |
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|        |  |      |  | <p>Observe – Preserve Human Rights" on the topic "Protecting the Privacy of Children and Family Life" organized by the Agency for Electronic Communications, the Organization for European Security and Co-operation, the Mission in Montenegro, and the Ombudsman of Montenegro.</p> <p>The number and structure of attendees.</p> <p>(10) 30 June 2017 [IC]</p> <p>The total number of attendees was 70 in all trainings. The structure included judges and prosecutors, as well as employees in these bodies.</p> <p>(11) 31 December 2017 [IC].</p> <p>The total number of attendees was 130 in all trainings. The structure included judges and prosecutors, as well as employees in these bodies.</p> |  |
| 3.12.7 | <p>Provide better awareness of citizens on the right to protection of personal data through:</p> <ul style="list-style-type: none"> <li>- public forums and seminars,</li> <li>- publications,</li> <li>- distribution of manuals for easier understanding and application of the right to protection of personal data.</li> </ul> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | APDP | <p>IC</p> <hr/> <p>2014.<br/>^continuously</p> | <p>The number of panels and seminars</p> <p>(10) 30 June 2017 [IC]</p> <p>Three seminars were held: in the municipality of Danilovgrad, Herceg Novi and JU Secondary Mixed School Mladost Tivat.</p> <p>(11) 31 December 2017 [IC]</p> <p>Three seminars were held: in the municipality of Danilovgrad, Herceg Novi and JU Secondary Mixed School Mladost Tivat.</p> <p>The number of publications</p> <p>(10) 30 June 2017 [IC]</p> <p>Handbook "Personal data processing and proactive approach to information and instruction for reporting collections of data"</p>   |  |

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|  |  |  |  | <p>was printed and is distributed to users of the Law.</p> <p>(11) 31 December 2017 [IC]</p> <p>Handbook “Personal data processing and proactive approach to information and instruction for reporting collections of data” was printed and is distributed to users of the Law.</p> |  |
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#### IV COOPERATION WITH THE NGO

| No. | Measure / Activity   | Responsible authority | Deadline Status                      | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
|-----|--|-----------------------|--------------------------------------|--|---------------------|
| 1   | <p>Endorsement of the Proposal for the Law on Amendments to the Law on NGOs.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | Mol                   | <p>I</p> <hr/> <p>September 2015</p> | <p>The Working group with representatives of NGOs established and consultations held in accordance with the Decree on the Method and Procedure of Establishing Cooperation between the State Administration Bodies and NGOs.</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>Consultation procedure for the stakeholders and public discussion conducted in accordance with the Decree on the Method and Procedure for Conducting Public Discussion.</p> <p>(11) 31 December 2017 [I]</p> <hr/> <p>The Proposal for the Law on Amendments to the Law on NGOs submitted to the Parliament of Montenegro for further procedure.</p> <p>(10) 30 June 2017 [I]</p> <p>The Government of Montenegro, at its</p> |                     |

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|   |   |    |                                  | <p>session held on Amendments to the Law on NGOs. The Parliament of Montenegro, on Amendments to the Law on NGOs (Official Gazette of Montenegro 37/17).</p> <p>(11) 31 December 2017 [I]</p>   |  |
| 2 | <p>Development and adoption of by-laws pursuant to the Law on Amendments to the Law on NGOs.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>Adoption of by-laws, following public consultations, is in the final phase.</p> <hr/> | MF | <p>NI</p> <hr/> <p>July 2016</p> | <p>Adopted by-laws which will regulate in more detail the criteria, method and procedure of allocation of funds for the projects and programmes of NGOs, etc.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The measure has not been implemented. Note: The Law on Amendments to the Law on NGOs (Official Gazette of Montenegro 37/17) entered into force on 22 June 2017, and will apply as of 1 January 2018. The deadline for adoption of the by-laws is 90 days from the day of entry into force of the Law.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>No secondary legislation was passed although there were public consultations on drafts of the Decree on Financing of Projects and Programs of Non-Governmental Organizations in Areas of Public Interest, the Rulebook on the Content of Public Competitions for the Distribution of Funds for Project Financing and Non-Governmental Organizational Programs, and the format and content</p> |  |

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|   |   |            |    | of public competition applications, and the Decree on the procedure and method of co-financing projects and programs of non-governmental organizations supported by European Union funds (from 17 June to 10 September 2017) |  |
| 4 | <p>Establishment of commissions for allocation of funds for NGO programmes and projects in accordance with the Law on Amendments to the Law on NGOs in public administration bodies.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>There are no conditions for implementation because the relevant bylaw was not passed, on which public consultations were held, and which should be passed by the end of the year.</p> <hr/> | Government | NI |  | <p>Decisions on establishment of commissions adopted.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The measure has not been implemented. Note: The Law on Amendments to the Law on NGOs (Official Gazette of Montenegro 37/17) entered into force on 22 June 2017, and will apply as of 1 January 2018. The deadline for adoption of the by-laws is 90 days from the day of entry into force of the Law. The by-laws will prescribe the criteria and the procedure for selection of members of the commissions and the procedure of allocation of funds.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>Commission appointment for the allocation of funds for NGO programs and projects in accordance with the Law on Amendments to the Law on NGOs in state administration bodies was not implemented because the Law on Amendments to the Law on NGOs ("Official Gazette of Montenegro", 37/17), entered into force on 22 June 2017, reading that it would apply from 1 January 2018. The realization of this measure is conditional on the adoption of the Decree on financing of projects and programs of Non-Governmental Organizations in areas of public interest, which will prescribe the criteria and procedure for election of commission members as</p> |

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|   |   |     |    |  | well as the procedure of allocation of funds, which has not yet been passed.   |
| 5 | <p>Strengthening the capacity of members of the commissions for allocation of funds to NGOs.</p> <p>(10) 30 June 2017 [NI]</p> <p>There were no conditions for implementation because the commissions have not been formed under the <i>Law on Amendments to the Law on NGOs</i> (Official Gazette of Montenegro 37/17), which entered into force on 22 June 2017 (it will apply as of 1 January 2018), i.e. the by-law to regulate the criteria and procedure for selection of commissions has still not been adopted. It is only after these are formed that the above training will be possible to implement.</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>There are no conditions for the implementation of this measure because the commissions have not been appointed, i.e. no relevant bylaw has been adopted in accordance with the Law on Amendments to the Law on NGOs (Official Gazette of Montenegro, 37/17), which prescribes benchmarks and scoring projects / programs in the priority areas of public interest and the area of protection of persons with disabilities which are implemented by non-governmental organizations, the way of making lists of independent assessors and the level of remuneration for their work, detailed content of the contract on the method of payment and use of funds, reporting and supervision over the realization of projects / programs for which funds have been allocated to non-governmental organizations, as well as a detailed way of drafting funding reports for non-governmental organizations projects / programs, as well as the Rulebook regulating the content of a public call for proposals for allocating funding for non-governmental projects / programs, and the format and content of application for public competition.</p> <hr/> | HRA | NI |  | <p>The number of training courses for members of the commissions on the manner of assessing NGO projects or programmes, and the methods of monitoring and evaluating the projects.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>There are still no conditions for implementation because the commissions have not been formed given that there is still no adoption of the relevant by-law based on the Law on Amendments to the Law on NGOs (Official Gazette of Montenegro 37/17), which entered into force on 22 June 2017, and will apply as of 1 January 2018. The deadline for adoption of the by-laws is 90 days from the day of entry into force of the Law.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There are no conditions for the implementation of this measure because the commissions have not been appointed, i.e. no relevant bylaw has been adopted in accordance with the Law on Amendments to the Law on NGOs (Official Gazette of Montenegro, 37/17), which prescribes benchmarks and scoring projects / programs in the priority areas of public interest and the area of protection of persons with disabilities which are implemented by non-governmental organizations, the way of making lists of independent assessors and the level of remuneration for their work, detailed content of the contract on the method of payment and use of funds, reporting and supervision over the realization of projects / programs for which funds have been allocated to non-governmental organizations, as well as a detailed way of drafting</p> |

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|     |   |     |                                     |  | funding reports for non-governmental organizations projects / programs, as well as the Rulebook regulating the content of a public call for proposals for allocating funding for non-governmental projects / programs, and the format and content of application for public competition.  |
| 3.1 | <p>The Proposal for the Law on Amendments to the Law on Games of Chance endorsed for the purpose of harmonisation with the amended Law on NGOs.</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> | MF  | <p>I</p> <hr/> <p>December 2015</p> |  | <p>The working group with the representatives of NGOs has been established, and consultations held in accordance with the Decree on the Method and Procedure of Establishing Cooperation between the State Administration Bodies and NGOs.</p> <p>(11) 31 December 2017</p> <hr/> <p>Consultation procedure with the stakeholders and public discussions conducted in accordance with the Decree on the Method and Procedure for Conducting Public Discussions (Official Gazette).</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>The Proposal for the Law endorsed and submitted to the Parliament of Montenegro for further procedure</p> <p>(10) 30 June 2017 [I]</p> <hr/> <p>At its session held on 30 March 2017, the Government of Montenegro endorsed the Proposal for the Law on Amendments to the Law on Games of Chance, which terminated the games of chance fund from which NGOs were financed. On 2 June 2017, the Parliament of Montenegro adopted the Law on Amendments to the Law on Games of Chance (Official Gazette of Montenegro 37/17).</p> |
| 9   | <p>Strengthening of capacities of the persons employed in the Office.</p> <p>(10) 30 June 2017 [IC]</p> <hr/>   | HRA | <p>IC</p> <hr/> <p>Continuously</p> |  | <p>The number of trainings;</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>In the period from January to the end of June 2017, employees of the Office attended the following seminars and workshops: • 17-18 February 2017 in Budva, seminar "Strengthening capacities of representatives of institutions, media and non-</p>  |



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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  |  |  | <p>governmental organizations for action in the field of fight against trafficking in human beings”, organizers: Centre for Democracy and Human Rights and Montenegrin Women’s Lobby, lecturers (domestic and foreign): representatives of the organizers (domestic NGO) and NGO from Belgrade, Serbia • 13-14 March 2017, in Budva, seminar on programming the Instrument for Pre-Accession Assistance (IPA) with a focus on mid-term revision of effects of financial support provided to Montenegro by the EU through IPA, organizers: Ministry of European Affairs, in cooperation with the Delegation of the European Union (DEU) to Montenegro and with the support of the project “Strengthening the capacities of Montenegrin administration for the process of accession into the EU and the use of IPA II instrument”, lecturers (domestic and foreign): representatives of the Ministry, DEU and foreign experts on the project • 10 April 2017 in Podgorica, seminar “RIA – Analysis of regulations impact”, organizer: Human Resources Administration, lecturers (domestic and foreign): representatives of the Ministry of Finance and experts from the Great Britain • 17-18 May 2017 in Podgorica, workshop “Standards of public consultancy”, organizer: Human Resources Administration in cooperation with the project “Technical support to the development of institutional cooperation mechanisms of the Government and NGOs in Montenegro”, lecturers (domestic and foreign): local and an expert from Croatia • 7- 8 June 2017 in Podgorica, workshop “From sectoral analyses to defining the priorities for financing projects and programmes of NGOs from the state budget”, organizer: <i>Human Resources Administration in cooperation with the project “Technical support to the development of institutional cooperation mechanisms of the Government and NGOs in Montenegro”</i>, lecturer (foreign): expert from Croatia.</p> <p>(11) 31 December 2017 [IC]</p> <p>The Human Resources Administration, supported by the project "Technical Support to the Development</p> |
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|    |  |                                       |                                     | <p>of Institutional Cooperation Mechanisms of the Government and NGOs in Montenegro", led by the European Union Delegation in Montenegro, organized a two-day workshop "Financing NGOs Projects and Programs from the State Budget"; Development of Sectoral Analysis and Definition of Priorities ", 3-4 July 2017. The training was intended for civil servants who would be engaged in ministries in the sector of sectoral analysis and proposing priority projects for financing projects, or NGO programs in the coming year. The training was attended by four employees of the National Office.</p> <p>Better results of employees after trainings achieved.</p> <p>(10) 30 June 2017 [IC]</p> <p>Better results of employees after trainings achieved</p> <p>(11) 31 December 2017 [IC]</p> <p>Better results of employees after trainings achieved</p> <p>Increased satisfaction of NGOs with the work of the Office.</p> <p>(10) 30 June 2017 [IC]</p> <p>The work of the Office is continuously improved.</p> <p>(11) 31 December 2017 [IC]</p> <p>The work of the Office is continuously improved.</p> |
| 11 | <p>Organisation of various education programmes for members of the Council, workshops, seminars and exchange of experience with the representatives of similar bodies in the region.</p> <p>(10) 30 June 2017 [NI]</p> <p>In the reporting period, there were no organized education programmes for members of the Council. The Council does not function since July 2016, because ten of eleven members of the Council, representatives of non-</p> | General Secretariat of the Government | <p>NI</p> <hr/> <p>Continuously</p> | <p>The number of meetings of members of the Council with representatives of similar bodies from the countries in the region and the EU.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no organized education programmes for members of the Council. The Council does not function since July 2016,</p>  |

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|  | <p>governmental organizations, conditioned their further work in this body by the resolution of problems in work that are yet to be resolved.</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>This measure was not implemented because the Council did not function from July 2016, when ten out of eleven members of the Council, representatives of non-governmental organizations, conditioned their further participation in that body by the resolution of some operational issues that had still not been addressed in the way they requested.</p> <hr/> |  |  |  | <p>because ten of eleven members of the Council, representatives of non-governmental organizations, conditioned their further work in this body by the resolution of problems in work that are yet to be resolved.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There were no meetings with representatives of similar bodies from the countries of the region and the EU because ten of the 11 members of the Council, representatives of NGOs, conditioned their further participation in the Council by the resolution of some operational issues that had still not been addressed in the way they requested.</p> <hr/> <p>The number of implemented activities oriented towards education of members of the Council.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no organized education programmes for members of the Council. The Council does not function since July 2016, because ten of eleven members of the Council, representatives of non-governmental organizations, conditioned their further work in this body by the resolution of problems in work that are yet to be resolved.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, there were no organized education programmes for members of the Council. The Council does not function since July 2016, because ten of eleven members of the Council, representatives of non-governmental organizations, conditioned their further work in this body by the resolution of problems in work that have not yet</p> |
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|    |   |       |                                      |  | been resolved as they had requested..   |
| 12 | <p>Creation of a database on NGO projects supported from public funds at the national level</p> <p>(10) 30 June 2017 [NI]</p> <p>There were no conditions for implementation because the Law on Amendments to the Law on NGOs ("Official Gazette of Montenegro", 37/17), which entered into force on 22 June 2017, begins to apply from 1 January 2018.</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>Decentralized model of budget allocation for projects / programs of non-governmental organizations from Montenegro's budget starts to apply from 1 January 2018, so publication of relevant data will be possible only by 2019. However, on the website of the National Office under the heading Financing of Programs and Projects of NGOs, decisions are published on the allocation of funds by the Commission for the allocation of part of the income from games of chance and the Fund for the Protection and Realization of Minority Rights of Montenegro - <a href="http://www.nvo.mju.gov.me/rubrike/finansiranje-programa-i-projekata-nvo">http://www.nvo.mju.gov.me/rubrike/finansiranje-programa-i-projekata-nvo</a></p> <hr/> | NGOGA | <p>NI</p> <hr/> <p>November 2017</p> |  | <p>Database created and available on the website of the Office for Cooperation with NGOs</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>There were no conditions for implementation because the Law on Amendments to the Law on NGOs ("Official Gazette of Montenegro", 37/17), which entered into force on 22 June 2017, begins to apply from 1 January 2018.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>Decentralized model of budget allocation for projects / programs of non-governmental organizations from Montenegro's budget starts to apply from 1 January 2018. The realization of public tenders for allocation of funds for the mentioned purpose, i.e. the implementation of decisions on allocation of funding for non-governmental organizations projects / programs, is a prerequisite for creating databases on NGO projects supported by public funds at national level, so publication of relevant data will be possible only by 2019. However, on the website of the National Office under the heading Financing of Programs and Projects of NGOs, decisions are published on the allocation of funds by the Commission for the allocation of part of the income from games of chance and the Fund for the Protection and Realization of Minority Rights of Montenegro <a href="http://www.nvo.mju.gov.me/rubrike/finansiranje-programa-i-projekata-nvo">http://www.nvo.mju.gov.me/rubrike/finansiranje-programa-i-projekata-nvo</a></p> |
| 14 | Preparation of amendments to the Rulebook on organization and job description of state administration bodies (with a view to defining job descriptions of the contact persons for cooperation with NGOs).   | HRA   | <p>IC</p> <hr/> <p>Continuously</p>  |  | <p>The number of adopted amendments to the Rulebook on organization and job description of state administration bodies.</p> <p>(10) 30 June 2017 [IC]</p>   |

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|    | <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>  |     |  | <p>The Government has adopted 31 Rulebooks on internal organization and job description, in the following ministries (10): Ministry of Interior (2 times), Ministry of European Affairs, Ministry of Agriculture and Rural Development, Ministry of Transport and Maritime Affairs, Ministry of Education, Ministry of Sustainable Development and Tourism, Ministry of Health, Ministry of Economy (2 times), Ministry of Public Administration, Ministry of Defence. In addition, the Government has given its consent to the proposals for the Rulebooks of the Basic Public Prosecutor's Office, the Higher Public Prosecutor's Office, the Special Public Prosecutor's Office, the Administrative Court, the General Secretariat of the Government, the Cabinet of the President of Montenegro. In all ministries, in the job descriptions, there is cooperation with NGOs, with even more detailed description in some cases.</p> <p>(11) 31 December 2017 [IC]</p> <p>Through the rulebooks on internal organization and systematization, i.e. through amendments to the same (25 in the reporting period), in 10 acts, cooperation with non-governmental organizations was subject to regulation in the following ministries and bodies: the Ministry for Human and Minority Rights, the Ministry of Justice, Ministry of Labor and Social Welfare, Ministry of Agriculture and Rural Development, Property Administration, Employment Office, Department of Social and Child Protection, Directorate for Public Data Protection, Montenegrin Maritime Museum Public Institution, Public Institution, The Library for the Blind.</p> |
| 16 | <p>Organisation of training courses for contact persons for cooperation of state authorities and NGOs.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> | HRA | <p>IC</p> <hr/> <p>2014 and continuously</p> | <p>The number of trainings for contact persons;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no special trainings for this category of employees, but a number of them participated in workshops on the topic of "Public consultation standards" (17 and 18 May 2017 in Podgorica,</p>  |

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|  |  |  |  | <p>attended by 16 civil servants – 11 employees from 10 ministries and 5 civil servants from the Office (among them a contact person for cooperation with NGOs), and “From sectoral analyses to defining priorities for financing projects and programmes of non-governmental organizations from the state budget”, on 7-8 June in Podgorica (attended by 20 employees from ministries and 5 from the Office), among them 3 contact persons for cooperation with NGOs.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>There have been no special trainings for this category of employees in this reporting period.</p> <p><u>The number of participants in trainings;</u></p> <p>(10) 30 June 2017 [IC]</p> <p>There were no special trainings for this category of employees, but a number of them participated in workshops on the topic of “Public consultation standards” (17 and 18 May 2017 in Podgorica, attended by 16 civil servants – 11 employees from 10 ministries and 5 civil servants from the Office, among them a contact person for cooperation with NGOs), and “From sectoral analyses to defining priorities for financing projects and programmes of non-governmental organizations from the state budget”, on 7-8 June in Podgorica (attended by 20 employees from ministries and 5 from the Office), among them 3 contact persons for cooperation with NGOs.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>For this category of civil servants, there were no special training sessions in this reporting period, but three of the participants participated in the workshop on "Financing NGOs projects and</p> |
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|      |  |       |  |  | programs from the state budget, making sectoral analyzes and prioritizing" (3 and 4 July 2017 in Podgorica). |
| 16.1 | <p>Organisation of trainings for public employees as regards cooperation between state administration bodies and NGOs.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | NGOGA | <p>IC</p> <hr/> <p>Since 2015 continuously</p> | <p>The number of trainings for civil servants</p> <p>(10) 30 June 2017 [IC]</p> <p>In cooperation with the DEU project "Technical Cooperation for the Development of Institutional Mechanisms for the Cooperation between the Government and Civil Society Organisations in Montenegro", the Human Resources Administration organized • on 17 and 18 May 2017, a two-day workshop "Standards of Public Consultation" for civil servants working on normative tasks, creation of strategic-planning documents and public relations. The lecturers were the project manager – expert from Croatia and a local expert engaged in the Project of training on public consultation standards in drafting laws. • 7 and 8 June 2017, a two-day workshop in Podgorica, "From sectoral analyses to defining priorities for financing projects and programs of non-governmental organizations from the state budget". The lecturer was an expert from Croatia, engaged in the Project.</p> <p>(11) 31 December 2017 [IC]</p> <p>Training was organized on "Financing of NGO Projects and Programs from the State Budget - Making Sectoral Analysis and Defining Priorities" (July 3 and 4, 2017 in Podgorica) Training is intended for civil servants who will be engaged in ministries in sectoral analyzing and proposing priorities for</p> |  |

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|  |  |  | <p>project financing, i.e. programs of non-governmental organizations in the coming year. The workshop enabled the introduction of standards and good practice of programming priorities for funding NGO projects and programs from the state budget, as well as techniques for sectoral analysis and strategic planning of financial support to NGO programs for the purpose of better implementation of public policies. Training has presented the standards of funding of NGO programs and projects from the state budget / public funds, the legal framework regulating this issue in Montenegro, and in particular the newspapers prescribed by the Law on Amendments to the Law on Non-Governmental Organizations. The lecturer was an expert from Croatia.</p> <hr/> <p>The number of civil servants in the trainings</p> <p>(10) 30 June 2017 [IC]</p> <p>The workshop on "Public consultation standards" (17 and 18 May 2017 in Podgorica), was attended by 16 civil servants – 11 from 10 ministries and 5 from the Office. The workshop "From sectoral analyses to defining priorities for financing projects and programmes of non-governmental organizations from the state budget", held on 7-8 June in Podgorica, was attended by 20 civil servants from 14 ministries, 1 civil servant from the cabinet of the Minister without portfolio and 5 from the Office.</p> <p>(11) 31 December 2017 [IC]</p> <p>The two-day workshop "Financing</p> |
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|  |  |  |  | NGOs projects and programs from the state budget - making sectoral analyzes and prioritizing", organized on July 3 and 4, 2017 in Podgorica, has received 35 persons: four employed in the National Office, 28 officials / as well as three representatives of the project "Technical Support to the Development of Institutional Cooperation Mechanisms of Government and NGOs in Montenegro". |  |
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## OPERATIONAL DOCUMENT

### I PUBLIC PROCUREMENT -

Although the area of public procurement is dealt with in detail in the negotiation chapter 5 – Public Procurement, and in the AP 23 as well, the Operational Document also sets out measures for this area since the Strategy for the Fight against Corruption and Organised Crime (2010–2014) identified public procurement as the area exposed to special risk. The measures in this area are predominantly related to the improvement of the normative framework, but also to strengthening administrative capacity needed for implementation of the legislation and creation of technical conditions for establishment of efficient and transparent electronic public procurement system. According to the data in the latest report on implementation of the AP for the fight against corruption and organised crime (2013-2014), in the area of public procurement five measures (71.43%) were implemented, two measures (28.57%) were partly implemented and there were no measures that were assessed as not implemented.

| No. | Measure / Activity  | Responsible authority | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|-----|---|-----------------------|--|---|---------------------|
| 1.1 | <p>Adopt secondary legislation for establishment of the electronic public procurement system.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <p>Bylaws will be passed after the inception phase of the project relating to the establishment of the electronic public procurement system (6 months from the start of the project).</p> | MF                    | <p>NI</p> <p>Q1 2017</p>   | <p>Secondary legislation adopted.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The secondary legislation will be adopted after the completion of the inception phase of the project which is related to establishing an electronic public procurement system (6 months following the project commencement).</p>  |                     |
| 1.2 | <p>Report on implementation of the Strategy for Development of the Public Procurement System 2016-2020.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p>   | MF                    | <p>ID</p> <p>Q4 2016</p> <p>Q2 2017</p> <p>Q4 2017</p> <p>Q2 2018</p> <p>Q4 2018</p> | <p>Reports adopted</p> <p>(10) 30 June 2017 [IC]</p> <p>On 2 February 2017, the Government of Montenegro adopted a Report on implementation of measures from the Action plan for <i>implementation of the Strategy for Development of the Public Procurement System 2016-2020</i> in 2016 (annual report).</p> <p>The Coordinating Body for monitoring and implementation of the Strategy for Development of the Public Procurement System 2016-2020;</p> |                     |

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|     |  |     |    | <p>(10) 30 June 2017 [IC]</p> <p>Report of the Coordinating Body is available on the website of the PPA:<br/> <a href="http://www.PPA.gov.me/category/koordinaciono-tijelo">http://www.PPA.gov.me/category/koordinaciono-tijelo</a></p> <p>(11) 31 December 2017 [IC]</p> <p>Report of the Coordinating Body is available on the website of the PPA:<br/> <a href="http://www.PPA.gov.me/category/koordinaciono-tijelo">http://www.PPA.gov.me/category/koordinaciono-tijelo</a></p> <p>The number of implemented, partly implemented and not implemented measures set out in the AP for implementation of the Strategy.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Action Plan for 2016 envisages a total of 56 measures. Out of the measures envisaged, 16 measures were implemented in full, 13 measures are implemented continuously, 14 measures were partly implemented, 10 measures were not implemented due to maturity in the coming years and 3 measures were not implemented. More information at<br/> <a href="http://www.PPA.gov.me/category/koordinaciono-tijelo">http://www.PPA.gov.me/category/koordinaciono-tijelo</a></p> <p>(11) 31 December 2017 [IC]</p> <p>The Action Plan for 2016-2020 envisages a total of 56 measures. Out of the measures envisaged for the second quarter of 2017, 10 measures were implemented in full, 27 measures are implemented continuously, 7 measures were partly implemented, and 12 measures were not implemented, including 5 that were not implemented due to maturity in the coming years. More information at<br/> <a href="http://www.PPA.gov.me/category/koordinaciono-tijelo">http://www.PPA.gov.me/category/koordinaciono-tijelo</a></p> |  |
| 1.3 | Monitor implementation of anticorruption measures and measures for the prevention of | PPA | PI | The number of the submitted pieces of information about potential existence of the conflict of interest   |  |

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|  | <p>conflict of interest in the public procurement procedure.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> |  | <p>Q4 2016 and continuously once a year</p> | <p>and corruption in public procurement procedures;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period, two pieces of information were submitted on potential conflict of interest and two reports of corruption by the interested parties. They were forwarded to the competent authorities.</p> <hr/> <p>The number of conducted controls, number of identified irregularities, number and type of sanctions imposed per year.</p> <p>(10) 30 June 2017 [IC]</p> <p>In accordance with the provisions of Article 15 of the Law on Public Procurement, pursuant to the Rulebook, as well as the amendments to the Rulebook on the manner of keeping and the content of records on violation of anti-corruption rules, in the period from 1 January to 1 June 2017, the Public Procurement Inspectorate conducted 33 inspections of violations of anti-corruption rules in public procurement, finding 5 irregularities and pronouncing 5 indication measures. Regarding the imposed measures of indication by the inspectors, the subjects of supervision remedied the irregularities within the deadlines that the inspectors left them. In the reporting period, the Public Procurement Inspectorate also carried out 24 inspections of prevention of conflicts of interest in the public procurement procedure in accordance with the provisions of Articles 16, 17 and 18 of the Law, and did not establish irregularities on that occasion.</p> <p>(11) 31 December 2017 [IC]</p> <p>Pursuant to the provisions of Article 15 of the Law on Public Procurement (Official Gazette of Montenegro.42/11.57/14 and 28/15), the Rulebook on amendments to the Rulebook on the manner of keeping and the contents of records of violations of anti-corruption rules (Official Gazette of Montenegro, 56/15), the Inspectorate for PUBLIC</p> |  |
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|     |  |     |   | <p>PROCUREMENT, in 2017, carried out 54 controls of the implementation of anti-corruption measures in public procurement, established 10 irregularities and issued 10 warnings. Regarding the issues warnings by the inspectors, the controlled entities removed the irregularities within the deadlines specified by inspectors. Pursuant to Articles 16, 17 and 18 of the Law on Public Procurement (Official Gazette of Montenegro 42/11, 57/14 and 28/15), the Inspectorate for Public Procurement conducted 53 controls for the prevention of conflicts of interest in public procurement and no irregularities were identified during the procedure.</p>   |  |
| 1.4 | <p>Monitor the implementation of anti-corruption methodology</p> <p>(11) 31 Décembre 2017 [PI]</p> <hr/> | PPA | <p>PI</p> <p>Q4 2017 and continuously once a year</p> | <p>Number of submitted information on the implementation of anti-corruption methodology to the Public Procurement Administration;</p> <p>(11) 31 December 2017 [PI]</p> <p>The Public Procurement Administration, in accordance with the previously issued Rulebook on the manner of keeping and content of the records of violations of the Anti-Corruption Rules (Official Gazette of Montenegro, 63/11 dated 28 December 2011 and 56/15 dated 2 October.2015), is updating statistical data related to records and violation of anti-corruption rules, based on individual reports of the Law application obligors. Pursuant to this Rulebook, of the total number (618) of the Law on Public Procurement application obligors, as of 28 December 2017, reports were submitted by about 82% of obligors. Therefore, the cumulative data for 2017 will form part of the first semi-annual report for 2018.</p> <hr/> <p>Number of identified irregularities;</p> <p>(11) 31 December 2017 [PI]</p> <p>Four (4) applications for corruption and 2 (two) applications for possible conflict of interest have been reported from the submitted and processed reports so far</p> |  |

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|     |   |     |                                   | Measures to eliminate irregularities have been taken<br>(11) 31 December 2017 [PI]   |  |
| 1.5 | Improve capacity of the State Commission for the Control of Public Procurement Procedures, Public Procurement Administration and Administration for Inspection Affairs.<br><br>(10) 30 June 2017 [PI]<br><br><hr/><br>(11) 31 December 2017 [PI]<br><br><hr/> | PPA | PI<br><br>Q4 2016 Q4 2017 Q4 2018 | Number of employees increased by 4 at the SCCPPP, by 4 at the PPA and by 5 inspectors at the Public Procurement Inspectorate.<br><br>(10) 30 June 2017 [PI]<br><br>At its session held on 22 June 2017, the Government of Montenegro has endorsed the Rulebook on internal organization and job descriptions of the Administration for Inspection Affairs, which has increased the number of positions for 5 public procurement inspectors. This created the conditions for the implementation of the above measure, but it should be noted that the dynamics of filling the positions will be carried out in accordance with the funds granted to this Administration by the annual Law on the Budget. Therefore, pending the adoption of the above act, there were no conditions for the implementation of the said measure, since all the positions systematized by the Act on job descriptions of the Administration from 2015 (3 inspectors) were filled. In the Professional Service of the State Commission, pursuant to the Rulebook on internal organization and job descriptions No. 09-258/9-2016 dated 28 December 2016, two employees were recruited, as follows: - one employee at the position of independent advisor II – for the information system; - one employee at the position of independent recorder – operator. In the Public Procurement Administration, the Division for Monitoring Public Procurement Procedures and Electronic Public Procurement Management, one employee was recruited: - one employee, senior advisor III. There was no recruitment of inspectors for public procurement in the Administration for Inspection Affairs.<br><br>(11) 31 December 2017 [PI]<br><br>The Government of Montenegro, at the meeting of 22 June 2017, adopted the Rulebook on Internal |  |

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|     |   |    |   | Organization and Systematization of Job Positions in the Administration for Inspection Affairs. The Rulebook increased the number of public procurement inspectors by 5. This has created the conditions for realizing the measure in question, and it should be noted that the dynamics of filling jobs will be carried out in accordance with funds approved by this administration, in accordance with the Budget Law. As of the reporting day, this measure was partially realized, i.e. the procedure for recruiting an inspector was underway and the procedure for the recruitment of two more public procurement inspectors |  |
| 1.6 | Create the necessary technical conditions for establishment of efficient and transparent electronic system for public procurement<br><br>(10) 30 June 2017 [IC]<br><br>(11) 31 December 2017 [NI] | MF | NI<br><br>Q4 2016<br><br>Q4 2017<br><br>Q4 2018 | Efficient and transparent electronic system for public procurement established.<br><br>(10) 30 June 2017 [IC]<br><br>Tender procedure initiated.<br><br>(11) 31 December 2017 [IC]<br><br>Tender procedure initiated.   |  |

## II PRIVATISATION (PUBLICITY AND TRANSPARENCY) -

Legal framework in the national legislation governing privatization should be improved through adoption of the new laws and secondary legislation for their enforcement, while at the institutional level the plan is to set up the Agency for Investments and independent bodies for control of operations of privatized monopolistic companies. Implementation of the other measures in this area will contribute to transparency of the work of the Council for Privatisation and Capital Projects and improvement of the work of the Commission for Monitoring and Control of the Privatisation Procedures at the Parliament of Montenegro. Moreover, measures envisage organisation of public consultation for the purpose of developing strategies for privatization of enterprises of special interest for the public, particularly in the area of transport, tourism and energy, while ensuring access to information that is relevant for this area. According to the data from the latest report on implementation of the AP for the fight against corruption and organised crime in this area, five measures (31.25%) were implemented, nine measures (56.25%) were partly implemented, while two measures (12.50%) were not implemented.

| No. | Measure / Activity                             | Responsible authority | Deadline Status | INDICATOR OF RESULT                             | INDICATOR OF IMPACT |
|-----|--|-----------------------|-----------------|---|---------------------|
| 2.1 | Adopt the Law on Public Private Partnership to | MF                    | NI              | The Law on Public Private Partnerships adopted; |                     |

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|-----|--|---|--|---|--|
|     | <p>determine the conditions, the method and procedure for approving public-private partnership projects, the rights and obligations of public and private partners, content and procedure for concluding PPP contracts, forms of public-private partnership, selection procedures of the best bidder etc. .The Law on Private-Public Partnership defines the manner of controlling the concluded PPP contracts.</p> <p>(11) 31 December 2017 [NI]</p> <p>The Law is still being drafted.</p> |   | <p>Q3 2017</p>   | <p>(11) 31 December 2017</p> <p>The Investment Agency founded in accordance with the Law;</p> <p>(11) 31 December 2017</p> <p>A Report on the Implementation of the Law was made one year after its adoption as well as the main conclusions from the Report.</p> <p>(11) 31 December 2017</p>  |  |
| 2.3 | <p>Prepare feasibility studies, cost-benefit analyses and risk assessments before each individual privatisation of big enterprises</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p>   | <p>Council for Privatisation and Capital Projects</p> | <p>IC</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of feasibility studies and number of cost-benefit analyses against the number of planned and completed privatisations of big enterprises.</p> <p>(10) 30 June 2017 [IC]</p> <p>Feasibility study completed.</p> <p>(11) 31 December 2017 [IC]</p> <p>No tender for large companies was published 0</p>  |  |
| 2.4 | <p>Ensure access to information, as well as to the decisions and contracts related to the privatisation process</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p>  | <p>ME</p>   | <p>IC</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of decisions published on website of the Council for Privatisation and Capital Projects and of the Government;</p> <p>(10) 30 June 2017 [IC]</p> <p>34</p> <p>(11) 31 December 2017 [IC]</p> <p>Council 24 Government 5 (they are in common)</p> <p>Number of published decisions on the results of the conducted procedure;</p> <p>(10) 30 June 2017 [IC]</p> <p>3</p> |  |



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|--|--|--|--|--|
|  |  |  | <p>(11) 31 December 2017 [IC]</p> <p>1</p> <hr/> <p>Number of published pieces of information on the completed investments, which were envisaged in privatisation contracts</p> <p>(10) 30 June 2017 [IC]</p> <p>3</p> <p>(11) 31 December 2017 [IC]</p> <p>4</p> <hr/> <p>Number of documents published on the website of the Council;</p> <p>(10) 30 June 2017 [IC]</p> <p>a total of 62 of them: 41 decisions or conclusions from the sessions, 5 Public invitations to tender and auctions and 16 materials discussed at the 4 sessions of the Council</p> <p>(11) 31 December 2017 [IC]</p> <p>24</p> <hr/> <p>Number of accepted and rejected applications against the number of applications for free access to information</p> <p>(10) 30 June 2017 [IC]</p> <p>number of applications 118, denied 23, approved 73</p> <p>(11) 31 December 2017 [IC]</p> <p>Privatization and Capital Projects Council:<br/> Total number of submitted applications: 37<br/> Approved: 18<br/> Partially approved: 3</p> |  |
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|     |   |  |  | <p>Forwarded to the competent authority: 4<br/>Rejected: 10<br/>Pending: 2</p> <hr/> <p>Number of decisions annulled by the Agency for Personal Data Protection</p> <p>(11) 31 December 2017</p> <p>0</p>   |  |
| 2.5 | <p>In accordance with the Privatisation Plan, organise public consultations on strategies for privatisation of enterprises with strategic importance, particularly in the areas of energy, transport, tourism and privatisation of public enterprises.</p> <p>(10) 30 June 2017 [NI]</p> <p>There were no new privatization strategies in the previous period</p> <hr/> <p>(11) 31 December 2017 [NI]</p> | Council for Privatization and Capital Projects | <p>NI</p> <hr/> <p>Q4 2016 Q4 2017 Q4 2018</p>               | <p>The number of organised public consultations on strategies;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the previous period, there were no newly adopted privatisation strategies.</p> <p>(11) 31 December 2017 [NI]</p> <hr/> <p>The number of recommendations adopted in relation to the number of recommendations submitted from the public discussion.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note: 0</p> |  |
| 2.6 | <p>Improve transparency of work of the Council for Privatisation and Capital Projects through regular publication of the documents and information on the work of the Council</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p>   | Council for Privatization and Capital Projects | <p>IC</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of sessions held</p> <p>(10) 30 June 2017 [IC]</p> <p>4</p> <p>(11) 31 December 2017 [IC]</p> <p>2 ordinary and 4 electronic</p> <hr/> <p>Number of sessions to which third parties were invited;</p> <p>(10) 30 June 2017 [IC]</p>   |  |

|     |   |  |   |  |  |
|-----|---|--|---|--|--|
|     |   |  |   | <p>4</p> <p>(11) 31 December 2017 [IC]</p> <p>2</p> <p>Number of published decisions/conclusions of the Council in accordance with the Law.</p> <p>(10) 30 June 2017 [IC]</p> <p>34</p> <p>(11) 31 December 2017 [IC]</p> <p>7</p>   |  |
| 2.7 | <p>Improve the template for reporting corruption cases on website of the Council for Privatisation and Capital Projects</p> <p>(10) 30 June 2017 [PI]</p> <p>(11) 31 December 2017 [IC]</p> | Council for Privatization and Capital Projects | <p>I</p> <p>Q3 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Templete improved</p> <p>(10) 30 June 2017 [PI]</p> <p>The application procedure is available at the following link:<br/> <a href="http://www.savjetzaprivatizaciju.me/prijavljivanje-slucajeva-korupcije/">http://www.savjetzaprivatizaciju.me/prijavljivanje-slucajeva-korupcije/</a> In order to support the implementation of the measure, ACA sent a letter to the Privatization and Capital Projects Council with links to the ACA website - "Customer Services" section where among other templates there was a template for corruption reporting available to citizens who wanted to report to ACA any suspicion jeopardizing public interest indicating the existence of corruption. The aforementioned template was also submitted to the Council in the attachment to the letter. ACA has indicated that the Council could use the template for reporting corruption from the ACA website as a guide in improving the template for reporting corruption cases on the website of the Privatization and Capital Projects Council.</p> <p>(11) 31 December 2017 [I]</p> <p>Template improved in cooperation with the Agency.</p> <p>Number of reports filed per year.</p> |  |

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|-----|---|---|--|--|--|
|     |   |   |  | (11) 31 December 2017 [IC]<br>0  |  |
| 2.8 | <p>Improve and ensure efficient work of the Commission for Monitoring and Control of the Privatisation Procedure</p> <p>(11) 31 December 2017 [NI]</p> <p>There were no Commission sessions in the reporting period</p> | <p>Commission for Monitoring and Control of the Privatisation Procedure</p> | <p>NI</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of sessions of the Commission that were held;</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>In the reporting period, the held no sessions.</p> <hr/> <p>Number of adopted conclusions with recommendations issued by the Commission</p> <p>(11) 31 December 2017 [NI]</p> <hr/> <p>Number of realized conclusions with recommendations submitted by the Commission to the Council for Privatization and Capital Projects</p> <p>(11) 31 December 2017 [NI]</p> |  |

### III URBAN PLANNING -

Measures defined in the area of urban planning refer to improvement of the legal framework governing spatial planning and construction of structures, as well as legalisation of informal structures and administrative capacity building of inspection authorities. Creation of technical preconditions for electronic issuance of building permits and establishment of the registry of planning documents, as well as informing citizens about the procedures set out in laws through implementation of a media campaign will also contribute to the prevention of corruption in this area. According to the data from the latest report on implementation of the AP for the fight against corruption and organised crime in this area, seven measures (63.64%) were implemented, while two measures were not implemented (18.18%) and two were partly implemented (18.18%).

| No. | Measure / Activity  | Responsible authority | Deadline Status | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
|-----|---|-----------------------|-----------------|--|---------------------|
| 3.2 | <p>Adopt secondary legislation for enforcement of the Law on Legalisation of Informal Structures, as follows:</p> <p>1. Rulebook on more detailed content, form and manner of preparing technical documentation for</p> | MSDT                  | I               | <p>Secondary legislation adopted.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>Not implemented, because the</p> |                     |

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|     | <p>the procedure for legalising informal structures and criteria for testing condition of infrastructure and seismic stability of the location and static and seismic stability of informal structures,</p> <p>2. Rulebook on more detailed content of the records and categorisation of informal structures.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/> |      |   | <p>implementation of the Law has still not started.</p> <p>(11) 31 December 2017 [I]</p> <p>By-laws adopted according to the Law on Spatial Development and Construction of Structures relating to the Legalization of informal buildings. The Rulebook on application forms and templates for statements in the procedure for legalization of informal facilities ("Official Gazette of Montenegro 67/17") adopted based on the Law on Spatial Development and Construction of Structures. The Rulebook on the manner of testing, the method of preparation and the content of the analysis of the static and seismic stability of informal buildings up to 500 m2 was submitted for the publication by the Official Gazette of Montenegro</p> |  |
| 3.3 | <p>Adopt the Law on Spatial Planning and Construction of Structures which will introduce:</p> <ul style="list-style-type: none"> <li>- revision of the planning documents and</li> <li>- electronic issuance of permits.</li> </ul> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/>  | MSDT | <p>PI</p> <hr/> <p>Q3 2016</p> <p>Q3 2016 –</p> <p>Q4 2018 (revision and electronic issuance)</p> | <p>Law adopted;</p> <p>(10) 30 June 2017 [NI]</p> <p>Adoption of the Law is underway.</p> <p>(11) 31 December 2017 [I]</p> <p>The Law on Spatial Development and Construction of Structures passed ("Official Gazette of Montenegro", 64/17)</p> <p>Number of conducted revisions of planning documents per year.</p> <p>(11) 31 December 2017 [NI]</p>   |  |
| 3.4 | <p>Adopt amendments to the Rulebook on organisation and job descriptions of the AIA which will increase the number of job positions for urban planning and construction inspectors.</p>  | MSDT | <p>I</p> <hr/> <p>Q1 2017</p>   | <p>Rulebook adopted.</p> <p>(10) 30 June 2017 [I]</p> <p>At its session held on 22 June 2017, the</p>   |  |

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|     | <p>(10) 30 June 2017 [I]</p> <hr/> <p>(11) 31 December 2017 [I]</p> <hr/>   |    |  | <p>Government of Montenegro adopted the Rulebook on internal organization and job descriptions of the Administration for Inspection Affairs.</p> <p>(11) 31 December 2017 [I]</p> <p>The Rulebook was adopted by the Administration for Inspection Affairs by 1 December 2017, by the agreed takeover of the inspection of space protection, urban planning and construction inspections; MSDT issued a new rulebook providing for a total of 70 inspectors organized in the northern, central and southern regions in the urban planning and construction inspection.</p>   |  |
| 3.5 | <p>Build administrative capacity of the AIA by employing 10 urban planning inspectors and 10 construction inspectors.</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | MF | <p>PI</p> <hr/> <p>Q1 2017 Q1 2018</p> | <p>Administrative capacity strengthened in 2017 by employing 5 urban planning inspectors and 5 construction inspectors, and by employing 5 urban planning inspectors and 5 construction inspectors in 2018.</p> <p>(10) 30 June 2017 [PI]</p> <p>In the construction inspectorate of the Administration for Inspection Affairs, one construction inspector was recruited in 2017, and the procedure is underway to recruit one more construction inspector. At its session held on 22 June 2017, the Government of Montenegro adopted the Rulebook on internal organization and job descriptions of the Administration for Inspection Affairs. The Rulebook has increased the number of inspectors for 5 urban planning and 5 construction inspectors. This has created the conditions for implementation of the measures; however, it should be noted that the dynamics of filling the positions will be carried out in accordance with the funds granted to this Administration by the annual Law on the Budget.</p> <p>(11) 31 December 2017 [PI]</p> |  |

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|     |  |      |  | Activities are ongoing on strengthening the existing capacities of urban planning and construction inspections (preparations are currently being made for public advertisement). By the agreed takeover of the Inspectorate of Space Protection, Urban Planning and Construction Inspectorate, MSDT issued a new rulebook in which a total of 70 inspectors were organized in the Northern, Central and Southern Region of the Urban Planning and Construction Inspectorate  |  |
| 3.6 | Set up an electronic system for issuance of urban-technical requirements (UTR) and building permits.<br><br>(10) 30 June 2017 [NI]<br><br>_____<br><br>(11) 31 December 2017 [NI]<br><br>_____ | MSDT | NI<br><br>Q1 2017 Q1 2018 (for reporting under the second indicator) | An electronic system of urban-technical requirements (UTR) and building permits established;<br><br>(10) 30 June 2017 [NI]<br><br><i>An electronic system of urban-technical requirements (UTR) and building permits has not been established.</i><br><br>Note:<br><br><i>An electronic system of urban-technical requirements (UTR) and building permits has not been established.</i><br><br>(11) 31 December 2017 [NI]<br><br>Note:<br><br><i>An electronic system of urban-technical requirements (UTR) and building permits has not been established.</i><br><br>_____<br>The number of issued UTR and building permits<br><br>(10) 30 June 2017 [NI]<br><br>(11) 31 December 2017 [NI] |  |
| 3.7 | Continuously keep the registry of planning documentation in order to avoid their potential   | MSDT | IC   | Number of new planning documents introduced into the registry;   |  |

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|-----|--|------|--|---|--|
|     | <p>illegal modifications</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |      | <p>Q3 2016<br/>Q4 2016<br/>Q4 2017<br/>Q4 2018</p> | <p>(10) 30 June 2017 [IC]</p> <p>In the third quarter of 2016, 30 planning documents were entered into the register of planning documentation. In the fourth quarter of 2016, 7 planning documents were entered in the planning documentation. In the first quarter of 2017, 16 planning documents were entered into the planning documentation register</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second quarter of 2017 8 planning documents were entered into the registry of planning documents. In the third quarter of 2017 - 11 planning documents were entered into the inventory of planning documents. 127 planning documents were deleted from the registry of planning documents.</p> <p>Number of new technical documents introduced into the registry.</p> <p>(10) 30 June 2017 [IC]</p> <p>In the third quarter of 2016 17 technical documents were entered into the register of technical documents. In the fourth quarter of 2016, 42 technical documents were entered into the register of technical documents. In the first quarter of 2017, 30 technical documents were entered into the technical documentation register.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second quarter of 2017godine 29 technical documents were entered into the technical documentation register. In the third quarter of 2017 26 technical documents were entered in the register of technical documentation.</p> |  |
| 3.8 | Intensify control procedure in the area of spatial   | MSDT | IC   | Number of revoked permits against the   |  |



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|     | <p>planning and construction of structures in cases when legal requirements are met</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> |      | <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018.</p>          | <p>number of controls that have been carried out;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the reporting period (1 January 2016-31 December 018), 51 proposals for license revocation were received by the Administration for Inspection Affairs -Urban Planning Inspectorate. Out of the total number of proposals received, 22 cases are in the process of being investigated</p> <p>(11) 31 December 2017 [IC]</p> <p>During the reporting period, 51 proposals for license revocation were received by the Administration for Inspection Affairs -Urban Planning Inspectorate. Out of the total number of proposals received, 22 cases are in the process of being investigated</p> <p>Average time of duration of the procedure.</p> <p>(11) 31 December 2017</p> |  |
| 3.9 | <p>Regularly monitor issuance of permits at the local level</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>                         | MSDT | <p>IC</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Report on the procedures for issuance of UTR, building permits and occupancy permits by local governments</p> <p>(10) 30 June 2017 [IC]</p> <p>In the third quarter of 2016 the following was issued at the local level: UTR 886; Building permits 257; Occupancy permits 70; In the fourth quarter of 2016 the following was issued at the local level: UTR 933, Building permits 284, occupancy permits 81. Total issued in 2016 (Q1, Q2, Q3, Q4) on the local level: UTR 3620; Building permits 1024; occupancy permits 316. The following was issued in the first quarter of 2017 at the local level: UTR 939, Building permits 271, occupancy permits 59.</p> <p>(11) 31 December 2017 [IC]</p>   |  |

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|------|---|------|--------------------------------|---|--|
|      |   |      |                                | The second quarter of 2017. The following was issued at the local level: UTR 892, Building permits 276, occupancy permits 55. In the third quarter of 2017 the following was issued at the local level: UTR 771, Building permits 297, occupancy permits 79.  |  |
| 3.10 | <p>Conduct media campaign to provide information about the procedures set out in the Law on Spatial Planning and Construction of Structures and Law on Legalisation of Informal Structures.</p> <p>(10) 30 June 2017 [NI]</p> <p>Not implemented, because the implementation of the Law has still not started.</p> <p>(11) 31 December 2017 [NI]</p>  | MSDT | <p>NI</p> <hr/> <p>Q1 2017</p> | <p>The number and type of implemented activities in accordance with the adopted plan of conducting a media campaign (the number and type of distributed info material and the number of media involved in the campaign).</p> <p>(10) 30 June 2017 [NI]</p> <p>Not implemented, because the implementation of the Law has still not started.</p> <p>(11) 31 December 2017 [NI]</p> |  |
| 3.11 | <p>Carry out the process of legalization of informal buildings</p> <p>(10) 30 June 2017 [NI]</p> <p>It is not implemented because the law has not yet begun to apply</p> <p>(11) 31 December 2017 [NI]</p> <p>Realization is ongoing. MSDT is in continuous communication with local self-government units which are responsible for handling the applications for legalization. Reporting on the number and status of applications filed is made once in fifteen days.</p> | MSDT | <p>NI</p> <hr/> <p>Q4 2017</p> | <p>Information on legalized buildings published on the website of MSDT;</p> <p>(11) 31 December 2017</p> <p>Number of received and number of accepted requests for legalization of buildings</p> <p>(11) 31 December 2017</p> <p>Number and type of legalized buildings.</p> <p>(11) 31 December 2017</p>   |  |

## IV EDUCATION -

In the area of education measures were defined with regard to preparation of the Integrity Plan for all the educational institutions, transparency in employment in all educational institutions, system for testing and assessment of the knowledge of pupils and students, awareness raising and informing citizens about the possibilities of reporting corruption in education sector. According to the data from the latest report on implementation of the AP for the fight against corruption and organized crime in this area, nine measures (64.29%) were implemented; three measures (21.43%) were partly implemented, while two measures (14.29%) were not implemented.

| No. | Measure / Activity   | Responsible authority | Deadline Status      | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
|-----|--|-----------------------|----------------------|--|---------------------|
| 4.2 | Prepare analysis of integrity plans.<br><br>(10) 30 June 2017 [I]<br><br><hr/><br>(11) 31 December 2017 [I]<br><br><hr/> | ACA                   | I<br><br><br>Q2 2017 | <p>Analysis with recommendations for improving integrity plans prepared.</p> <p>(10) 30 June 2017 [I]</p> <p>The Agency for Prevention of Corruption has prepared the Report on the adoption of integrity plans in 2016, which contains a sectoral analysis of integrity plans. A total of 665 integrity plans, which were adopted last year, were grouped into 10 systems / sectors and recommendations for improving integrity plans at the level of these systems were given. One of the processed systems is education, in which 250 integrity plans of educational institutions were analysed, which were divided into five subsystems. At the level of these subsystems, the Agency made recommendations for the improvement of integrity plans. A report on the adoption of integrity plans in 2016 is available on the ACA website.</p> <p>(11) 31 December 2017 [I]</p> <p>In the first quarter of 2017, the Agency prepared a Report on Adopting Integrity Plans in 2016, which included sectoral analysis of integrity plans. A total of 665 integrity plans that were adopted last year are classified into 10 systems / sectors and are given recommendations for improving integrity plans</p> |                     |

|     |  |     |                    |  |  |
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|     |  |     |                    | at the level of these systems. One of the systems discussed is a study, which analyzes 250 integrity curricula of educational institutions, which are divided into five subsystems. At the level of these subsystems, the Agency has given recommendations for improving integrity plans. In the first quarter of 2018, the Agency will produce and publish a report on adopting and implementing integrity plans in 2017, and integrity plans in educational institutions and reports on their implementation will be analyzed through a special chapter of the report. |  |
| 4.3 | Monitor implementation of the prescribed rules and criteria for employment of the managerial and teaching staff at all levels of education | AIA | IC                 | Number of controls and identified irregularities in employment of managerial and teaching staff (diplomas, contracts etc.);  |  |
|     | (10) 30 June 2017 [IC]   |     | Q4 2016            | (10) 30 June 2017 [IC]   |  |
|     | (11) 31 December 2017 [IC]   |     | Q4 2017<br>Q4 2018 | From 1 January 2017 to 1 June 2017, the Inspection Division for Education and Sport operating within the Administration for Inspection Affairs conducted 57 controls in employment of teaching staff and found 13 irregularities.  |  |
|     |  |     |                    | (11) 31 December 2017 [IC]   |  |
|     |  |     |                    | The educational inspection of the Administration for Inspection Affairs, in the period of 1 June 2017 to 1 December 2017, carried out 144 controls in the recruitment of managerial and teaching staff and identified 28 irregularities.   |  |
|     |  |     |                    | Number of identified cases of dual employment  |  |
|     |  |     |                    | (10) 30 June 2017 [IC]   |  |
|     |  |     |                    | There were no identified cases of dual employment.   |  |
|     |  |     |                    | (11) 31 December 2017 [IC]   |  |

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|-----|--|-----------------------|--|---|--|
|     |  |                       |  | <p>There were no identified cases of dual employment.</p> <hr/> <p>Number and type of imposed sanctions for each of the identified irregularities;</p> <p>(10) 30 June 2017 [IC]</p> <p>For the identified irregularities, 13 indications were issued.</p> <p>(11) 31 December 2017 [IC]</p> <p>For the identified irregularities, 25 indications were issued, 3 proposals filed for dismissal of director of the institution and 10 requests filed to initiate misdemeanour procedure for illegal employment of teachers.</p> <hr/> <p>Formation of the Commission in schools for assessment/evaluation of the candidates which have applied for work in schools and their applications, with the aim of objectifying criteria in employment</p> <p>(10) 30 June 2017 [NI]</p> |  |
| 4.4 | <p>Carry out quarterly controls of accommodation capacities of the dormitories for pupils and students</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Ministry of Education | <p>IC</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of conducted controls;</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>The deployment of students that is carried out by the commissions mentioned in the previous reports, which are established for each building separately, in this reporting period, was registered under number 4459 of 1 September 2017 for the building of the first block of the New Student Home; number: 4460 of 1 September 2017 for the second block of the New Student Home, and number: 4461 of 1 September 2017, for the buildings of Blue Palace and the Old Student Home. The rest is the same as previously reported.</p>   |  |

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|     |   |                          |                                | <p>Number of identified irregularities;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no irregularities identified in the reporting period.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no irregularities identified in the reporting period. Responsible persons and services in the PI daily exercise control. Rights and obligations of students - users of services and measures in the event of non-compliance with obligations, in addition to the Rulebook on the criteria, the manner, conditions and amount of fees for exercising the right to housing and home-care, student loan, scholarships and the share participation in transportation costs are regulated by the rules of house at the Students' Home, the rights and obligations of student-users arising from contracts signed with the students' home administration. Misuse is prevented by the fact that the right to accommodation can only be used with the possession of a smart card, which serves as an identification document of the user.</p> <p>Number of eliminated irregularities</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no identified irregularities.</p> <p>(11) 31 December 2017 [IC]</p> <p>There were no identified irregularities.</p> |  |
| 4.5 | <p>Develop software for testing of scientific papers at all higher education institutions for the purpose of detecting plagiarism</p> <p>(10) 30 June 2017 [IC]</p> | University of Montenegro | <p>PI</p> <hr/> <p>Q4 2017</p> | <p>Software developed;</p> <p>(10) 30 June 2017 [I]</p> <p>The Ministry of Education has signed a contract for the use of iThenticate scientific testing software, which allows access to the world's</p>  |  |

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|  | <p>(11) 31 December 2017 [PI]</p> <hr/> <p>2016 – Second quarter Source: Budget</p> <p>Cost: 35700.00000</p> <p>The funds are provided by the HERIC project, which is financed by the World Bank loan</p> <hr/> |  |  | <p>most open and closed type databases from all areas for the purpose of comprehensive review of papers. 13 Higher Education Institutions have expressed the need to use this software for the defined period.</p> <hr/> <p>Number of software verifications of scientific papers</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p> <p>Since software testing for scientific papers has recently begun to be used, this data is not entered because the checks are performed at a 6-month level.</p> <hr/> <p>Results of software testing of scientific papers</p> <p>(10) 30 June 2017 [IC]</p> |  |
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| No. | Measure / Activity   | Responsible authority | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|-----|--|-----------------------|--|---|---------------------|
| 4.7 | <p>Monitor competitions for allocation of funds for the projects involving co-financing scientific and technical cooperation</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | Ministry of Science   | <p>IC</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of completed competitions;</p> <p>(10) 30 June 2017 [IC]</p> <p>During this reporting period, the Ministry of Science has realized 2 competitions in the area of bilateral scientific and technological cooperation, on the basis of which 14 projects were approved.</p> <p>(11) 31 December 2017 [IC]</p> <p>The competition for co-financing innovative projects was announced by the Ministry of Science (at <a href="http://www.mna.gov.me/rubrike/konkursi">http://www.mna.gov.me/rubrike/konkursi</a>) on 6 November 2017, and the ranking list of positively evaluated projects was published on 18 December 2017. The competition for Horizon 2020 and COST programmes was announced on 6 November 2017.</p> |                     |

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|     |   |     |         | <p>The goal is to co-finance projects of cooperation between scientific research institutions, companies and other legal entities from Montenegro, which relate to their participation as partners in ongoing international scientific research or innovative projects, the priority of this competition is inclusion in the Horizon 2020 or COST programmes.</p> <hr/> <p>Number of complaints and appeals on filed grounds of irregularities in allocation;</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no complaints or appeals filed against competitions completed in 2017.</p> <p>(11) 31 December 2017 [IC]</p> <p>N/A</p> <hr/> <p>Number of accepted complaints and appeals</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no complaints.</p> <p>(11) 31 December 2017 [IC]</p> <p>N/A</p> <hr/> <p>Number of rejected complaints and appeals</p> <p>(10) 30 June 2017 [IC]</p> <p>There were no complaints.</p> <p>(11) 31 December 2017 [IC]</p> <p>N/A</p> |  |
| 4.8 | Organize lectures and seminars to raise awareness among students about corruption | MPS | IC      | <p>Number and type of lectures and seminars.</p> <p>(10) 30 June 2017 [IC]</p>  |  |
|     | (10) 30 June 2017 [IC]  |     | Q4 2017 | The Education Office did not organize lectures for students on corruption in education during the   |  |



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|      | (11) 31 December 2017 [IC]   |                       |  | <p>reporting period. On 30 May 2017, representatives of the Agency for Prevention of Corruption and the Ministry of Education held a lecture on "Prevention of Corruption" at the Slobodan Skerovic Gymnasium in Podgorica. ACA, in co-operation with the NGO Active Zone, organized a lecture for representatives of NGOs and students of the fourth high school grade, as part of the project and NGO aiming to inform citizens of corruption as a damaging social phenomenon. The lecture was attended by about 20 attendees, including the heads of all ACA departments who presented the competences of that body.</p> <p>(11) 31 December 2017 [IC]</p> <p>Representatives of the Ministry of Education and the Agency for Prevention of Corruption, on 20 November 2017, held a lecture on "Prevention of Corruption" in the secondary vocational school "Braca Selic" in Kolasin.</p> <p>Number and structure of the participants</p> <p>(10) 30 June 2017 [IC]</p> <p>A lecture on "Prevention of Corruption" was attended by 60 second and third grade students of secondary school, as well as several representatives of the teaching staff.</p> <p>(11) 31 December 2017 [IC]</p> <p>A lecture on "Prevention of Corruption" was attended by 30 graduating secondary school students</p> |  |
| 4.10 | <p>Continue informing the citizens about the possibilities of reporting corruption through the phone line or email</p> <p>(10) 30 June 2017 [IC]</p> | Ministry of Education | <p>I</p> <p>Q4 2016 and continuously once a year</p> | <p>Type and number of the distributed campaign material.</p> <p>(10) 30 June 2017 [IC]</p> <p>The Administration for Inspection Affairs provides</p>  |  |

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|  | <p>(11) 31 December 2017 [IC]</p> |  | <p>the possibility of reporting corruption through telephone line (Call centre 080/555-555), and through email (prijave@uip.gov.me). The Agency for Preventing Corruption provided the Ministry of Education with 50 posters with phone numbers and email addresses of ACA, the Police Administration and the SPPOs to which corruption could be reported. The Ministry has distributed this promotional material in cooperation with the Rectorate to higher education institutions.</p> <p>(11) 31 December 2017 [IC]</p> <p>ACA, in cooperation with the Administration for Inspection Affairs (Division for Education and Sports) and the NGO Civic Education Center (CEC), prepared 20,000 flyers on the topic of "Reporting Corruption in Education" containing phone numbers and e-mails of institutions for reporting corruption and other irregularities in the field of education. 5.000 flyers were inserted in the daily press. ACA delivered 3,000 flyers to NGO CEC to be distributed at round tables, seminars, conferences and other events organized by the NGO. ACA will deliver to the Ministry of Education, in the first quarter of 2018, 10,000 flyers for distribution to educational establishments. The Administration for Inspection Affairs has the possibility of reporting corruption through the telephone line (Call Center 080 / 555-555), as well by as e-mail (prijave@uip.gov.me).</p> <p>Number of reports filed.</p> <p>(10) 30 June 2017 [IC]</p> <p>During the reporting period, there were no reports to the AIA related to corruption. The Agency for Prevention of Corruption received one reports filed in 2017 related to educational institutions</p> <p>(11) 31 December 2017 [IC]</p> |  |
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|  |  |  |  | In the second half of 2017, the Agency for Prevention of Corruption received two reports concerning the area of education. Administration for Inspection Affairs, in the period 1 June 2017-1 December 2017, received 2 reports - initiatives related to corruption. |  |
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## V HEALTH SECTOR -

The health sector, as one of the seven areas exposed to special risk, occupies prominent position in the Operating Document and, based on the challenges we face, measures are defined in this area in relation to improving secondary legislation for enforcement of laws, monitoring corruption cases in the health sector and improvement of information systems for the purpose of higher quality management of the health care system through establishment of indicators, rational utilisation of resources, increase in quality of health care services and identification of potential abuses of office. According to the data from the latest report on implementation of the AP for the fight against corruption and organised crime in this area, 11 measures (84.62%) were implemented, while two measures (15.38%) were partly implemented.

| No. | Measure / Activity   | Responsible authority | Deadline Status          | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
|-----|--|-----------------------|--------------------------|--|---------------------|
| 5.1 | Adopt the Rulebook on the type of health services for which waiting lists can be compiled and manner and procedure for compiling the waiting lists.<br><br>(10) 30 June 2017 [PI]<br><br><br><br><br><br><br><br><br><br>(11) 31 December 2017 [I] | MH                    | I<br><br><br><br>Q4 2016 | Rulebook adopted;<br><br>(10) 30 June 2017 [I]<br><br>The Rulebook on the type of health services for which waiting lists can be compiled and manner and procedure for compiling the waiting lists has been published in the Official Gazette of Montenegro, No. 38/2017 of 20 June 2017.<br><br>(11) 31 December 2017 [I]<br><br>The Rulebook on the type of health services for which waiting lists can be compiled and manner and procedure for compiling the waiting lists has been published in the Official Gazette of Montenegro, No. 38/2017 of 20 June 2017.<br><br>Lists updated on a monthly basis and available on website of the MH and Health Care Institutions (HCI);<br><br>(10) 30 June 2017 [NI] |                     |

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|     |  |                      |                                    | (11) 31 December 2017 [I]<br><br>In accordance with Article 17 of the Rulebook on the type of health services for which waiting lists can be compiled and manner and procedure for compiling the waiting lists (38/2017), waiting lists are published by the Ministry of Health and health institutions on their respective websites.<br><br>The number of interventions in line with the waiting lists<br><br>(10) 30 June 2017 [NI]<br><br>(11) 31 December 2017 [IC]   |  |
| 5.2 | Monitor compliance with the Code of Ethics<br><br>(11) 31 December 2017 [NI]<br><br>Medical Chamber is not operational.                        | Medical Chamber (MC) | NI<br><br>Q4 2016<br><br>Q4 2017   | Number of disciplinary actions;<br><br>(11) 31 December 2017 [NI]<br><br>Number of medical staff that violated the Code of Ethics<br><br>(11) 31 December 2017 [NI]   |  |
| 5.3 | Adopt Guidelines on the manner of recording donations and sponsorships<br><br>(10) 30 June 2017 [PI]<br><br><br><br>(11) 31 December 2017 [IC] | MH                   | IC<br><br>Q3 2016 and continuously | Guidelines adopted;<br><br>(10) 30 June 2017 [I]<br><br>The Ministry of Health, on 1 March 2010, adopted the: - Guidelines on receiving and the manner of recording donations and sponsorships of equipment in the PHI – Guidelines on receiving and the manner of recording donations and sponsorships for medicines - Guidelines on receiving and the manner of recording donations and sponsorships for construction works and crafts, vehicles, office and other equipment for PHI<br><br>Guidelines available on the websites of the MH and HCl;<br><br>(10) 30 June 2017 [I]<br><br>Guidelines on the manner of recording donations |  |

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|     |  |    |  | <p>and sponsorships are published on the website of the Ministry of Health:<br/> <a href="http://www.mzdravlja.gov.me/rubrike/uputstva-zadonacije-sponzorstva-jzu">http://www.mzdravlja.gov.me/rubrike/uputstva-zadonacije-sponzorstva-jzu</a> and public health institutions.</p> <p>Annual Report on donations and sponsorship available on website of the MH. The report is to include the following: number of issued approvals, number of concluded contracts on donations against the total number of proposed contracts on donations, as well as the number of medical staff whose professional development and participation in conferences were financed by private medical and pharmaceutical companies, against the total number.</p> <p>(10) 30 June 2017 [PI]</p> <p>Annual Report on donations and sponsorship available on website of the MH.<br/> <a href="http://www.mzdravlja.gov.me/rubrike/uputstva-zadonacije-sponzorstva-jzu">http://www.mzdravlja.gov.me/rubrike/uputstva-zadonacije-sponzorstva-jzu</a></p> <p>(11) 31 December 2017 [I]</p> |  |
| 5.4 | <p>Monitor implementation of the Rulebook on additional employment</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/> | MH | <p>I</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> | <p>List of medical workers who have concluded the contract on additional employment posted on website of the MH and HCI, and of legal entities as well;</p> <p>(11) 31 December 2017</p> <hr/> <p>List of HCI and other legal entities in which medical staff has additional employment is posted on website of the MH, HCI and legal entities;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of conducted controls;</p> <p>(10) 30 June 2017 [IC]</p> <p>Health Inspection of the Administration for Inspection Affairs, for the period from 1 January</p>   |  |

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|  |  |  | <p>2017 to 1 June 2017, exercised 132 controls over the application of the Rulebook on additional employment.</p> <p>(11) 31 December 2017 [IC]</p> <p>Health Inspection of the Administration for Inspection Affairs, for the period from 1 June to 30 November 2017, exercised 165 controls over the application of the Rulebook on additional employment.</p> <p>_____</p> <p>Number of identified irregularities;</p> <p>(10) 30 June 2017 [IC]</p> <p>Health Inspection of the Administration for Inspection Affairs, for the period from 1 January 2017 to 1 June 2017, exercised 132 controls over the application of the Rulebook on additional employment and found 13 irregularities.</p> <p>(11) 31 December 2017 [IC]</p> <p>Health Inspection of the Administration for Inspection Affairs, for the period from 1 June 2017 to 11 November 2017, exercised 156 controls over the application of the Rulebook on additional employment and found 5 irregularities.</p> <p>_____</p> <p>Number and type of sanctions imposed on medical workers employed in health care institutions who are not placed on the list of medical workers that concluded contract on additional employment, or those employed in a HCI or in another legal entity that are not placed on the list of HCI and other legal entities.</p> <p>(10) 30 June 2017 [IC]</p> <p>Health Inspection of the Administration for</p> |  |
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|     |   |     |   | <p>Inspection Affairs, for the period from 1 January 2017 to 1 June 2017, issued 10 decisions prohibiting additional employment of health workers and issued 3 misdemeanor warrants.</p> <p>(11) 31 December 2017 [IC]</p> <p>Health Inspection of the Administration for Inspection Affairs, for the period from 1 June 2017 to 11 November 2017, exercised 156 controls over the application of the Rulebook on additional employment and found 5 irregularities, issued 4 decisions prohibiting additional employment of health workers and issued 6 misdemeanor warrants.</p>  |  |
| 5.5 | <p>Monitor implementation of the contracts concluded between the Health Insurance Fund (HIF) and private health care institutions</p> <p>(11) 31 December 2017 [PI]</p> | HIF | <p>PI</p> <hr/> <p>Q4 2016</p> <hr/> <p>Q4 2017</p> | <p>List of health care institutions and legal entities with which the HIF concluded contracts is available on website of the HIF and MH;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of contracts concluded between the HIF and private health care institutions;</p> <p>(11) 31 December 2017</p> <hr/> <p>Percentage share in costs of health care received outside of the state institutions;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of identified irregularities</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of identified irregularities</p> <p>(11) 31 December 2017</p> <hr/> <p>Number and type of imposed sanctions, in accordance with the contract</p> <p>(11) 31 December 2017</p> |  |
| 5.6 | Monitor number of submitted reports of  | MH  | I   | Number of reports submitted to the MH and HCI  |  |

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|     | corruption in health care sector<br><br>(11) 31 December 2017 [IC]   |                    |    | (11) 31 December 2017 [IC]<br><br>Q4 2016<br>No written reports submitted.<br><br>Q4 2017  |  |
| 5.7 | Control issuance of receipts in health care institutions<br><br>(11) 31 December 2017 [PI]   | Tax Administration | PI | Number of conducted controls;<br><br>(11) 31 December 2017<br><br>Q4 2016<br>294 controls in 9 months<br><br>Q4 2017<br>Number of identified irregularities;<br><br>(11) 31 December 2017<br><br>4 irregularities<br><br>Number and type of sanctions imposed..<br><br>(11) 31 December 2017<br><br>No sanctions were imposed.                 |  |
| 5.8 | Develop internal procedure for the preparation of public procurement plans specifying necessary amounts of funding in line with the valid substantive legislation and standards in this area<br><br>(11) 31 December 2017 [NI] | MH                 | NI | The developed internal procedure available on website of the MH, Fund and HCI;<br><br>(11) 31 December 2017<br><br>Q4 2016<br><br>Q4 2017<br>Comparative amount of funds spent for the past three years on prescription drugs, drugs administered at the HCI, vaccines, medical aids and material.<br><br>Q4 2018<br><br>(11) 31 December 2017 |  |
| 5.9 | Develop the existing HIS (Health Information System) at the CCM and in three special hospitals<br><br>(10) 30 June 2017 [NI]<br><br>(11) 31 December 2017 [PI]   | MH                 | PI | Software solutions implemented at the CCM and SH which cover the work of physicians in the outpatient care, physicians and nurses on the ward and in the operating room.<br><br><br><br><br><br><br><br><br><br>(10) 30 June 2017 [NI]<br><br>Note:  |  |



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|  |  |  | <p>The Health Insurance Fund implemented the tender procedure for the procurement of software solutions for special hospitals and on 11 May 2017 a contract was signed with the selected bidder. The deadline for implementation of the software solution is 6 months. On 10 November 2015, the Clinical Center of Montenegro announced the open public procurement procedure for the development and implementation of the software solution, but it was fully annulled ex officio after the complaint lodged by a single bidder, by the decision of the State Commission for Control of Public Procurement Procedures of 13 February 2017.</p> <p>(11) 31 December 2017 [PI]</p> <p>The Health Insurance Fund implemented the tender procedure for the procurement of software solutions for special hospitals and on 11 May 2017 a contract was signed with the selected bidder. The deadline for implementation of the software solution is 6 months. On 10 November 2015, the Clinical Center of Montenegro announced the open public procurement procedure for the development and implementation of the software solution, but it was fully annulled ex officio after the complaint lodged by a single bidder, by the decision of the State Commission for Control of Public Procurement Procedures of 13 February 2017.</p> <p>Electronic appointments are possible by using application ID of specialist checks at the CCM and SH.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The Ministry of Health, as of 15 June, has implemented the project of centralized scheduling of appointments by selected doctors at the Clinical Center of Montenegro. Scheduling in special hospitals will be supported as a special module within the software solution whose implementation is planned in 6 months.</p> |  |
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|      |   |    |   | (11) 31 December 2017 [PI]<br><br>The Ministry of Health, as of 15 June, has implemented the project of centralized scheduling of appointments by selected doctors at the Clinical Center of Montenegro. Scheduling in special hospitals will be supported as a special module within the software solution whose handover is planned on 26 December 2017. |  |
| 5.10 | <p>Enhance the existing IT system to ensure higher quality management of the health care system through establishment of indicators, rational utilisation of resources and improvement of quality of the health care services.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p> <p>The Project "Strengthening the Health System in Montenegro" is currently implemented by the Ministry of Health and UNDP. The aim of the project is to carry out a comprehensive analysis of the Integrated Health Information System (IHIS) in order to make an adequate decision on the further development of the IHIS, which would be translated into a national strategic, institutional-organizational and legal framework which will, among other things, identify a new e-architecture that also includes an analysis of the functioning of existing information systems and mechanisms, with which existing systems can be integrated with new solutions.</p> | MH | <p>NI</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> | <p>Reporting indicators defined</p> <hr/> <p>(10) 30 June 2017 [NI]</p>  |  |
| 5.11 | <p>Conduct survey among patients and medical staff regarding corruption in the health care system in 2016.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [PI]</p> <p>Some primary and secondary health care institutions have conducted a survey on patient</p>  | MH | <p>PI</p> <hr/> <p>Q2 2017</p>                | <p>Survey conducted and results posted on website of the MH;</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The Center for Monitoring and Research CEMI has conducted a research project "Health Care and Patient Rights System in Montenegro – Gaining</p>   |  |

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|      | <p>satisfaction with services provided and corruption, while in some PHIs those are in progress</p> <hr/> |    |    | <p>Citizens' Trust" in cooperation with the European Union Delegation <a href="http://cemi.org.me/wp-content/uploads/2017/04/PRAVA-PACIJENATA-2017-.pdf">http://cemi.org.me/wp-content/uploads/2017/04/PRAVA-PACIJENATA-2017-.pdf</a> The survey on the perception of quality of health care, the knowledge and recognition of patients' rights, the spread of corruption and the frequency of some forms of violation of the rights of patients in the public health sector of Montenegro, was conducted among senior citizens of Montenegro in the period from December 2016 to January 2017, on a sample of 1006 respondents. The survey focuses on the perception of the quality of health care services, the recognition of patient rights and the emergence of corruption in the healthcare system.</p> <p>(11) 31 December 2017 [PI]</p> <p>Some primary and secondary health care institutions have conducted a survey on patient satisfaction with services provided and corruption.</p> <p>Survey on satisfaction of users of PHI conducted by DOO "Arhimed", in the period 22–24 August 2016</p> <hr/> <p>Number of given recommendations</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>The report on the aforementioned survey does not contain information on the given recommendations.</p> <p>(11) 31 December 2017 [PI]</p> <p>Some health care institutions have conducted or are conducting a survey on patient satisfaction with services provided and corruption in healthcare.</p> |  |
| 5.12 | Conduct survey on satisfaction of users with the provided health care services.                           | MH | PI | Survey conducted and survey results posted on website of the MH;  |  |

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|  | (10) 30 June 2017 [PI]     |  | Q4 2016 and continuously | (10) 30 June 2017 [PI]<br>A total of 4552 users were surveyed. The survey results are not available on the MH website.  |  |
|  | (11) 31 December 2017 [PI] |  |                          | List of HCI that conduct, on a regular basis, the surveys on satisfaction of users with the provided health care services;<br><br>(10) 30 June 2017 [I]<br>All public health care institutions<br><br>List of HCI that conduct, on a regular basis, the surveys on satisfaction of users with the provided health care services<br><br>(10) 30 June 2017 [IC]<br>HC PODGORICA, HC Bar, HC Kotor, HC Niksic, HC Herceg Novi, HC Pljevlja and HC Berane |  |

## VI LOCAL GOVERNMENT -

Having in mind specificities and differences characterising the area of local government, the measures in this area are focused on preparation of the integrity plans for local government units, ensuring transparency of the process of employment in local government bodies, improving transparency in the conducting public procurement procedures and monitoring public procurement in municipalities, improving cooperation of civil and private sectors with local governments units (LSU) for the purpose of engaging in the fight against corruption at the local level, as well as establishing channels for corruption reporting in local governments. According to the data from the latest report on implementation of the AP for the fight against corruption and organised crime in this area, seven measures (77.78%) were implemented, two measures (22.22%) were partly implemented, while there were no measures that were not implemented.

| No. | Measure / Activity   | Responsible authority | Deadline Status  | INDICATOR OF RESULT  | INDICATOR OF IMPACT |
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| 6.2 | Prepare Analysis of adopted integrity plans in municipalities. | ACA                   | I<br><br>Q2 2017 | Analysis with recommendations for improvement of integrity plans prepared. |                     |

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|     | (10) 30 June 2017 [I]   |    |         | (10) 30 June 2017 [I]   |  |
|     | (11) 31 December 2017 [I]   |    |         | <p>The Agency for Prevention of Corruption has prepared the Report on the adoption of integrity plans in 2016, which contains a sectoral analysis of integrity plans. A total of 665 integrity plans, which were adopted last year, were grouped into 10 systems / sectors and recommendations for improving integrity plans at the level of these systems were given. The analysis has also encompassed the system of local self-government units, within which 25 integrity plans were analysed of the Capital City, Old Royal Capital, municipalities and city municipalities, with recommendations given for improving the integrity plans at the level of this system. A report on the adoption of integrity plans in 2016 is available on the ACA website</p> <p>(11) 31 December 2017 [I]</p> <p>The Agency for Prevention of Corruption has prepared the Report on the adoption of integrity plans in 2016, which contains a sectoral analysis of integrity plans. A total of 665 integrity plans, which were adopted last year, were grouped into 10 systems / sectors and recommendations for improving integrity plans at the level of these systems were given. The analysis has also encompassed the system of local self-government units, within which 25 integrity plans were analysed of the Capital City, Old Royal Capital, municipalities and city municipalities, with recommendations given for improving the integrity plans at the level of this system. In the first quarter of 2018, the Agency will publish a report on the adoption and implementation of integrity plans in 2017, and integrity plans in local self-government units and reports on their implementation will be analysed through a special chapter of the report.</p> |  |
| 6.3 | Regularly monitor employment in LSUs and ensure transparency of the employment process through publication of annual reports which contain statistics on the total number of employees in | MI | PI      | Draw up a report including:   |  |
|     |   |    | Q4 2016 | <ul style="list-style-type: none"> <li>- Number of employees and new employees for the reporting year;</li> <li>- Number of published competitions;</li> <li>- Number of published rankings after the test;</li> </ul>  |  |

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|     | <p>local government bodies and newly employed staff along with the justification of the need to increase the number of employees</p> <p>(11) 31 December 2017 [PI]</p> <p>Data will be available by the beginning of January.</p> <hr/>   |     | <p>Q4 2017</p> <p>Q4 2018</p>                         | <p>- The number of appeals against the decision on employment in relation to the number of appeals filed;</p> <p>- Outcome of Appeal Procedures. (specify link where the report is available):</p> <p>(11) 31 December 2017 [PI]</p> <p>- Based on data obtained from local self-government units, where the municipalities of Podgorica, Berane, Petnjica, Plav, Savnik, Ulcinj and Zabljak have not yet submitted the most recent data, the situation is as follows:<br/>There were 4,313 civil servants in 2017.<br/>There were 221 newly recruited employees in 2017.<br/>96 internal advertisements were published in 2017.<br/>239 public announcements / vacancies were published in 2017.<br/>232 rankings were published after testing in 2017.<br/>In 2017 is 6 appeals were approved.</p> |  |
| 6.4 | <p>Develop and submit annual reports on the realization of public procurement and concluded public procurement contracts to the Public Procurement Administration</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <p>No data submitted by the line ministry.</p> <hr/>                      | PPA | <p>NI</p> <p>Q1 2017 and continuously once a year</p> | <p>Number of submitted annual reports on the realization of public procurement at the local level</p> <p>(10) 30 June 2017 [IC]</p> <p>The PPA has prepared a Report on Public Procurement in Montenegro for 2016, which was adopted by the Government within the deadline set by the Law.<br/><a href="http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/">http://www.PPA.gov.me/2017/06/godisnji-izvjestaj-o-javnim-nabavkama-u-cg-za-2016-godinu/</a><br/>The submitted annual reports on the realization of public procurement at the local level are reported in the special chapter of the Report on Public Procurement in Montenegro for 2016. Of 23 LSG, one did not submit it.</p>  |  |
| 6.5 | <p>Organise training for employees of the local government in accordance with the Strategy for Professional Development of Civil Servants and State Employees in Montenegro 2015-2018, General Programme for Professional Training and Advancement of local civil servants and state employees and Training Plan.</p> | HRA | <p>I</p> <p>Q3 2016</p> <p>Q4 2016</p>                | <p>Number and type of organised training courses;</p> <p>(11) 31 December 2017 [IC]</p> <p>At the beginning of 2016, the Council for Training of Local Civil Servants and State Employees adopted the General Programme for Professional Training and Advancement of local civil servants and state</p>  |  |

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|  | <p>(11) 31 December 2017 [IC]</p> <hr/> |  | <p>Q4 2017</p> <p>Q4 2018</p> <p>employees. In accordance with the General Programme, for f 2017, the following trainings were organised: I. Training Plan for local civil servants and state employees for the period February-June 2017, and II. Training Plan for local civil servants and state employees for the period October-December 2017. According to the Training Plan for the period February-June 2017, trainings were conducted on the topic of: 1. Presentation of the new Administrative Procedure Law 2. Office Operations 3. Creation of Special Professional Training and Advancement Programs 4. Human Resource Management and Development 5. Free access to information 6. Fight against corruption (Method for drafting an Innovated AP and reporting on activities in the fight against corruption at the local level, according to the obligations of the operational document and the action plan for negotiating chapter 23); 7. Integrity plan 8. Preparation and management of projects funded from EU funds (basic level) 9. Development and management of projects funded from EU funds (advanced level) 10. Cyber security (21<sup>st</sup> century challenge) 11. Team work 12. New powers of communal police in the context of the Law on Communal Activities 13. Creating a Human Resources Plan. A total of 18 training sessions were carried out on 13 different topics, of which two were requested by local self-government units. The trainings were attended by 268 participants in total. Training Plan for local civil servants and state employees for the period October-December 2017 covered the following topics: 1. Staff system 2. Human resources planning 3. Free access to information 4. Public procurement 5. Preparation and management of projects funded from EU funds (basic level) 6. Preparation and management of projects funded from EU funds (advanced level) 7. Strategic planning - Preparation of the Municipal Development Strategic Plan 8. Law on Administrative Procedure 9. Business Correspondence 10. Cyber Security - the Challenge of 21st century. Training on the topics of Staff System and Human Resources Planning has been</p> |  |
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|     |   |                                       |   | <p>postponed until the adoption of the Local Self-Government Law. When it comes to training on the Law on Administrative Procedure, those were mostly realized at the LSU request, including 10 training sessions attended by 404 participants. In addition to the training on the Law on Administrative Procedure application, 20 additional trainings on 6 different topics were implemented according to the Plan. The training sessions were attended by 187 students. For the purpose of drawing up the Training Needs Assessment in Local Self-Government, based on which the General Training Program for Vocational Training and Advancement for 2018/2019 will be drawn up, 3 workshops were held in addition to the Plan, attended by 18 attendees. In the second half of 2017 three meetings of the Human Resource Management Network were held, whose members were civil servants from the state and local level, responsible for issues related to the civil service system. The Annual Report on Training of Local Civil Servants and State Employees for 2017 will be prepared by the Human Resources Administration and the Union of Municipalities of Montenegro in early 2018.</p> <p>_____</p> <p>The number and structure of attendees.</p> <p>(11) 31 December 2017</p> |  |
| 6.6 | <p>Regularly inform citizens about the procedures for preparation and adoption of the acts of public interest for the purpose of their active involvement and contribution</p> <p>(11) 31 December 2017 [NI]</p> <p>_____</p> | Union of Municipalities of Montenegro | <p>NI</p> <hr/> <p>Q3 2016</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> |  |  |
| 6.7 | Set up the system for receiving and acting upon whistle-blowers' reports by local self-government units in accordance with the Law on the   | ACA                                   | I   | Number of local self-government bodies and local government bodies that designated a person responsible for receiving and acting upon whistle-   |  |



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|     | <p>Prevention of Corruption.</p> <p>(10) 30 June 2017 [IC]</p> <hr/> <p>(11) 31 December 2017 [IC]</p> <hr/>  |     | <p>Q1 2017</p> <p>blowers' reports;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the first six months of 2017, 22 local self-government bodies and 12 local government bodies have submitted information on designation of a person responsible for receiving and acting upon whistle-blowers' reports.</p> <p>(11) 31 December 2017 [IC]</p> <p>This year 23 local self-government bodies and 44 local government bodies have submitted information on designation of a person responsible for receiving and acting upon whistle-blowers' reports.</p> <p>The number of reports filed in local self-government units</p> <p>(10) 30 June 2017 [IC]</p> <p>Persons responsible for receiving and acting upon whistle-blowers' reports in local self-government units have informed the Agency for Prevention of Corruption that in the first half of 2017 there were no reports on jeopardized public interest that would indicate the existence of corruption.</p> <p>(11) 31 December 2017 [IC]</p> <p>According to the data submitted to the Agency by the LSU, no applications were filed.</p> |  |  |
| 6.8 | <p>Continuously promote the system for receiving and acting upon whistle-blowers' reports and organise training on how to receive and act upon whistle-blowers' reports</p> <p>(10) 30 June 2017 [IC]</p> | AAK | <p>I</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p>  | <p>Number and type of informative campaigns conducted by the Agency;</p> <p>(10) 30 June 2017 [IC]</p> <p>In the first half of 2017, on four TV stations with national coverage, on several occasions the Agency has broadcasted a spot from the "Not a Cent for</p> |  |

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|  | <p>(11) 31 December 2017 [IC]</p> |  | <p>Q4 2018</p> <p>Bribe" campaign with the phone number for reporting corruption. In January, the Anti-Corruption Bulletin was submitted to all LSUs. The Bulletin, among other things, contains information on corruption reporting and requirements for the protection of whistleblowers received by the Agency, as well as the Agency's activities in that area. Training on "Responsibilities of ACA and Obligations of Authorities and Political Entities in the Implementation of Anti-Corruption Laws" Organized by the Agency in Bijelo Polje on 25 May 2017, 200 flyers were distributed on topics of reporting corruption, lobbying, prevention of corruption in public procurement and powers of ACA , as well as 40 information bulletins "Anti-Corruption".</p> <p>(11) 31 December 2017 [IC]</p> <p>ACA prepared 20,000 flyers on the topic "Protecting whistleblowers and reporting the threat of public interest indicating corruption". Flyers contain a legal definition of threatening public interest that indicates corruption, how to report such a threat, legal obligations of ACA to protect the whistleblowers and the handling of the applications, an example of good practice in reporting and ACA contacts details for reporting threats to public interest indicating corruption. In October, 6,200 flyers were inserted in the daily press. Flyers were also submitted to municipalities in the following circulation: Tivat (2.000 pcs), Niksic (5.000 pcs), Podgorica (5.000 pcs); ACA, in cooperation with the Supreme Public Prosecutor's Office and the Police Administration, prepared Citylight posters with contact details of all three institutions for reporting corruption. In November 2017, 20 Citylight posters were placed in 12 cities; ACA prepared the "Report on Corruption" billboards, which were placed in October at 15 locations in eight municipalities; In the second half of 2017, within the "Not a Cent for Bribe" campaign, a video of 30 seconds was broadcasted 79 times on four televisions with national coverage</p> |  |
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|  |  |  | <p>before the central news, as well as in informative broadcasts. The video contains ACA contact details for reporting corruption. Out of that number 12 broadcasts of the video were financed by the US embassy in Podgorica, through the Bureau for Combating International Trade in Drugs and Law Enforcement (INL). In Berane and Petnjica, in September 2017, ACA organized trainings on "Responsibilities of ACA and Obligations of Authorities and Political Entities in the Implementation of Anti-Corruption Laws", where approximately 1,000 flyers were distributed to participants on various anticorruption topics. In the second half of 2017, 2 informative campaigns were conducted by LSUs.</p> <p>Number of training courses organised for employees of the Agency who are responsible for receiving and acting upon whistle-blowers' reports;</p> <p>(10) 30 June 2017 [IC]</p> <p>For the officials of the Agency for Prevention of Corruption who in charge of receiving and handling the whistleblower reports, in the first half of 2017 three training courses were conducted: through the US Embassy "International Financial Investigation" in Budva; through the Ministry of Foreign Affairs of the Kingdom of the Netherlands and the Dutch Hellenic Committee, within the framework of the Matra Project, a training course was held in The Hague; a representative of the Division, in May of the current year, under the Horizontal Facility for the Western Balkans and Turkey, attended the Conference on Corruption in Higher Education.</p> <p>(11) 31 December 2017 [IC]</p> <p>For the officers of the Agency responsible for receiving and handling the whistleblower reports, in the second half of 2017, three training courses were conducted: through the Regional Anti-Corruption Initiative "Cross-Border Cooperation on Property Restitution and Investigation in Corruption Cases - Innovative Mechanisms and Instruments" in</p> |  |
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|     |  |    |   | <p>Warsaw , Poland; organized by the Human Resources Administration of Montenegro, one training on the topic "Cyber Security – Challenges of the 21st Century" in Podgorica; o a representative of the Division, organized by RAI Secretariat and OSCE, also attended the conference on "Exchange of Experiences between Bosnian Institutions and Regional Countries" held in Banja Luka, Federation of Bosnia and Herzegovina.</p> <p>Number of training courses organised for employees of authorities who are designated to act upon whistle-blowers' reports</p> <p>(10) 30 June 2017 [IC]</p> <p>In the first half of 2017, 6 trainings were carried out for 92 persons in the authorities who were designated to deal with whistleblowers' reports.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the second half of 2017, two training sessions for 45 persons were conducted in local government and administration bodies designated for acting upon the whistleblowers' reports. In Berane and Petnjica, in September 2017, ACA organized trainings on the topic "Responsibilities of ACA and Obligations of Authorities and Political Entities in Implementation of Anti-Corruption Laws", attended by 24 representatives from these municipalities, including persons in the authorities designated for acting upon the whistleblowers' reports.</p> |  |
| 6.9 | <p>Continuously conduct inspection control of the procedure for filling vacancies, procedure for vacancy announcement and employment in local government units</p> <p>(11) 31 December 2017 [IC]</p> | MI | I | <p>Number of conducted inspection controls, number of identified irregularities and number and type of the measures taken.</p> <p>Q2 2016 (11) 31 December 2017 [IC]</p> <p>Q4 2016 54 inspection controls were conducted. 43 irregularities were identified. 25 measures were taken. Types of Measures: - 11 Records indicating irregularities - Six Remedy Orders to Eliminate Irregularities - Four Conclusions on Financial</p> <p>Q4 2017</p> <p>Q4 2018</p>  |  |

|      |   |      |   |  |  |
|------|---|------|---|--|--|
|      |   |      |   | <p>Penalties as Administrative Measures - four decisions prohibiting business operations</p> <p>The procedure for filling vacancies for the period from 1 June to 1 December 2016 was 58, not including the controls during which irregularities were eliminated. A total of 66 irregularities were identified. 20 minutes were composed with indications, 21 decisions were passed on orders, two decisions on prohibition of work and one report was filed to the Special Public Prosecutor to institute criminal proceedings.</p> |  |
| 6.10 | <p>Continuously conduct inspection control and administrative control of the legality of work of local government for the purpose of monitoring implementation of the Law on Local Government Financing</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [NI]</p>                           | MF   | <p>NI</p> <hr/> <p>Q2 2016</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number of conducted inspection controls.</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of identified irregularities;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number and type of measures taken;</p> <p>(11) 31 December 2017</p>   |  |
| 6.11 | <p>Continuously conduct inspection control and administrative control of legality of the work of local government units for the purpose of monitoring implementation of the Law on Spatial Planning and Construction of Structures and Law on Public Utilities.</p> <p>(11) 31 December 2017 [NI]</p> | MSDT | <p>NI</p> <hr/> <p>Q2 2016</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Number and type of measures taken;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number of identified irregularities;</p> <p>(11) 31 December 2017</p> <hr/> <p>Number and type of measures taken;</p> <p>(11) 31 December 2017</p>   |  |

## VII POLICE -

In the area of preventing corruption in police, the measures were defined to monitor implementation on the Integrity Plan, strengthen administrative and technical capacities of the Division for Internal Control of the Police Work. According to the data from the latest report on implementation of the AP for the fight against corruption and organized crime, all the measures in this area, of which there were nine, were implemented.

| No. | Measure / Activity   | Responsible authority | Deadline Status  | INDICATOR OF RESULT   | INDICATOR OF IMPACT |
|-----|--|-----------------------|--|---|---------------------|
| 7.1 | <p>Regularly monitor implementation of the Integrity Plan of the Ministry of Interior/Police Administration.</p> <p>(10) 30 June 2017 [IC]</p> <p>(11) 31 December 2017 [IC]</p>   | Moi                   | <p>IC</p> <p>Q1 2017</p> <p>Q1 2018</p>                | <p>Report on implementation of the Integrity Plan prepared.</p> <p>(10) 30 June 2017 [I]</p> <p>The Ministry of Interior has prepared a Report on implemented measures from the Integrity Plan of the Ministry of Interior for 2016 and submitted it to the Anti-Corruption Agency.</p>   |                     |
| 7.2 | <p>Ensure monitoring of implementation of the conclusions and recommendations given by the Council for Civic Control of the Police Work.</p> <p>(10) 30 June 2017 [NI]</p> <p>Official records have not been kept so far. With a view to overcome the problem, Director General of the Directorate for Supervision Affairs was designated by the Minister as the contact person for cooperation with the Council, as well as for monitoring the implementation of the <i>conclusions and recommendations given by the Council</i>.</p> <p>(11) 31 December 2017 [IC]</p> | Moi                   | <p>IC</p> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>The number of findings and recommendations of the Council submitted to the minister;</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period from July to December 2017, 16 assessments and recommendations of the Council delivered to the Minister.</p> <p>The number of pieces of information on implementation of the findings and recommendations which the Council received from the minister;</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period July-December 2017, the Council received from the Minister 8 letters of</p> |                     |

|     |   |     |                                |   |  |
|-----|---|-----|--------------------------------|---|--|
|     |   |     |                                | <p>information on the implementation of the assessments and recommendations is.</p> <p>Number of implemented findings and recommendations given by the Council.</p> <p>(10) 30 June 2017 [NI]</p> <p>(11) 31 December 2017 [IC]</p> <p>Between July and December 2017, 6 recommendations of the Council were implemented.</p>   |  |
| 7.3 | <p>Fill the remaining (four) vacancies at the Division for Internal Control of the Police Work in accordance with Rulebook on internal organisation and job descriptions of the Ministry of Interior.</p> <p>(10) 30 June 2017 [NI]</p> <hr/> <p>(11) 31 December 2017 [NI]</p> <hr/> | Moi | <p>NI</p> <hr/> <p>Q4 2016</p> | <p>Vacancies at the Division for Internal Control of the Police Work filled.</p> <p>(10) 30 June 2017 [NI]</p> <p>Note:</p> <p>In the period of January–June 2017, there was no filling of the remaining vacancies in the line of work of internal investigations and counter-intelligence protection in the Division for <i>Internal Control of the Police Work</i>.</p> <p>(11) 31 December 2017 [NI]</p> <p>Note:</p> <p>In the period of July–December 2017, there was no filling of the remaining vacancies in the line of work of internal investigations and counter-intelligence protection in the Division for <i>Internal Control of the Police Work</i>.</p> <p>Note:</p> <p>In the period of July–December 2017, there was no filling of the remaining vacancies in the line of work of internal investigations and counter-intelligence protection in the Division for <i>Internal Control of the Police Work</i>.</p> |  |

|     |  |     |  |  |  |
|-----|--|-----|--|--|--|
| 7.4 | <p>Provide technical and material means for the Division for Internal Control of the Police Work that are needed for performance of tasks in respect of internal investigation and counter-intelligence protection (GPS and audio surveillance).</p> <p>(10) 30 June 2017 [PI]</p> <hr/> <p>(11) 31 December 2017 [PI]</p> <hr/> | MoI | <p>PI</p> <hr/> <p>Q3 2016</p> <p>Q4 2016</p>                | <p>Plan of necessary equipment for the Division for Internal Control of the Police Work prepared;</p> <p>(10) 30 June 2017 [I]</p> <p>Plan of necessary equipment has been prepared.</p> <p>(11) 31 December 2017 [I]</p> <p>Plan of necessary equipment has been prepared.</p> <p>Equipment procured and functioning.</p> <p>(10) 30 June 2017 [PI]</p> <p>Part of the equipment was acquired (computer equipment – working stations), while the procurement of the remaining equipment is being implemented.</p> <p>(11) 31 December 2017 [PI]</p> <p>Part of the equipment was acquired (computer equipment – working stations), while the procurement of the remaining equipment is being implemented.</p> |  |
| 7.5 | <p>Organise training for police officers and trainers from the MI and PD on integrity strengthening and compliance with the police Code of Ethics</p> <p>(11) 31 December 2017 [IC]</p> <hr/>  | MoI | <p>IC</p> <hr/> <p>Q4 2016</p> <p>Q4 2017</p> <p>Q4 2018</p> | <p>Training Plan and Programme for police officers and trainers from the MI and PD is prepared;</p> <p>(11) 31 December 2017 [IC]</p> <p>At the beginning of 2017, in co-operation with the Human Resources Administration, a training plan for MoI officials on Integrity in the Security Sector was developed (part of the training was devoted to the Code of Police Ethics and Anti-Discrimination).</p> <p>The number and type of trainings;</p> <p>(11) 31 December 2017 [IC]</p>  |  |



|  |  |  |   |  |
|--|--|--|---|--|
|  |  |  | <p>Between July and December 2017, a total of 20 training sessions were held on Strengthening Integrity in the Security Sector. Within these trainings for integrity strengthening there are modules that relate to non-discrimination.</p> <p>_____</p> <p>The number and structure of attendees;</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period July-December 2017, 20 training sessions were held for 255 officials of expert and expert-management staff.</p> <p>_____</p> <p>Number of trained trainers.</p> <p>(11) 31 December 2017 [IC]</p> <p>In the period of July-December 2017, training on anti-discrimination was attended four trainers.</p> |  |
|--|--|--|---|--|