

## **4. DETAILED INFORMATION ON IMPLEMENTATION OF THE ACTION PLAN**

This chapter contains detailed information on implementation of each of the measures defined by the Action Plan for Combating Corruption and Organized Crime, since its adoption in September 2006, until end of 2007.

Information on implementation of the measures are provided by chapters of the Action Plan related to political and international obligations for action, general goals and specific measures to combat corruption and organised crime

Figures are given for each area covered by the Action Plan on the number of measures fully implemented, partly implemented, not implemented at all, and those on the implementation of which there is no information available. We also provide the information on the implementation of measures in relation to the observance of set deadlines.

Each of the measure contain information from the Action Plan: title of the measure, responsible institution and indicators, as well as information on implementation, values of the indicators, information on deadlines and rate of the implementation.

#### 4.1. POLITICAL AND INTERNATIONAL OBLIGATION TO ACT

<b>Measure 1</b>	<b><i>Resolution on the fight against corruption and organized crime</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	Six months after adoption of the Action Plan	
<b>Information on implementation</b>	Parliament of Montenegro adopted Resolution on the fight against corruption and organized crime on December 27 <sup>th</sup> 2007, 51 MP voted in favor, 5 against Resolution adoption, none undecided, with 25 not participating at the Parliament Session.			
<b>Indicators</b>	Adoption of the Resolution Level of achieved consensus	Adopted 51 for, 5 against	<b>Rate</b>	<b>Implemented, deadline expired</b>
<b>Measure 2</b>	<b><i>Election of a Parliamentary body for the monitoring of the implementation of the Resolution</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	30 days after adoption of Resolution	
<b>Information on implementation</b>	Although Resolution was adopted, Parliament did not established separate body for monitoring its implementation.			
<b>Indicators</b>	Establishment of Commission/body, # of members from different political parties, # of NGO members, # of meetings held, # of decisions reached in consensus	Not established - -	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 3</b>	<b><i>Establishing of the National Commission for the monitoring of the Programme and the implementation of the Action Plan</i></b>			
<b>Responsible institution</b>	Government of Montenegro	<b>Timeframe</b>	30 days after adoption of the Action Plan	

<b>Information on implementation</b>	National Commission for Monitoring Implementation of the Action Plan was established by the Government of Montenegro on February 15 <sup>th</sup> 2007. President of the Commission - GORDANA ĐUROVIĆ PhD, vice-president of the Government, deputy- president of the Commission - JUSUF KALAMPEROVIĆ, Minister of Interior and Public Administration, members of the Commission: IGOR LUKŠIĆ PhD, Minister of Finance MIRAS RADOVIĆ, Minister of Justice, DRAGIŠA PEŠIĆ, President of the Parliamentarian Board for economy, finance and budget, DŽAVID ŠABOVIĆ, President of the Parliamentarian Board for political system, judiciary and administration, RATKO VUKOTIĆ, Chief Justice of Montenegro, VESNA MEDENICA, Supreme State Prosecutor, VESELIN VELJOVIĆ, Director of Police Directorate, VESNA RATKOVIĆ, Director of Directorate for Anticorruption Initiative, VANJA ČALOVIĆ, Executive Director of the Network for Affirmation of NGO Sector – MANS, secretary: PETKO SPASOJEVIĆ, Head of the Police Department for Commercial Crimes within Police Directorate.				
<b>Indicators</b>	National Commission established	Established	<b>Rate</b>	<b>Implemented, after deadline</b>	
<b>Measure 4</b>	<b><i>Drafting of the Rule book on the work of the National commission</i></b>				
<b>Responsible institution</b>	National Commission	<b>Timeframe</b>		30 days after establishment of the National Commission	
<b>Information on implementation</b>	Rule book on the work of the National Commission for Monitoring Implementation of the Action Plan was adopted on March 16 <sup>th</sup> 2007 at session of the National Commission.				
<b>Indicators</b>	Developed Rule book	Developed	<b>Rate</b>	<b>Implemented, on time</b>	
<b>Measure 5</b>	<b><i>Drafting the monitoring of the plan</i></b>				
<b>Responsible institution</b>	National Commission for monitoring of Programme and implementation of the Action Plan	<b>Timeframe</b>		30 days after establishment of the National Commission	
<b>Information on implementation</b>	At its session dated 16 March 2007 the National Commission adopted a form according to which the institutions are to report on the implementation of the Action Plan. Since the adoption of the form until the end of May 2007 the institutions submitted monthly reports on the realization of obligations from the Action Plan, and on 10 July 2007 the Commission made the decision to submit the reports on realization every three months.				
<b>Indicators</b>	Developed monitoring plan	Developed	<b>Rate</b>	<b>Implemented, on time</b>	
<b>Measure 6</b>	<b><i>Submittal of monthly reports on the implementation of the Action plan, other analysis and reports related to corruption and organized crime</i></b>				
<b>Responsible institution</b>	National Commission	<b>Timeframe</b>		Continuously	
<b>Information on implementation</b>	<b>Responsible institution</b>	Sept. 06 – May 07	June 07 – Aug. 07	Sept 07 – Nov 07	December 07
	Parliament of Montenegro	submitted	submitted	submitted	submitted
	Ministry of Interior and Public Administration	submitted	submitted	submitted	submitted
	Ministry of Justice	submitted	submitted	submitted	submitted
	Ministry of Foreign Affairs	submitted	submitted	-	submitted
	Ministry of Finance	submitted	submitted	submitted	submitted
Ministry for Economic Development	-	-	submitted	-	

Ministry of Culture, Sport and Media	submitted	submitted	-	submitted
Ministry of Education	submitted	submitted	submitted	submitted
Secretariat for EU Integration	submitted	submitted	submitted	submitted
Supreme State Prosecutor of Montenegro	submitted	submitted	submitted	submitted
Supreme Court of Montenegro	submitted	submitted	-	submitted
Judicial training Center	submitted	submitted	submitted	submitted
State Audit Agency	submitted	submitted	-	submitted
Commission for Conflict of Interest	submitted	submitted	submitted	submitted
Public Procurement Commission	Submitted by May 10		Directorate for public procurement.	Directorate for public procurement.
Police Directorate	submitted	submitted	submitted	submitted
Police Academy	submitted	submitted	submitted	submitted
Directorate for anti-corruption initiative	submitted	submitted	submitted	submitted
Directorate for Prevention of Money Laundering	submitted	submitted	-	submitted
The Human Resources Management Authority	submitted	submitted	submitted	submitted
Tax Administration	submitted	submitted	submitted	submitted
Customs Administration	submitted	submitted	submitted	submitted
Commercial Court	submitted	submitted	submitted	submitted
Commercial Chamber of Montenegro	submitted	submitted	-	submitted
Central Bank of Montenegro	submitted	submitted	submitted	submitted
Agency for Economy Restructuring and Foreign Investments	submitted	submitted	submitted	submitted
Commission for Securities	submitted	submitted	submitted	submitted
MANS	submitted	submitted	submitted	submitted
Employers Union	submitted	submitted	submitted	submitted
Union of Municipalities	submitted	-	-	submitted
Media Institute	submitted	-	-	-

The latest list of competent institutions includes the **Ministry for Economic Development**, which was not included in the previous one, although the Action Plan had envisaged measures this institution is competent for. The Ministry submitted the same report for the following periods: June-August 07 and September – November 07.

**The Ministry of Transport, Maritime and Telecommunications** submitted reports on the realization of measures for the period June – August 07, as well as for the period September-November 07, although it is not on the list of competent institutions.

Also, **NGO Alfa center** from Nikšić submitted a report for the first report period (September 06 –May 07)

<b>Indicators</b>	# of reports, # of responsible institutions	80/93, 31	<b>Rate</b>	<b>Implemented, on time</b>
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<b>Measure 7</b>	<b><i>Changes and amendments of the Penal Code (especially in the domain of the introduction of the institute of expanded confiscation) and the Law on criminal procedure</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>		2006.
<b>Information on implementation</b>	Working group was established at beginning of 2007 that finished first draft version of the Criminal Procedure Code, while working group for drafting Criminal Code is not yet established. There are no responses from the Ministry of Justice to the request dated 03 August 2007. According to the data this institution submitted to the National Commission, the working group is currently considering the objections to the text of the Draft Criminal Procedure Code received, and in particular the expertise of the Council of Europe.			
<b>Indicators</b>	Adoption of the Law	draft version	<b>Rate</b>	<b>Partly implemented, deadline expired.</b>
<b>Measure 8</b>	<b><i>The Law on the responsibility of legal entities for criminal acts</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>		2006
<b>Information on implementation</b>	The Law on the responsibility of legal entities for criminal acts was adopted on 27 December 2006 and put into force on January 19 2007			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 9</b>	<b><i>The Law on rendering international legal assistance in criminal matters</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Ministry of Justice submitted a copy of the Draft Law on Rendering International Legal Assistance in Criminal Matters, which was developed in March 2007. The work group for the development of the Draft Law was formed in December 2006 including the following members: President - Zoran Stojanović PhD, professor of the Law Faculty in Belgrade, Secretary – Tatjana Radović, Ministry of Justice, Petar Stojanović – a justice of the Supreme Court, Mušika Dujović – a justice of the Higher Court in Podgorica, Snežana Maraš - independent advisor in the Ministry of Justice and Nataša Radonjić – senior advisor in the Ministry of Justice. The Law was adopted on 26 December 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 10</b>	<b><i>The Law on national DNA register</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>		2007-2008
<b>Information on implementation</b>	The Ministry of Interior and Public Administration declared it not competent for the realization of activities according to this measure by a response to the request dated 24 September 2007 and pointed out that the Police Directorate was competent for that. In the report on the realization of the AP for the period 1 June till 31 August, the Ministry of Internal Affairs state that the Sector for Safety-Protection Affairs and Supervision in the Ministry of Internal Affairs and Public Administration made a Work Version of the Law and that the establishment of a Mixed Working Group for Development of this Law is to follow. <b>Police Directorate:</b> no response to the request was submitted, nor to the repeated complaints			
<b>Indicators</b>	Adoption of the Law	Draft version	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 11</b>	<b><i>The Law on changes and amendments of the Law on the conflict of interests</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	In October MANS formed a work group made up of representatives of the parliament political parties, which developed the first Draft Law, based on the experiences from the region. Immediately after the establishment of that work group, the Ministry of Interior and Public Administration began developing their own version of the law too, in cooperation with the Commission for Conflict of Interest, developed a Draft Law and submitted it to other state bodies to give their opinion on it.			
<b>Indicators</b>	Adoption of the Law	Developed Draft Law	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 12</b>	<b><i>The Law on changes and amendments of the Law on the prevention of money laundering and financing terrorism</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	On 27 June 2007 the Ministry of Finance formed a working group for the development of the Draft Law: Predrag Stamatović, officer in the Ministry of Finance – coordinator, Milena Savović, official in the Ministry of Finance – Secretary, Blaženka Dabanović, Novica Radović, Vesko Lekić, Kristina Kuzman – officer in the Directorate for Prevention of Money Laundering, Vojislava Đukić – officer in the Secretariat for Legislation, Mikosav Bošković and Ivan Krkeljić – officer of the Ministry of Justice. The Draft Law was forwarded to the Parliament for consideration. The Law on Amendments to the Law on Prevention of Money Laundering and Financing of Terrorism was adopted on 29 November 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, after deadline</b>
<b>Measure 13</b>	<b><i>Law on judges' wages</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	The Law on Salaries and Other Revenues of Judicial and Constitutional Court Functions Bearers, published in the Official Gazette no. 36 dated 15 June 2007, came into force on 22 June 2007, and it will be implemented as of September 1 2007, taken over from the website <a href="http://www.skupstina.cg.yu">www.skupstina.cg.yu</a> . The Law increased the salaries of judges by 35%.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 14</b>	<b><i>Law on state prosecutors' wages</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	The Law on Salaries and Other Revenues of Judicial and Constitutional Court Functions Bearers, published in the Official Gazette no. 36 dated 15 June 2007, came into force on 22 June 2007, and it will be implemented as of September 1 2007, taken over from the website <a href="http://www.skupstina.cg.yu">www.skupstina.cg.yu</a> . The Law increased the salaries of prosecutors by 35%.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 15</b>	<b><i>Law on changes and amendments of the Law on wages and other incomes of state officials</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2007	

<b>Information on implementation</b>	Draft Law, proposed by presidents of the political caucuses, was adopted on 26 December 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 16</b>	<b><i>Law on public procurement</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	Law on public procurement was adopted and published in Official Gazette of Montenegro, No. 46/06 from July 21 <sup>st</sup> 2006			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 17</b>	<b><i>Law on the protection of persons who report corruption</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration, Ministry of Finance	<b>Timeframe</b>	2006-2007	
<b>Information on implementation</b>	<p><b>The Ministry of Interior and Public Administration</b> declared itself not competent for the realization of activities based on this measure by a response to request no 4739 -4741 dated 3 September 2007, and pointed out that the Police Directorate was competent. In the Report on the Realization of the AP for the period from June 1 till 31 August, the Ministry of Internal Affairs states "Activities for the realization of this measure have been started. The Minister of Interior and Public Administration formed a Work Group which is to develop a Draft of this Law which is to include representatives of the Ministry of Internal Affairs and Public Administration, Directorate for Anti-Corruption and the Ministry of Health, Work and Social Welfare."</p> <p><b>The Police Directorate</b> declared itself not competent.</p> <p><b>The Ministry of Finance:</b> work group for development of the Draft Law on the Protection of Persons Reporting Corruption has not been formed nor has Draft Law on Protection of Persons Reporting Corruption been developed.</p>			
<b>Indicators</b>	Adoption of the Law	Working group established	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 18</b>	<b><i>Changes and amendments of tax laws</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2006-2007	
<b>Information on implementation</b>	The Ministry of Finance submitted amendments of tax laws which refer to reduction of tax on the income of physical persons, amendments related to the law on tax on added value and law on turnover of real estate property tax but the tax laws have not been changed with regard to the securing of conditions for taking over of illegally obtained property on which no tax has been paid.			
<b>Indicators</b>	Adoption of the Law	No activities	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 19</b>	<b><i>Law on changes and amendments of the Law on financing political parties</i></b>			
<b>Resp. nstitution</b>	Parliament, Ministry of Finance	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	<b>The Parliament</b> did not submit a response to the request dated 17 August 2007. The <b>Ministry of Finance</b> did not form a work group for development of the Law. <b>NGO Center for Monitoring</b> collected signatures and forwarded Draft Law on Financing of Political Parties into the parliamentary proceedings.			
<b>Indicators</b>	Adoption of the Law	NGO submitted Law proposal	<b>Rate</b>	<b>Partly Implemented, deadline expired</b>

<b>Measure 20</b>	<b><i>Law on lobbying</i></b>		
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	2007-2008
<b>Information on implementation</b>	There were no activities on implementation of this measure.		
<b>Indicators</b>	Adoption of the Law	No activities	<b>Rate</b> <b>Not Implemented, deadline ongoing</b>
<b>Measure 21</b>	<b><i>Law on changes and amendments of the Law on banks (in relation to the obligation of control of the origin of the paid cash)</i></b>		
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2007
<b>Information on implementation</b>	The Ministry of Finance did not submit a response to the request dated 03 August 2007. The Law is in the Parliamentary proceeding.		
<b>Indicators</b>	Adoption of the Law	In Parliament procedure	<b>Rate</b> <b>Partly Implemented, deadline expired</b>
<b>Measure 22</b>	<b><i>Law on changes and amendments of the Law on customs, in relation to cross border cash circulation (including the passing of measures of seizure of illegally transferred money)</i></b>		
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2007
<b>Information on implementation</b>	Working version was developed, the only change related to money is that cash is treated as customs good. On April 4 2007 a working group was formed including: Koviljka Mihailović -Ministry of Finance, Mitar Bajčeta - Ministry of Finance, Čedomila Perišić - Ministry of Finance, Lela Ivanović - Ministry of Finance, Suzana Šuković – Customs Administration, Stojanka MIlošević – Customs Administration, Ljilja Filipović – Ministry for Economic Development and a representative of CAFAO. The Draft Law has not yet been developed.		
<b>Indicators</b>	Adoption of the Law	Working version developed	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 23</b>	<b><i>Law on determining the degree of secrecy of data</i></b>		
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>	2006
<b>Information on implementation</b>	Working group: Nada Vukanić, Ministry of Interior and Public Administration– President, Miomirka Rovčanin – advisor in MOI and PA, Mikosav Bošković – advisor in Constitutional Court, Rajko Markuš – advisor in Ministry of Culture, Sport and Media, Ljubinka Vukajlović – advisor in Secretariat for Legislation, Saša Ščekić – advisor for local government in Union of Municipalities, Ivan Mašulović – advisor in Ministry of Foreign Affairs, Predrag Stamatović - Advisor to Minister of Finance, Boris Darmanović – executive director Of Association of Young Journalists, Larisa Radovanović – employee of the Agency for National Security and Pavle Dragović – head of the Legal department of the Police Directorate. Proposal of the Law on determining the degree of secrecy of data is in Parliament procedure.		
<b>Indicators</b>	Adoption of the Law	Law proposal is in Parliament procedure	<b>Rate</b> <b>Partly Implemented, deadline expired</b>
<b>Measure 24</b>	<b><i>Law on the protection of personal data</i></b>		
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>	2006



<b>Information on implementation</b>	The Draft Law was developed in August 2007. The Work Group included: Svetozar Đurović, Assistant to the Minister of Interior and Public Administration – President, Nada Vukanić – Head of the Administration for Legal, Personnel and Analytic-Informative Affairs in the MIA and PA, Danka Latković – Secretary of the Ministry of Education and Science, Srđa Spajić – Secretary of the Ministry of Justice, Branislav Begović – assistant to the Secretary General for Collective Bargaining and Social Dialogue of the Employers Federation, Ružica Mišković – the main inspector in the Secretariat for Development, Smiljka Kotlica – Secretary of the Ministry of Health, Work and Social Welfare, Veselin Koprivica – Director of the Directorate for Regulation and Control of the Payment Operations in the Central Bank, Dragana Ranitović – Special Advisor in the Directorate for Regulation and Control of the Money Payments in the Central Bank of Montenegro, Larisa Radovanović – representative of the National Security Agency, Lidija Mrdović – independent advisor in the Secretariat for European Integrations, , Dragan Mijušković – lawyer in the Republican Pension Fund, Siniša Bjeković – Head of Research in the Centre for Human Rights of the University, Boris Darmanović – Executive Director in the Association of Young Journalists and Jovan Poleksić Legal Program Coordinator. Draft Law developed in August 2007 and sent to Government for reviewing.			
<b>Indicators</b>	Adoption of the Law	Developed Draft Law	<b>Rate</b>	<b>Partly Implemented, deadline expired</b>
<b>Measure 25</b>	<b><i>Law on taking care of temporarily and permanently ceased property</i></b>			
<b>Responsible institution</b>	Ministry of Finance		<b>Timeframe</b>	2006-2007
<b>Information on implementation</b>	Established Working group for drafting Law on taking care of temporarily and permanently ceased property.			
<b>Indicators</b>	Adoption of the Law	Working group established	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 26</b>	<b><i>Law on changes and amendments of the Law on budget (in the part of distribution of profit acquired from the ceased property)</i></b>			
<b>Responsible institution</b>	Ministry of Finance		<b>Timeframe</b>	2006-2007
<b>Information on implementation</b>	The Parliament adopted the Law on Budget for 2008, but the Ministry of Finance did not envisage amendments to the Law on Budget (with regard to distribution of gain from seized property).			
<b>Indicators</b>	Adoption of the Law	No activities	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 27</b>	<b><i>Law on changes and amendments of the Law on telecommunications (securing direct links and connections with databases of providers of telecommunication services; condition: adoption of the Law on the protection of personal data)</i></b>			
<b>Responsible institution</b>	Ministry of transport, maritime and telecommunications		<b>Timeframe</b>	
<b>Information on implementation</b>	Working version was developed and sent to the Government but there is no information whether it envisage securing direct links and connections with databases of providers of telecommunication services. Work group was formed in January 2007 with the following members: Dejan Jovanović – coordinator, mr Jovan Ivanović, Stojan Blagojević, Vito Dragaš, Vesko Rebić (members) and Balša Tanović – technical secretary.			
<b>Indicators</b>	Adoption of the Law	Working version developed	<b>Rate</b>	<b>Partly implemented, deadline expired</b>

<b>Measure 28</b>	<b><i>Law on property relations</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>		2006
<b>Information on implementation</b>	Working group for drafting the Law was established on September 1, 2007 with following members: Zoran Rašović PhD, Law Faculty Podgorica – President, Radoje Korać Phd – Law Faculty Podgorica, Branka Lakočević – Ministry of Justice, Krsto Racković – Ministry of Finance, Zorica Brajković – Ministry of Justice and Đorđina Lakić – Acting Director of the Remuneration Fund. Law proposal is in Parliament procedure.			
<b>Indicators</b>	Adoption of the Law	Law proposal is in Parliament procedure	<b>Rate</b>	<b>Partly Implemented, deadline expired</b>
<b>Measure 29</b>	<b><i>Law on obligations</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>		2007-2008
<b>Information on implementation</b>	Members of the Working group for drafting the law: Zoran Rašović PhD, Dean of Law Faculty and Radoje Korać PhD, professor at Law Faculty. Law proposal is in Parliament procedure.			
<b>Indicators</b>	Adoption of the Law	Law proposal is in Parliament procedure	<b>Rate</b>	<b>Partly Implemented, deadline ongoing</b>
<b>Measure 30</b>	<b><i>Law on asylum</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>		2006
<b>Information on implementation</b>	The Law on Asylum was adopted and published in "The Official Gazette", no. 45/06 dated 17 07 2006. It is being implemented from 26 01 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, after deadline</b>
<b>Measure 31</b>	<b><i>Law on aliens</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	Law proposal on aliens was submitted to Parliament on May 19 <sup>th</sup> 2007 by the Government of Montenegro			
<b>Indicators</b>	Adoption of the Law	Law proposal submitted to Parliament	<b>Rate</b>	<b>Partly Implemented, deadline expired</b>
<b>Measure 32</b>	<b><i>Passing of anti-monopoly law</i></b>			
<b>Responsible institution</b>	Ministry for Economic Development	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Antimonopoly Law does not exist but the Law on Protection of Competition which has been in force since January 01 2006 (Official Gazette no. 69/05)			
<b>Indicators</b>	Adoption of the Law	There were no activities on development of the separate Law	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 33</b>	<b><i>Law on changes and amendments of the Law on privatization of economy</i></b>			
<b>Resp institution</b>	Ministry for Economic Development	<b>Timeframe</b>		2006-2007

<b>Information on implementation</b>	<b>The Ministry of Interior and Public Administration</b> declared itself not competent, the Police Directorate is competent. The <b>Police Directorate</b> declared itself not competent. <b>The Ministry of Finance</b> declared itself not competent. The <b>Ministry for Economic Development</b> declared itself not competent in a report submitted to the National Commission..			
<b>Indicators</b>	Adoption of the Law	No activities	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 34</b>	<b><i>Law on changes and amendments of the Law on financing local self-government</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	On 26 March 2007 a Work Group was formed to develop the Draft Law on Amendments to the Law on Local Self Government Financing with the members: Koviljka Mihailović, Ministry of Finance - coordinator, Nikola Vukićević and Gordana Radović-Ministry of Finance, Mikosav Bošković-MIA and PA, Ivan Novosel - Municipality Tivat, Refik Bojadžić-Municipality Bijelo Polje and Kemal Džečević- Municipality Podgorica The Law on Local Self Government Financing was adopted on 27 December 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 35</b>	<b><i>Analyze the degree of harmonization of the legislation with international standards from the field of the fight against corruption</i></b>			
<b>Resp institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuously	
<b>Information on implementation</b>	An analysis of degree of harmonization of the national legislation with the UN Convention Against Corruption was submitted, which was innovated in cooperation with the OSCE Mission and UNDP Office in compliance with the inputs of competent bodies from May 2007, and in August the Directorate also submitted "Self-assessment checklist on the implementation of the UNCAC". In cooperation with the Direction the UN experts analyzed the degree of harmonization of the Law on Public Procurement, the Criminal Code and the Criminal Procedure Code, and the Law on Conflict of Interest with UNCAC. In cooperation with UNDP and the OSCE Office the Direction organized the conference "Harmonization of Montenegrin legislation with the UN Convention against Corruption" in October 2007, whose main topic was the analysis of harmonization of Montenegrin criminal legislation, as well as of that pertaining to public procurement and conflict of interest with the provisions of the quoted UN convention.			
<b>Indicators</b>	The analysis was carried out the degree of harmonization of the legislative framework determined.	4 laws analyzed.	<b>Rate</b>	<b>Partly Implemented, deadline ongoing</b>
<b>Measure 36</b>	<b><i>Continue with the harmonization of legislation with the UN Convention against corruption (UNCAC)</i></b>			
<b>Responsible institution</b>	Government of Montenegro, Parliament of Montenegro	<b>Timeframe</b>	2008	
<b>Information on implementation</b>	The <b>Government</b> does not possess information. There have been no amendments to the existing laws with the aim of their harmonization with UNCAC.			
<b>Indicators</b>	Complete harmonization of the legislative framework with UNCAC, The number and names of laws the amendments to which have been developed in relation to the number of adopted amendments.	Not Implemented 0 / 0	<b>Rate</b>	<b>Not Implemented, deadline ongoing</b>

<b>Measure 37</b>	<b><i>Ratify Civil-legal convention of the Council of Europe on corruption</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro, Ministry of Finance	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	Adopted Law on Ratification of the Civil-legal convention of the Council of Europe on corruption on December 26 <sup>th</sup> 2007.			
<b>Indicators</b>	Ratification	Ratified	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 38</b>	<b><i>Ratify additional protocol with Criminal-legal convention of the Council of Europe on corruption</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro, Ministry of Justice	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	Adopted Law on Ratification of the additional protocol with Criminal-legal convention of the Council of Europe on corruption on November 27 <sup>th</sup> 2007.			
<b>Indicators</b>	Ratification	Ratified	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 39</b>	<b><i>Analyze the degree of harmonization of the legislation with international standards from the field of fight against organized crime</i></b>			
<b>Responsible institution</b>	Ministry of Justice, Ministry of Interior and Public Administration	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	<p>In cooperation with Council of Europe, <b>Ministry of Justice</b> analyzed harmonization of the Criminal Code (in area of extended confiscation of property) with international standards. Ministry did not make analysis available.</p> <p><b>The Ministry of Interior and Public Administration</b> declared itself not competent in a response to the request dated 3 September 2007, and pointed out that the Police Directorate was competent. A report of the MIA for the period from 01 September until 30 November 2007 submitted to the Commission states that the obligation has not been implemented and that activities aimed at development of the analysis will be intensified and their report will be submitted to the competent body in the I quarter of 2008.</p> <p><b>The Police Directorate</b> states that no analyses of harmonization of legislation with the international standards in fight against organized crime have been done.</p>			
<b>Indicators</b>	Analysis carried out and the degree of harmonization of legislative framework determined	No activities	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 40</b>	<b><i>Continue with the harmonization of the legislation with the UN Convention (Palermo, UNTOC convention), and other conventions from the field of organized crime</i></b>			
<b>Responsible institution</b>	Ministry of Justice, Ministry of Foreign Affairs, Ministry of Interior and Public Administration, Secretariat for EU Integrations	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	<p>The <b>Ministry of Justice, the Ministry of Foreign Affairs and the Secretariat for European Integrations</b> do not possess the requested information.</p> <p><b>The Ministry of Interior and Public Administration</b> declared itself not competent in a response to the request dated 29 10 2007, and pointed out that the Police Directorate is competent. The Report of the MIA for the period from 01 September until 30 November 2007 submitted to the Commission states that the obligation has not been implemented and that its realization is expected in the first quarter of 2008.</p>			

	<b>The Police Directorate:</b> no response has been submitted to the request dated 27 September 2007, while the response for September and October 2007 stated that acts including information on the level of harmonization of legislation with the UN Convention and other conventions have not been developed.			
<b>Indicators</b>	Complete harmonization of legislative framework with the conventions in the field of organized crime	No activities	<b>Rate</b>	<b>Not Implemented, deadline expired</b>
<b>Measure 41</b>	<b><i>Signing of bilateral agreements with: countries in the region, EU countries and EUROPOL</i></b>			
<b>Responsible institution</b>	Ministry of Interior and Public Administration, Supreme State Prosecutor, Customs Administration, Police Directorate, Ministry of Justice, Ministry of Foreign Affairs	<b>Timeframe</b>		Continuously
<b>Information on implementation</b>	<p>The <b>Ministry of Interior and Public Administration</b> declared itself not competent for response to the request to submit copies of signed bilateral agreements dated 22 August. In the report for September – November 2007 submitted to the National Commission, the Ministry pointed out that agreements with B&amp;H have been planned, an agreement with Belgium has been signed, the signing of an agreement with Austria has been planned and activities have been undertaken for obtaining membership in SECI centre.</p> <p><b>The Supreme State Prosecutor</b> stated that there were no new agreements signed in August, and for the period since the adoption of the Action Plan until the end of July 2007 she did not submit a response to the request dated 03 08. According to the earlier available information, since the adoption of the AP the SSP signed in September 2006 a Bilateral Agreement with the State Prosecutor of the <b>Russian Federation</b> and the General Prosecutor of <b>Ukraine</b>, and the Bilateral Agreement with the State Prosecutor of <b>Macedonia</b> was signed on May 29 2007. No new agreements were signed in September while for October there is no response to the request dated 20 November. An Agreement with the State Prosecutor's Office of <b>Serbia</b> was signed on October 31 2007, with the aim of improving cooperation in fight against all kinds of crime, and in particular the transnational organized crime. Agreement on Cooperation with the General Prosecutor of the Republic of <b>Albania</b> was signed on July 26 2007 in Podgorica.</p> <p>In August 2007 <b>the Customs Administration</b> did not sign any new agreements, and for the period since the adoption of the Action Plan until the end of July 2007 it did not submit a response to the request dated 21 08. According to information available earlier, the Customs Administration signed an Agreement on Customs Cooperation and Mutual Assistance between <b>Slovenia</b> and Montenegro on 19 April 2007. No agreements were signed in September and October. According to data from Draft Second Report of the National Commission, after declaring independence of Montenegro, enforced are agreements on mutual assistance in customs affairs with Slovenia, Albania and Serbia. After signing Agreement on Stabilization and Association, from January 1st 2008. applied is the Protocol on mutual assistance in customs affairs. between Montenegro and 27 EU countries</p> <p>In the period since the adoption of the Action Plan until the end of July 2007 <b>the Police Directorate</b> signed a Bilateral Agreement with the police of <b>Belgium</b>, and no new agreements were signed until the end of October, while agreement with Sweden was signed at the end of November. According to data from Draft Second Report of the National Commission, agreements were signed with police organizations of Sweden, Albania, Turkey, Slovenia, Macedonia, Austria, Romania, Serbia, Bulgaria and Bosnia &amp; Herzegovina.</p>			

	In the period from the adoption of the Action Plan until the end of October the <b>Ministry of Justice</b> did not sign any bilateral agreements. <b>The Ministry of Foreign Affairs</b> declared itself not competent for the response to the request dated 17 August.			
<b>Responsible institution</b>	# of signed bilateral agreements with: countries in the region, EU countries and EUROPOL	<b>Prosecution</b> (5) Russia, Serbia, Albania, Ukraine, Macedonia; <b>Police</b> (8) Belgium, , Albania, Turkey, Slovenia, Macedonia, Austria, Romania, Serbia, Bulgaria and BiH ; <b>Customs</b> (4+EU) Slovenia, Albania, Serbia & EU	<b>Rate</b>	<b>Implemented, deadline ongoing</b>
<b>Measure 42</b>	<b><i>Creating conditions for the improvement of regional cooperation in the area of the fight against corruption and organized crime</i></b>			
<b>Responsible institution</b>	Ministry of Foreign Affairs, Ministry of Justice, Police Directorate, Supreme State Prosecutor	<b>Timeframe</b>		Continuously
<b>Information on implementation</b>	The <b>Ministry of Foreign Affairs</b> and the <b>Ministry of Justice</b> responded they had no information on the measures undertaken to improve regional cooperation in the area of fight against corruption and organized crime. <b>The Police Directorate</b> did not submit answers to several requests. The only information obtained was that in cooperation with the police of B&H and the Republic of Croatia in the period of September and October 2007 1 crime report was filed against 10 persons for smuggling of Albanian citizens. In Draft Second Report of the National Commission is stated that Police Directorate conducted 8 international police operations, in cooperation with police of Croatia, Macedonia, BiH and Serbia, but there is no data on number of criminal charges. <b>The Supreme State Prosecutor</b> stated that prosecutors do not keep special records on the crime reports filed in the framework of regional cooperation because they do not have the legal obligation to do that, so they do not possess the requested information.			
<b>Indicators</b>	Efficient cooperation and exchange of information between the countries in the region, Indicators of criminal prosecution: the number of reports, investigations, accusations and final verdicts	Responsible institution do not have information 1, 0, 0, 0	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 43</b>	<b><i>Implementation of the Declaration on ten joint measures for the fight against corruption in the Southeast Europe</i></b>			
<b>Responsible institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		Continuously
<b>Information on implementation</b>	Submitted Report of the Directorate on the implementation of national priorities from the Declaration on 10 joint measures for fighting corruption, which refers to 3 of the 10 envisaged measures.			
<b>Indicators</b>	Progress assessment made by SPAI	Assessment by SPAI was not made, Directorate Report: 3 out of 10 measures implemented	<b>Rate</b>	<b>Partly Implemented, deadline ongoing</b>

<b>Measure 44</b>	<b><i>Fulfilling of binding recommendations from GRECO Report on the estimate of anti-corruption measures and activities in the Republic of Montenegro</i></b>			
<b>Responsible institution</b>	Ministry of Finance, Ministry of Justice, Police Directorate, Directorate for Anticorruption Initiative, Supreme State Prosecutor, Ministry of Interior and Public Administration	<b>Timeframe</b>	After submission of GRECO Report (during 2006)	
<b>Information on implementation</b>	The <b>Ministry of Finance</b> submitted GRECO recommendations, but not a report on their realization, and the <b>Ministry of Justice</b> responded they do not possess the information. The Ministry of Interior and Public Administration declared themselves not competent, and pointed out that the <b>Police Directorate</b> was competent. No assessments of the realized recommendations and obligations from GRECO report were made. The Supreme State Prosecutor did not submit information on the fulfillment of recommendations. The <b>Directorate for Anti-corruption Initiative</b> responded that no special report was made, and that it is expected in May 2008.			
<b>Indicators</b>	GRECO report on the fulfillment of obligations and recommendations resulting from the GRECO Report on the Assessment of Anti-corruption Measures and Activities in the Republic of Montenegro	Responsible institution do not possess information	<b>Rate</b>	<b>No Information, deadline ongoing</b>
<b>Measure 45</b>	<b><i>Securing technical and financial support to competent bodies Budget of the Republic of Montenegro</i></b>			
<b>Information on implementation</b>	Government of Montenegro, Ministry of Finance, Directorate for Anticorruption Initiative, Directorate for Prevention of Money Laundering, Police Directorate, Customs	<b>Timeframe</b>	Continuously	
	The enclosed table gives comparative results on the budget of institutions competent for implementation of measures from the AP for 2006, 2007 and 2008. Data on the budget of the Ministry of Interior and Public Administration include also the budget of the Police Directorate, and the budget of the Ministry of Culture, Media and Sport includes also data on the budget of the Administration for Sport and Youth from 2006. Data on the budget of the Secretariat for European Integrations for 2007 are compared with the data on the budget of the Ministry for European Integrations which has been abolished.			
	<b>Institution</b>	<b>2006 Budget</b>	<b>2007 Budget</b>	<b>2008 Budget</b>
	Parliament of Montenegro	€ 3,992,018.76	€ 4,970,839.73	€ 5,170,861.17
	Ministry of Interior and Public Administration	€ 57,349,281.74	€ 16,854,673,63	€ 21,086,762.38
	Police Directorate		€ 57,526,722.31	€ 71,606,562.61
	Ministry of Justice	€ 884,648.69	894,756	€ 1,133,387.01
	Ministry of Finance	€ 44,455,011.60	€ 65,880,058.37	€ 52,830,050.28

	Ministry of Foreign Affairs	€ 839,187.66	€ 1,573,724.82	€ 2,332,332.39
	Ministry of Culture, Sport and Media **	€ 8,272,927.61	€ 16,969,275.17	€ 15,416,884.00
	Secretariat for EU Integrations ***	€ 572,003.95	€ 697,479.74	€ 937,619.75
	Ministry of Education	€ 78,844,405.16	€ 102,271,753.36	€ 121,852,670.37
	Judiciary	€ 8,426,193.39	€ 13,586,548.48	€ 15,092,026.75
	Prosecution	€ 1,762,362.20	€ 2,748,046.40	€ 3,447,279.00
	State Audit Agency	€ 279,502.98	€ 482,711.61	€ 926,197.08
	Commission for Conflict of Interest	€ 166,011.50	€ 180,546.22	€ 237,173.26
	Public procurement Commission	€ 106,603.20	€ 138,612.65	€ 196,470.91
	The Human Resources Management Authority	€ 298,849.26	€ 556,573.84	€ 611,146.74
	Directorate for anti-corruption initiative	€ 73,551.05	€ 174,627.13	€ 417,360.50
	Directorate for Prevention of Money Laundering	€ 331,363.31	€ 389,705.96	€ 441,440.22
	Agency for Economy Rest. and Foreign Invest.	€ 378,498.85	€ 480,796.29	€ 1,214,480.50
	Tax Administration	€ 5,484,098.79	€ 6,236,152.79	€ 7,003,205.51
	Customs Administration	€ 6,334,260.96	€ 8,055,031.49	€ 7,809,835.25
	Police Academy	€ 631,532.79	€ 850,000.00	€ 1,400,000.00
<b>Indicators</b>	Increased funds allocation	Increased for 2007 & 2008	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 46</b>	<b><i>Defining priorities, drafting of projects and their candidacy with international organizations and institutions</i></b>			
<b>Responsible institution</b>	Ministry of Finance, Customs Administration, Council for EU Integrations, Directorate for anti-corruption initiative, Police Directorate, Ministry of Interior and Public Administration	<b>Timeframe</b>		Continuously
<b>Information on implementation</b>	<p>The <b>Ministry of Finance</b> stated they do not possess the information.</p> <p>The Government of Montenegro submitted to the European Commission a proposal of the program for the use of IPA funds, which quotes projects regarding the <b>Customs Administration</b> amounting to 1,92 mil €, of which for technical assistance (TA) 0,8 mil €. Within the Instrument for Pre-accession Assistance (IPA) of the European Union, in August the Administration submitted 4 project proposals for the use of IPA funds for 2008. Customs Administration submitted 3 more projects to EU CAFO as well as 2 projects to EAR, but with no information on requested funds.</p> <p><b>The Council for European Integrations:</b> no information on concrete projects was submitted but it was stated that one of the new competencies of the Secretariat for European Integrations was the coordination of the overall donor assistance. Activities for the collection of data on previous donations and projects used by the public authorities bodies are under way. The beginning of a pilot project Development Gateway Foundation, worth 120.000 €, is planned for</p>			



	<p>September, which will make possible the establishment of an electronic data base in CEI. European Commission granted 3 mil € (IPA 2007) for projects in area of combating corruption and organized crime, implementation is expected in 2008.</p> <p><b>The Directorate for Anti-Corruption Initiative</b> submitted to the Embassy of the Kingdom of Denmark the project "Raising awareness on the fight against corruption in Montenegro", and the project carried out with UNDP Montenegro "Strengthening Capacities of the Non-government Sector for Participation in Anti-Corruption Initiatives in Montenegro" worth 250,000.00 is under way. In cooperation with the Ministry for Economic Development, the Directorate proposed a project (research on corruption, protection of whistleblowers, public campaign on corruption and carrying out of education campaigns in secondary schools) which would be realized at the beginning of 2008 out of the project «Norwegian Assistance». Two project proposals were submitted to OSCE Office in Podgorica.</p> <p><b>The MIA and PA</b> determined it was not competent and forwarded the request to the Police Directorate.</p> <p>From the beginning of implementation of measures from the Action Plan until August 2007 <b>the Police Directorate</b> submitted 2 projects, based on which donations were obtained: IOM – 7 notebook computers and OSCE – 1 notebook and 2 Pentium IV. According to the report of the Directorate which is submitted to the National Commission for the period June, July and August 2007 one project was nominated with the Swedish International Development Agency which provides around EUR 1,4 mil.). Project „ Police guided by informative operation“ of the Department for Special Checks was supported by Swedish Development Agency –SIDA. One project was also applied with OSCE worth 123.000 €. NCB Interpol Podgorica in cooperation with the General Secretariat of Interpol in Lyon started realization of the MIND project regarding the installing of the Interpol system at border crossings worth 85.000 €. NCB Interpol completed development of a project for purchase of the necessary equipment and infrastructure for electronic storing of data, management and filing away of Interpol cases, and establishment of Interpol system I-24/7 at all work stations of officials of NCB. The project is worth EUR 319.790, out of which 177,440 will be secured by the Police Directorate</p>		
<p><b>Indicators</b></p>	<p>The number of projects submitted to foreign donors which refer to fight against corruption and organized crime,</p> <p>The total amount of funds secured from foreign donors for projects referring to fight against corruption and organized crime</p>	<p><b>Customs Administration:</b> 9 project proposals; 1,92 mil € required</p> <p><b>Directorate for AC Initiative:</b> 4 project proposals submitted and 1 project under way; 250.000 € secured</p> <p><b>Police Directorate:</b> 3 project proposals submitted of 1.7 mil € total worth, 2 projects Implemented, 2 projects under way of total worth around 400.000 €</p>	<p><b>Rate</b></p> <p><b>Implemented, deadline ongoing</b></p>

#### 4.2. EFFICIENT CRIMINAL PROSECUTION WITH THE OBJECTIVE OF PREVENTING CORRUPTION AND ORGANIZED CRIME

Measure 47	<i>Estimate of the needs for the training of prosecutors, police and judges, and the realization of the training</i>		
<b>Responsible institution</b>	Judicial Training Center, Ministry of Interior and Public Administration, Supreme State Prosecutor, Police Directorate, Supreme Court	<b>Timeframe</b>	Immediately after adoption of the Action Plan
<b>Information on implementation</b>	<p><b>Judicial Training Center</b> has in cooperation with the Council of Europe – office in Podgorica organized: the seminar "Evaluation of witness protection measures" in September 2006 in Podgorica; six (6) judges attended it. Eleven (11) judges attended the seminar organized by CEDEM, AIRE, Center from London "Right to fair trial under the European Convention on Human Rights with special emphasis on the procedure duration". Seminar on Maritime Law organized by USAID Checchi was attended by eight (8) judges and four (4) advisors. The Center organized in the period September and October 2007 three (3) lectures/initial trainings: "Joint module/civil and criminal area", "Civil module" and "Criminal module", but there are no data about the number of participants. . In cooperation with US Embassy in Podgorica, 3 seminars were organized on the responsibility of legal entities for criminal acts, but there is no data on number of participants Center secured participation of 4 judges on international conferences.</p> <p><b>Supreme Court:</b>Judge Training Programme was not adopted since Judicial Council's term of office was expired.</p> <p>In the period from September 2006 to 30 October 2007 <b>state prosecutors</b> attended 39 seminars and trainings with 107 participant as follows: "Witness protection process" - 2 participants, "International cooperation of the prosecution bodies in the area of legal assistance in criminal matters" – 3 participants, "External control of indictment" – 1 participant, "Intellectual Property Protection" – 5 participants, "Enjoying the rights of intellectual property" - 2 participants, "Domestic trials for war crimes – take the leading role" – 3 participants, "First annual conference and general meeting of international association of anti-corruption bodies (IAACA)" - 3 participants, "Harmonization of work of government and non-governmental sector" - 3 participants, "Witness protection and cooperation of prosecutor's office and police" – 2 participants, "Combat against drug use" – 1 participant, "International legal assistance in criminal matters, extradition, transfer and validity of decisions", "Development of the Draft Law on Amendments to the Law on Protector of Human Rights and Freedoms" - 2 participants, "Special investigation techniques in combination with introduction into the protection of financial interests of EC" - 2 participants, Regional round table: "Regional measures against organized crime, establishment of network of prosecutors", "Implementation of the Law on Free Access to Information" - 1 participant , "Cross-border crime and controlled shipment" – 2 participants, "Money laundering" - 3 participants, "Improvement of management and combat against corruption" - 4 participants, "Combat against high tech crime" - 1 participant , "Regional measures for combat against organized crime", "Strengthening of legal cooperation in criminal procedures for combat against terrorism" – 2 participants, "Implementation of the Law on safety of traffic" - 1 participant , "Prevention of dissemination of mass destruction arms" -1 participant, "Typology of money laundering and terrorism financing" - 1 participant, "Conference on international criminal justice" - 3 participants, "International cooperation in the area of criminal judiciary" - 4 participants, "Extrajudicial settlement in criminal proceedings against minors and younger adults" - 1 participant, "Seminar on AML/CFT" - 1 participant, "Prevention of money laundering and financing of terrorism" - 2 participants, "Combat against corruption in the state bodies" – 1 participant , "Financing of terrorism" - 2 participants, "Combat against trafficking in human beings in Montenegro and protection of victims and criminal prosecution of traffickers in human beings" - 1 participant, "Experiences of the USA in combat against corruption" – 2</p>		

	<p>participants  "Strengthening cooperation between the police, prosecutor's office and judges in combat against transnational organized crime" – 4 participants, "Key to successful criminal prosecution of corruption" – 25 state prosecutors, state prosecutors deputies and advisors.  "European topics of international terrorism and combat against international cross-border crime" – 2 public prosecutors  "Illustration as a mechanism of transitional justice" – 1 participant, "Combat against money laundering and prevention of financing of terrorism" – 2 state prosecutors. "European standards of the reforms of criminal and criminal offences law" – two state prosecutors</p> <p><b>Police Directorate</b> states that for the period September 2006 to the end of July 2007, 3 trainings for 60 employees were organized as follows: police actions on the criminal offence spot for 10 officers of the crime offense police, identification of stolen vehicles and documentation for 27 officers of the crime police, border police and police of general jurisdiction, Smuggling of goods, drugs, motor vehicles for 23 officers of the crime offense police and border police.</p> <p>In April and May 2007, 5 trainings were organized for 91 Police officers: two trainings "Smuggling of goods, drugs, motor vehicles, works of art and cultural and historical goods through the state border, counterfeit of travel documents and illegal migration", for 41 officers of the border and crime offense police, organized crime-course of certification for 15 officers of crime offences police, "hidden interrogator" – for 16 officers of crime offense police, technique of interrogation for 19 officers of the police of general jurisdiction.</p> <p>In June and July 2007, 3 trainings were organised for 48 participants: "Smuggling of goods, drugs, motor vehicles, works of art and cultural and historical goods through the state border, counterfeit of travel documents and illegal migration", for 22 officers of the Police Directorate, The seminar "Analysis and improvement of work referring to resolution of criminal acts" organized for 15 members of the Crime Offences Police Department, "Crisis management" - 11 attendants</p> <p>In the period from the beginning of September till end of November 2007, 11 trainings were organized for 155 officers of Police Directorate: money laundering -8, technique of publicizing of police interviews -22, police negotiator in hostage situations -9, trafficking in human beings -10, course for trainers-8, police actions on the criminal offence spot – 16, police work in community -31, prevention of distribution of illicit drugs -16, technique of interrogation -10, additional training for cross border police officers -25, additional training for Security Department employees -25, witness protection -6, police work in community -28, application of the Law on Criminal Responsibility of Legal Persons.</p> <p>In the Human resources Management Agency the following trainings were organized for employees of the Police Directorate in area of public administration, but not related to efficient criminal prosecution.</p>			
<b>Indicators</b>	Identified needs, # of seminars organised, # of participants, areas of training, # of trainings organised by area & of participants (courts, prosecutions and police)	Institution do not have information on training needs 5 seminars for judges, 17 participants 39 trainings for 107 prosecutor 22 trainings for 354 employees of the Police Directorate	<b>Rate</b>	<b>Partly implemented, on time.</b>

<b>Measure 48</b>	<b><i>Six-month evaluation of the existing conditions, defining standards, evaluation of cases, drafting of joint analysis on presentation of evidence in pre-trial and investigative procedure, drafting of recommendations for further work</i></b>			
<b>Responsible institution</b>	Government of Montenegro, Ministry of Justice, Ministry of Interior and Public Administration, Council for EU Integrations	<b>Timeframe</b>	Immediately after adoption of the Action Plan, continuous	
<b>Information on implementation</b>	<p><b>Supreme State Prosecutor</b> – no evaluations of the present state were conducted neither the analysis of the problem in terms of presentation of evidence in pretrial and investigative procedure, neither are such evaluations according to the valid process laws done. In the report submitted to the National Commission, SSP states that a tripartite commission has been established consisting of representatives of police, judiciary and prosecutor's office. Representative of that commission is Supreme State Prosecutor Deputy, Veselin Vučković, who has developed a table framework in line with which total monitoring of work on cases will be conducted, beginning with the persons who submitted the request, then the actions and work of the state prosecutor, to the court proceedings for all criminal acts with elements of corruption from Chapter XXIII and XXXIV.</p> <p><b>Ministry of Internal Affairs and Public Administration</b> have established authorities and forwarded them to the Police Directorate</p> <p><b>Police Directorate</b> – no evaluations of the present state have been conducted neither the analysis of the problems referring to presentation of evidence in the pretrial procedure. Also, evaluations have not been conducted neither in September nor for October there is no reply to the request from 20 November.</p> <p><b>Supreme Court-</b> does not have in its possession that information; the same is for the period Sept. and October.</p>			
<b>Indicators</b>	# of conducted evaluations, defined standards and recommendations, Level of implemented recommendations	0 - -	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 49</b>	<b><i>Adoption of the Law on the responsibility of legal entities for criminal acts</i></b>			
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	<b>Parliament of Montenegro:</b> Law on the responsibility of legal entities for criminal acts was adopted on December 27 <sup>th</sup> 2006, put in force January 19 <sup>th</sup> 2007.			
<b>Indicators</b>	Adoption of the Law	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 50</b>	<b><i>Training of the police, judges and prosecutors</i></b>			
<b>Responsible institution</b>	Judicial Training Centre, Police Directorate Uprava policije	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Same as for the measure 47.			
<b>Indicators</b>	# of trainings, # of participants by institution	5 seminars for judges, 17 participants, 39 trainings for 107 prosecutor 22 trainings for 354 employees of the Police Directorate	<b>Rate</b>	<b>Implemented, on time</b>

<b>Measure 51</b>	<b><i>Judicial control over implementation of measures of secret surveillance (MSS)</i></b>		
<b>Responsible institution</b>	Courts, Parliament of Montenegro, Police Directorate, Supreme State Prosecutor	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<p><b>Supreme Court.</b> It is stated that this court does not possess information, but instead measures of secret surveillance are defined by the investigative judge of the respective court in a written order, and that is why the Supreme Court is not authorized to determine measures of secret surveillance neither the control of application of secret surveillance.</p> <p><b>Supreme State Prosecutor</b> does not have information about the number of controls and the number of discovered misuses in the course of application of measures of secret surveillance.</p>		
<b>Indicators</b>	# of conducted controls, # of discovered possible misuses	0 0	<b>Rate</b> <b>Not implemented, deadline ongoing</b>
<b>Measure 52</b>	<b><i>Parliamentary control over implementation of the MSS (in accordance with the provisions of the Law on police)</i></b>		
<b>Responsible institution</b>	Parliament of Montenegro	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<b>Parliament of Montenegro</b> did not conducted control over implementation of MSS.		
<b>Indicators</b>	# of conducted controls, # of discovered possible misuses	0 0	<b>Rate</b> <b>Not implemented, deadline ongoing</b>
<b>Measure 53</b>	<b><i>Internal control of the police in implementation of the MSS</i></b>		
<b>Responsible institution</b>	Police Directorate, Ministry of Interior and Public Administration	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<p><b>Ministry of Interior and Public Administration</b> have established competencies and forwarded them to the Police Directorate.</p> <p><b>Police Directorate:</b> Division for Internal Control did not conduct controls of application of measures of secret surveillance because there were no complaints of citizens regarding application of measures of secret surveillance. Police Directorate states that measures of secret surveillance are applied through direct surveillance of the investigative judge or public prosecutor.</p>		
<b>Indicators</b>	# of conducted controls, # of discovered possible misuses	0 0	<b>Rate</b> <b>Not implemented, deadline ongoing</b>
<b>Measure 54</b>	<b><i>Staffing condition analysis</i></b>		
<b>Responsible institution</b>	Police Directorate, Ministry of Finance, Judicial Council, Prosecutors Council	<b>Timeframe</b>	2007
<b>Information on implementation</b>	<p>Police Directorate did not make any analysis of the present personnel situation. In the report submitted to the National Commission they mention "that the act on job description, in the phase of application of analysis of personnel situation, in this moment, would not objectively presented and would not show the actual state of affairs."</p> <p><b>Court Council</b> was not elected in the Parliament of Montenegro and mandate of the previous Council expired on 2 December 2006.</p> <p><b>Supreme Court</b> did not make any analysis of the personnel situation.</p>		

	<b>Supreme State Prosecutor</b> conducted analysis and determined that number of staff should be increased in Department for organized crime through election another deputy, as well as to appoint more prosecutors in Bijelo Polje, Pljevlja and Cetinje. Supreme State Prosecutor responded that information on staffing conditions are part of the 2006 annual report of the Supreme State Prosecutor that is published on www.tuzilastvocg.cg.yu. Report states that at the end of 2006, 7 positions of the deputy state prosecutors were not filled.			
<b>Indicators</b>	# of new staff compared to conducted analysis	-	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 55</b>	<b>Employment of the missing staff</b>			
<b>Responsible institution</b>	Supreme State Prosecutor, Ministry of Finance, Police Directorate	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>Police Directorate</b> hired from September 2006 to the end of July 2007 22 new employees out of which 3 for indefinite period of time and 19 for definite period of time; in August 2007, 4 people were hired for definite period of time and for September they did not submit any information and in October 9 trainees and 1 full time employee were hired for indefinite period of time on the basis of internal vacant job positions announcement. In the reports that the Police Directorate submitted to the National Commission, it is stated that number of employees was increased by 480, due to taking over the employees from the Ministry of Interior and Public Directorate by the Human Resources Management Agency, legal departments, and telecommunication and information systems departments.</p> <p><b>Court Council</b> has not been elected in the Parliament of Montenegro, and mandate of the previous Council expired on 2 December 2006.</p> <p><b>Supreme Court</b> did not make any analysis and for the period from adoption of the action plan there is no information about hiring of new personnel.</p> <p>In the reports submitted to the National Commission, <b>Supreme State Prosecutor</b> states that the capacities of the Supreme State Prosecutor's Office have been reinforced in personnel with appointment of one more deputy who will deal with indicators necessary for recognition of corruption, system of analytics and final recommendations. It is also mentioned that 2 deputies were elected in Higher Prosecution in Podgorica, 2 in Basic prosecution in Podgorica and one in Basic Prosecution in Bar.</p>			
<b>Indicators</b>	# of new staff compared to conducted analysis	Police 36 / ?, Prosecution 6 / ?, Judiciary 0 / ?	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 56</b>	<b>Establish a special independent body for the management of the confiscated property</b>			
<b>Responsible institution</b>	Government of Montenegro, Ministry of Finance	<b>Timeframe</b>	2006-2007	
<b>Information on implementation</b>	Government of RoM and <b>Ministry of Finance</b> do not have in their possession the requested information, the <b>Police Directorate</b> promulgated itself non-authorized, that is, they do not have in their possession data about the condition and the level of preservation of value of assets (property) taken away, kept, returned etc, as well as the <b>Supreme State Prosecutor</b> who emphasized that state prosecutors are not entitled by law to deprave and keep property taken away.			
<b>Indicators</b>	Established body, Reports on condition and level of preservation of property value, Ratio between value of temporary, permanently and returned confiscated property	- -	<b>Rate</b>	<b>Not implemented, deadline expired</b>

<b>Measure 57</b>	<b><i>Performing of half-year analysis on statistical indicators in relation to the number of cases from the field of corruption and organized crime being processed before the courts or the ones with effective rulings</i></b>				
<b>Responsible institution</b>	Supreme Court, Supreme State Prosecutor, Police Directorate	<b>Timeframe</b>	Continuous		
<b>Information on implementation</b>	<p>There are no analyses on joint statistical indicators covering judiciary, prosecution and police. Tripartite Commission was established to develop monitoring methodology for statistical data that could be used all mentioned institutions and their data comparable. Tripartite Commission held 11 sessions, and in Draft Second Report of the National Commission, data of judiciary and prosecution are segregated by number of reports and number of persons reported for corruption, i.e. number of verdicts, while data of Police Directorate are still referring to criminal act, therefore it is not possible to compare it with statistical data of judiciary and prosecution.</p> <p>Members of the Tripartite Commission are representatives of Judiciary, Prosecution and Police Directorate, but it is unknown who appointed them, therefore it was not possible to send them requests for information. Responding to our requests for information, President of the National Commission responded that Tripartite Commission did not submit the report. On the other hand, responding to our requests for information, institutions are stating that they do not have information.</p> <p>Following are the information from the Draft Second Report of National Commission, submitted by Tripartite Commission.</p>				
	<b>CRIMINAL ACTS WITH ELEMENTS OF CORRUPTION</b>				
	pursuant to crime reports received in the period from 01 Jan 2007 to 30 Dec 2007				
	Police Directorate and other entities submitting crime reports			# of reports 274*	# of persons 435
	STATE PROSECUTORS	<b>Decisions of prosecutors on reports</b>		# of cases	# of persons
			Refusal of the report	96	126
			Proposal of indictment	5	6
			Indictment without conducted investigation – direct indictment	2	2
			Request to conduct investigation	90	136
			Proposal to take investigative actions	10	13
	Reports which at the end of the report period remained in the pre-trial proceedings with other bodies upon a request of the prosecutor for collecting the necessary notices	71	152		
COURTS	<b>Preliminary proceedings – investigation</b>		# of cases	# of persons	
		Received requests for conducting investigation	90	136	
		Decision made to conduct investigation	60	85	

		Decision to conduct investigation has not been made	30	51
		Investigation completed and the files and records returned to the prosecutor	24	66
		Investigation under way	36	52
STATE PROSECUTORS		<b>Decisions of prosecutors in cases after the finished investigations</b>	# of cases	# of persons
		Desisting from the prosecution	3	4
		Indictment after the conducted investigation	21	29
		<b>TOTAL:</b>	24	33
COURTS		<b>Indictments with the court</b>	# of cases	# of persons
		Indictments received (proposal for indictment, direct indictment and indictment after the conducted investigation)	28	37
		<b>Trial and verdict</b>	# of cases	# of persons
		Criminal proceedings ending in a verdict	12	14
		Criminal proceedings under way	16	23
		Guilty verdict	2	4
		Verdict rejecting the charge	----	-----
		Verdict of acquittal	10	10
		Verdict produced in writing and delivered to the prosecutor	11	13
		<b>Proceedings upon legal remedies</b>	# of cases	# of persons
		Prosecutors' complaints	11	13
		Proceedings after filing of an appeal	1	1
		Proceedings after filing of an appeal not ended	10	12
		Appeal satisfied	----	-----
		Appeal refused	1	1
		# of reports	# of persons	
Criminal acts of organized crime (01 Jan – 30 Nov 2007)		<b>TOTAL:</b>	11 reports	60
		Submitted request for conducting investigation	11	60
		Submitted indictments after the conducted investigation	10	50
		Investigative proceedings under way	1	10
		Cases in which the indictment was resolved	4	14
		Cases in which the indictment was not resolved	6	36

\* Note: The Police Directorate submitted to the State Prosecutor 308 reports for criminal acts with elements of corruption. After the pre-trial proceedings, the State Prosecutor assessed that for a number of submitted reports the legal evaluation of a criminal act with elements of corruption cannot be made, so that out of the quoted number for



274 it was assessed that they were reports for criminal acts of corruption.

The Police Directorate: In the period from 01 09 to 31 12 2007 the Police Directorate submitted to the competent state prosecutors crime reports processing a total of 308 criminal acts, which according to their legal characteristics can have an element of corruption. The structure of the reported criminal acts is as follows:

- Abuse of official status from Art. 416 of CC of RoM	200
- Unconscientious performance of office from Art.417 of CC of RoM	46
- Abuse of authority in economy from Art. 276 of CC of RoM	38
- Giving bribe from Art. 424 of CC of RoM	13
- Accepting bribe from Art. 423 of CC of RoM	6
-Causing false bankruptcy from Art. 274 of CC of RoM	1
- Unconscientious work in economic business doing from Art 272 of CC of RoM	1
- False balance from Art. 278 of CC o RoM	3

Out of this number of reported criminal acts (a total of 308 for the report period),the Supreme State Prosecutor – Department for Fight against Organized Crime processed a total of **36 criminal acts** perpetrated in an organized manner. The structure of these criminal acts is as follows:

-	
- Abuse of official status from Art. 416 of CC of RoM	29
- Accepting bribe from Art. 423 of CC of RoM	1
- Giving bribe from Art. 424 of CC of RoM	2
- Unconscientious performance of office from Art. 417 of CC of RoM	4

**Supreme Court.** No statistical data about the number of cases in the area of corruption and organized crime that are in the court procedure or have been completed, neither have they made any analysis.

**Police Directorate.** They are not authorized to keep statistical records about the cases that are in the phase of investigation since that is responsibility of the Supreme State Prosecutor. No analysis have been made.

**Supreme State Prosecutor :** Last available data refer to 2006 and can be found in the SSP annual report on [www.tuzilastvocg.cg.yu](http://www.tuzilastvocg.cg.yu) Other analysis have not been conducted.

TABLE REVIEW OF REGISTERED CRIMINAL ACTS AGAINST OFFICIAL DUTY HEAD XXXIV OF THE CRIMINAL CODE OF MONTENEGRO  <i>Source: Report of the Supreme state prosecutor for 2006 s</i>	Unresolved report from the previous period	Reports filed in 2006.	Total in work	Resolved reports	Unresolved in the end of 2006.	Unresolved investigations in the analyzed period	Investigations requested in 2006	Total in work	Investigations resolved	Accusations with no verdict in the end of 2006.	Accusations with no verdict from previous per.	Accused in 2006	Total accusations in work	Verdicts rendered	Accusations with no verdicts in the end of 2006.
	<b>REPORTS</b>					<b>INVESTIGATIONS</b>					<b>COURTS</b>				
	Art.416- misuse of office	222	568	790	579	211	405	195	600	158	442	191	121	312	87
Art.417- unconscious work in service	56	47	103	50	53	51	17	68	17	51	31	11	42	18	24
Art.418- charges and payments against law		2	2	2											
Art.419-fraude in service	2	3	5	5		3	3	6		6					
Art.420- embazelmnt	17	54	71	57	14	99	42	141	75	66	117	66	183	66	117
Art.-421- servicing	2	1	3	3			2	2	2		4	3	7	1	6
Art.-423- taking bribe		6	6	6			5	5	5		5	2	7	7	
Art.424- giving bribe	6	8	14	11	3	69	5	74	3	71	33	7	40	3	37
<b>TOTAL</b>	<b>305</b>	<b>689</b>	<b>994</b>	<b>713</b>	<b>281</b>	<b>627</b>	<b>269</b>	<b>896</b>	<b>260</b>	<b>636</b>	<b>381</b>	<b>210</b>	<b>591</b>	<b>182</b>	<b>409</b>

**Statistical data on organized crime, Report of the Supreme State Prosecutor for 2006, page 175 - 180**

In 2006, 20 criminal charges against 120 persons were brought before the Special Prosecutor out of which 117 charges were filed against organized crime, and 3 against other forms of crime. From the previous year one file remained unsolved against 6 persons (since prosecution was not allowed for 1 person that has immunity), and thus in the reporting year there were 21 files against 126 persons. Compared to 2005 when 13 criminal charges were brought against 55 persons, number of persons against which charges were brought for criminal acts with elements of organized crime in the reporting year increased by 65 or 118 %.

Ministry of Interior – Police Directorate brought charges against 109 persons, other entities against 5 persons, citizens against 1 person and the procedure was initiated against 5 persons at initiative of the Special Prosecutor. No criminal charges of the Police Directorate were rejected neither returned to be amended. Out of total number of persons who were brought charges against (120), 25 or 20.83 % are foreign citizens from: Serbia 10, B&H 4 persons, Croatia 3, USA 5 and Russia 3 persons.

Acting in line with criminal charges Special Prosecutor has in the reporting year submitted the requests for execution of investigation to the authorized court against 111 persons and the proposal for direct indictment against 2 persons. Request for execution of investigation against 1 person was rejected by the court decision since the person thereto enjoys immunity and the person’s prosecution can be effectuated only with consent of the Parliament of the Republic of Montenegro which has not been issued yet even it was requested by the prosecutor in 2005. One person was accused with direct indictment and two criminal charges against 11 persons have been forwarded to the authorized prosecutor, since it was found that those criminal acts do not have elements of organized crime. Criminal charges against one person submitted by the injured legal party were rejected. According to what the prosecutor have learnt, the injured legal entity in this case did not initiate prosecution as a Subsidiary Prosecutor.

From the last year unresolved are investigations against 15 persons: before the Higher Court in Podgorica against 8 persons and before the Basic Court in Podgorica against 7 persons, and thus courts in the reporting year conducted investigations against 124 persons, and proposals to bring indictment without investigation against 4 persons.

Out of total number of investigations (124) courts completed investigations against 76 persons and 1 proposal to bring indictment without investigation against 2 persons. In the end of the reporting year uncompleted were investigations against 48 persons or 36.85%, and unresolved remained proposals for indictments without investigations against 2 persons.

Review of duration of the procedure for unresolved investigation	From 2005		From 2006	
	To 6 months	Longer than 6 months	To 6 months	Longer than 6 months
<i>Authorized court</i>				
<i>Higher court in Podgorica</i>		8	21	6
<i>Basic court in Podgorica</i>				5
<i>Basic court in Plav</i>			8	
<i>Total</i>	-	8	29	11

In 2006. Special Prosecutor has after completion of investigation within the period of time of 15 days prescribed by the law, filed 77 persons and 2 persons with direct indictment before the authorized courts which is 132 % more than in the previous year when 34 persons were indicted. From previous years there are still 24 individual indictments without final court decision and thus in the reporting year the courts had indictments against 103 persons in total.

Out of the total number of indictments, the courts made decisions against 20 persons, or they charged 19.42 % guilty. Imprisonment sanctions were pronounced and the accused were subjected to trial from detention. In the end of the reporting year, final verdicts were not reached against 83 accused persons or 80.58%.

Review of unresolved indictments per years

<i>Authorized court</i>	<i>From 2005</i>	<i>From 2006</i>
<i>Higher court in Podgorica</i>	<i>6</i>	<i>70</i>
<i>Basic court in Podgorica</i>		<i>7</i>
<i>Total</i>	<i>6</i>	<i>77</i>

In the reporting year, the prosecutor pronounced 1 appeal against the first instance court decision due to serious violation of provisions of criminal procedure and a decision on sanction which has been recognized, and in the renewed procedure sanctions of imprisonment were pronounced against 3 persons out of which one person was sentenced with a stricter punishment.

<b>Indicators</b>	Developed periodical statistical reports and analysis	Supreme State Prosecutor– available statistical data for 2006 Supreme Court– not developed Police Directorate– not developed	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
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### 4.3 PREVENTION AND EDUCATION

<b>Measure 58</b>	<b><i>Technical equipping, securing functional working area</i></b>			
<b>Responsible institution</b>	Ministry of Finance, Ministry of Justice, Judicial Council	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>Supreme State Prosecutor</b> indicates that, in addition to already adapted and new office spaces, (Basic State Prosecutors in Kotor, Bar, Ulcinj, Plav, Cetinje, Bijelo Polje), there is a plan to adapt the office space for the Basic State Prosecutor in Kolasin. The Government of Montenegro financed the adaptations and refurbishment, and some contribution for these works was also provided by the relevant municipalities (from the website <a href="http://www.tuzilastvo.cg.yu">www.tuzilastvo.cg.yu</a>).</p> <p><b>Supreme Court:</b> It holds no information of technical refurbishment and provision of a functional working space – depending on the type of equipment, they are provided through the Public Works Directorate, or the Development Secretariat of Montenegro.</p>			
<b>Indicators</b>	Improved working conditions	Reconstructed premisses of 6 prosecution offices No information related to courts	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 59</b>	<b><i>Increase of judges and prosecutors' wages</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	Salaries of judges and prosecutors were, pursuant to the new Law on wages, increased for 35%, the increase becoming effective as of 1 <sup>st</sup> September 2007.			
<b>Indicators</b>	Improved working conditions Increased wages	Wages increased by 35%	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 60</b>	<b><i>Drafting and implementation of the Code of ethics of judges and the Code of ethics of prosecutors</i></b>			
<b>Responsible institution</b>	Judicial Council, Prosecution Council	<b>Timeframe</b>	Immediately after adoption of the Action Plan, Continuous	
<b>Information on implementation</b>	<p><b>Judicial Council</b> was not approved by the Parliament of Montenegro, and the term of office of the previous one expired on 2<sup>nd</sup> February 2006.</p> <p><b>Supreme Court:</b> we were provided with the Code of Ethics adopted by the Association of Judges of Montenegro as a non-governmental organisation, but there are no data on its enforcement.</p> <p><b>Supreme State Prosecutor (SSP):</b> The Code of Ethics was published on <a href="http://www.tuzilastvo.cg.yu">www.tuzilastvo.cg.yu</a>, but there are no reports of its violation.</p>			
<b>Indicators</b>	Efficient implementation and initiation of processes for violations of Code of ethics, # of cases	No information 0	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 61</b>	<b><i>Establishing the Office for reporting the cases of corruption in judiciary</i></b>			
<b>Responsible institution</b>	Supreme Court	<b>Timeframe</b>		2006, Continuous
<b>Information on implementation</b>	The office for reporting corruption in judiciary was established on 17 <sup>th</sup> October 2005. From the beginning of the Action Plan implementation in September 2006 until the end of 2007, the total of 6 reports were filed with the office concerning possible corruption cases; they are currently being processed.			
<b>Indicators</b>	Office established, Ratio between reported and processed cases of corruption	Office established 6/0	<b>Rate</b>	<b>Implemented, Deadline ongoing</b>
<b>Measure 62</b>	<b><i>Application of the Police Code of Ethics - Efficient work of the committee on Ethics</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Over the period from September 2006 to the end of 2007, the Ethics Committee processed 38 cases and decided that 36 officers have violated the Code of Ethics.			
<b>Indicators</b>	% of police officers familiar with Code # of processes initiated for violation of Police Code of Ethics	Unknown 36	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 63</b>	<b><i>Introduction of the procedures for reporting corruption cases in the police and their promotion (at the local and central level)</i></b>			
<b>Resp. instit.</b>	Police Directorate, NGOs	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The procedures for citizens filing reports and complaints concerning corruption are not stipulated; the same will be done with the adoption of the amendments to the Law on Police. The report of the Police Directorate submitted to the National Commission says that "there is no stipulated procedure concerning the place and time for reporting corruption at the level of the Police Directorate and its regional offices. In order to create the legal grounds for defining the procedure for reporting corruption to the police, the Police Directorate has launched a proposal to adopt the Law on Protection of Persons Reporting Corruption to the Ministry of Interior and Public Administration, which is currently drafting the amendments to this Law. (measure 17, not implemented, deadline – by the end of 2007)			
<b>Indicators</b>	Procedures established in all local organisational units	Not in place	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 64</b>	<b><i>Objectifying the criteria for the selection of police staff</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The eligibility criteria for joining police are defined by the Regulations on Internal Organisation and Systematisation of the Ministry of Interior and Public Administration (Article 17). Some staff is employed following a public announcement, except for the posts for which the Internal Organisation and Systematisation Act envisages otherwise. A trainee police officer may be a person who, in addition to general requirements for entering employment, is not older than 28 years of age and holds at least a secondary school degree.			
<b>Indicators</b>	Publishing criteria for employment	Published	<b>Rate</b>	<b>Implemented, on time</b>

<b>Measure 65</b>	<b><i>Reorganize the Department for internal control of the work of the police</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The organisation of the Internal Control and Use of Authorities Department is stipulated by the Regulations on Internal Organisation and Systematisation of the Police Directorate. As reported by the Police Directorate to the National Commission, according to the systematisation there are 23 posts envisaged in the Department. There are three areas of work arranged within the Department – supervision over the legality of police actions (4 officers), supervision over the legality in pursuing authorities (10 officers – 3 at the headquarters and 7 in regional offices), counterintelligence protection and internal investigations (6 officers). There are also envisaged posts for an analyst (1) and an operator (1). In November 2007 the Department had altogether 12 officers (8 at headquarters and 4 in regional offices).			
<b>Indicators</b>	Reorganized the Department for internal control	Reorganized	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 66</b>	<b><i>Annual researches on the existing conditions, forms, causes and methods of the appearance of corruption in the police</i></b>			
<b>Responsible institution</b>	Police Directorate, Department of internal control	<b>Timeframe</b>		2007, Continuous
<b>Information on implementation</b>	No research has been conducted concerning the existing conditions, forms, causes and methodologies giving rise to corruption in the police. There is no response as per request filed on 23 <sup>rd</sup> October. According to the data from the Report submitted by the Directorate to the National Commission, this measure is ongoing.			
<b>Indicators</b>	# of researches, # of areas covered by research, publishing on Police Directorate website	0, 0 -	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 67</b>	<b><i>Training and improvement of staffing capacities of the Department for internal control</i></b>			
<b>Responsible institution</b>	Police Directorate, Police Academy	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	There is the total of 23 posts systematised within the Department, and by the end of June the total of 13 officers were employed there. In September 2007 Department staff participated to: the work of the Commission to Monitor and Implement Measures from the Action Plan, the training on "Protection of Human Rights" and seminar on "Corruption in Public Administration - Repressive and Preventive Characters", while in October all officers of the Internal Control Department took part in the seminar "Reporting and Conducting Investigations of Corruption Cases in Police" as organised by OSCE and seminar „Challenges of control over intelligence affairs in democratic societies“.			
<b>Indicators</b>	Training conducted Improved staff capacities	3 trainings unknown	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 68</b>	<b><i>Acquisition of the necessary equipment for the work of the Department</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		2007-2008
<b>Information on implementation</b>	There were no acquisition of equipment for work of the Department of internal control			
<b>Indicators</b>	Acquisition of necessary equipment	Not done	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>

<b>Measure 69</b>	<b><i>Establish the organization unit for monitoring the work of the Police administration</i></b>		
<b>Responsible institution</b>	Ministry of Interior and Public Administration	<b>Timeframe</b>	2007
<b>Information on implementation</b>	The Internal Organisation and Systematisation Act of the MIPA set up the Sector for Security and Protection Matters and Supervision within which there is a Department for Complaints, Applications and a Second Instance Proceedings and Supervision of Police. In June the head of the Department was employed, but the sector is still unable to perform its activities, due to the lack of staff and technical capacities.		
<b>Indicators</b>	Established organizational unit	Established but not functioning	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 70</b>	<b><i>Promotion of the Code of ethics of public servants and state employees</i></b>		
<b>Responsible institution</b>	Ministry of Justice, Customs Administration, Tax Administration	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<b>Ministry of Justice</b> and <b>Customs Administration</b> do not hold information on violations of the Code of Ethics, while Customs Administration claims that brochures on Code of Ethics were distributed to their employees. The <b>Tax Administration</b> states that there has been one instance of violation of the Code of Ethics in June 2007, when an officer received €200 from a tax payer, which led to the Tax Administration filing a report with the Police Directorate and State Prosecutor's Office to investigate possible liability of the member of staff of the Administration. No institution has submitted any information on measures to promote the Code of Ethics, but it is known that in 2006 some 10,000 copies of the Code of Ethics were distributed to all state bodies.		
<b>Indicators</b>	Enforcement of Code of Ethics	Ministry of Justice - Customs Administration - Tax Administration 1	<b>Rate</b> <b>Partly implemented, deadline ongoing</b>
<b>Measure 71</b>	<b><i>Fulfilling the obligation for public office holders to submit reports on their incomes and property conditions</i></b>		
<b>Responsible institution</b>	Commision for Conflict of Interests	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	All data are available on <a href="http://www.konfliktinteresa.cg.yu">www.konfliktinteresa.cg.yu</a> (link Commission Report for 2007.)		
	<b>NATIONAL OFFICIALS</b>	<b>No of officials</b>	<b>Submitted report</b>
	PRESIDENT OF THE REPUBLIC	1	1
	SPEAKER OF THE PARLIAMENT	1	1
	PRIME MINISTER	1	1
	MEMBERS OF THE PARLIAMENT	81	65
	OTHER PUBLIC OFFICIALS ELECTED OR APPOINTED BY THE PARLIAMENT	28	28
	MEMBERS OF THE GOVERNMENT	16	16
	OTHER PUBLIC OFFICIALS ELECTED OR APPOINTED BY THE GOVERNMENT	211	207



	PRESIDENT AND JUDGES OF THE CONSTITUTIONAL COURT		5	5
	JUDGES		246	246
	STATE PROSECUTORS		83	83
	MAGISTRATES		68	68
	<b>TOTAL</b>		<b>741</b>	<b>721 or 97.30%</b>
	<b>MUNICIPAL OFFICIALS</b>		<b>No of officials</b>	<b>Submitted report</b>
	<b>TOTAL</b>		<b>1082</b>	<b>958 or 88.53 %</b>
<b>Indicators</b>	% of submitted reports on incomes and property	Republic officers 97.30% Local officers 88.53%	<b>Rate</b>	<b>Implemented, deadline ongoing</b>
<b>Measure 72</b>	<b><i>Monitoring the giving and receiving gifts by the officials and employees through strengthening of internal control system</i></b>			
<b>Responsible institution</b>	Commision for Conflict of Interests	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	According to the data from the website www.konfliktinteresa.cg.yu 11 public officials reported having 18 received gifts, and in 2 instances only the value of gifts has been established.			
<b>Indicators</b>	# of reported gifts, value of reported gifts	18, known for 2 gifts	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 73</b>	<b><i>Updating and monitoring of the public register aimed at ensuring the transparency of financial and property conditions of public office holders</i></b>			
<b>Responsible institution</b>	Commision for Conflict of Interests	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	The Commission has its own database recording all public officials, starting from 2005, with their declarations of assets, decisions made concerning the violation of the Law and similar decisions, available on the internet at the Commission's website (www.konfliktinteresa.cg.yu)			
<b>Indicators</b>	Development and promotion of public register	Developed	<b>Rate</b>	<b>Implemented , deadline ongoing</b>
<b>Measure 74</b>	<b><i>Identification of discretionary powers, analysis and revision of the existing legislation</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	Over the period in question, the Ministry of Justice has not worked on the identification of discretionary powers, analysis and revision of existing legislation. In the reports submitted to the National Commission, the Ministry does not state any data on the implementation of such a measure.			
<b>Indicators</b>	the number of identified areas where discretionary powers could be reduced, the number of proposed and the number of adopted amendments to laws, total number of reduced discretionary powers, areas in which discretionary powers were reduced	0, 0 0, 0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>

<b>Measure 75</b>	<b><i>Defining proposals and amendments of the law in terms of prevention possible misuse of discretionary powers</i></b>			
<b>Responsible institution</b>	Ministry of Justice	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	The Ministry of Justice has not done any work on identifying discretionary powers, analysis and revision of existing legislation.			
<b>Indicators</b>	the number of identified areas where discretionary powers could be reduced, the number of proposed and the number of adopted amendments to laws, total number of reduced discretionary powers, areas in which discretionary powers were reduced	0, 0, 0, 0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 76</b>	<b><i>Publishing the rules and procedures (brochures, guides for the protection of citizens' rights)</i></b>			
<b>Responsible institution</b>	Customs Administration, Police Directorate, Tax Administration	<b>Timeframe</b>	After adoption of the Action plan, Continuous	
<b>Information on implementation</b>	<p><b>U Customs Administration</b> has only the "Guide for Access to Information Held by Customs Administration" published on the Customs Administration's website. According to their response for September 2007, in January 2006, in cooperation with CAFAO, Customs Administration developed brochures for passengers in airborne transport which contains guidelines for the use of the red and the green channel, types of goods exempt from payment, types for which permits are required and types of prohibited goods. According to the same response, the Customs Administration notes that in December 2006, again in cooperation with CAFAO, it developed the Guide for Exporters concerning the rules on the origin of goods which need to be complied with when exporting goods from Montenegro.</p> <p><b>Police Directorate:</b> it has the Guide for Access to Information, but there is no response to the request sent on 29<sup>th</sup> August 2007. In September and October no brochures or guides have been published to raise public awareness and increase the level of trust. The report of the Police Directorate submitted to the National Commission notes that they have printed the materials within the campaign to incite citizens to speak up of the actions of the police (brochures, cards, posters and billboards), and a TV spot was made and edited.</p> <p>In cooperation with MANS, Police Directorate and Police Academy developed Manual for road traffic participants, printed in 2400 copies and distributed to citizens of Podgorca.</p> <p><b>Tax Administration</b> published on its website two public releases and a leaflet entitled "Corruption", concerning corruption. The Tax Administration pointed out that the Order of the Tax Administration director was issued to heads of all organisational units for a consistent application of control and supervision activities as envisaged by the Action Plan, in line with job descriptions provided in the Regulations on Organisation and Systematisation of Tax Administration. Tax Administration completed brochure called "Tax Guide" containing tax regulations and deadlines for submitting tax reports, but is not available to citizens, or posted on their website.</p>			
<b>Indicators</b>	# of brochures and manuals, covered areas, level of trust in institutions	3 manuals, unknown	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 77</b>	<b><i>Defining, publishing and promoting procedures and examples of good practice for the submittal of reports and citizens' complaints</i></b>		
<b>Responsible institution</b>	Ministry of Interior and Public Administration, Customs Administration, Police Directorate, Directorate for Anticorruption Initiative, Tax Administration	<b>Timeframe</b>	After adoption of the Action plan, Continuous
<b>Information on implementation</b>	<p><b>MIPU</b> declared they had no authority.</p> <p><b>Customs Administration</b> notes it has set up a phone line for reports and complaints and has undertaken a public campaign for its promotion. Still, there are no precise data on the number of reports and complaints filed. . In the report submitted to National Commission, Custom Administration reported receiving 72 call, out of whic 7 refers to wrongdoings aof customs officers, but there is no data on processed cases.</p> <p><b>Police Directorate:</b> the procedures for citizens to file reports and complaints not defined, published or promoted. The totals of 101 complaints were filed with the Internal Control Department, and currently 21 of them are being checked which have been assessed as grounded and disciplinary measures have been instigated against responsible officers.</p> <p><b>Directorate for Anticorruption Initiative</b> notes that citizens have been invited by a public announcement as well as by internet to report their suspicions of the existence of corruption and seek legal advice. Directorate submitted over 40 information on reported possible criminal acts, but there is no data on other institutions' actions upon those reports.</p> <p><b>Tax Administration</b> published the information on the procedure for submitting reports and complaints at its website <a href="http://www.poreskauprava.vlada.cg.yu">www.poreskauprava.vlada.cg.yu</a> for filing reports via a telephone line. The total of 239 reports have been filed, but none of them referred to corruption.</p>		
<b>Indicators</b>	# of institutions introducing and promoting procedures for submitting citizens' reports and complaints, number and nature of citizens' reports and complaints	4 / 5 Over 400	<b>Rate</b> <b>Partly implemented, deadline ongoing</b>
<b>Measure 78</b>	<b><i>In the annual reports on the work of competent bodies and institutions, special part to be dedicated to the undertaken activities in the plan of the fight against corruption</i></b>		
<b>Responsible institution</b>	Customs Administration, Police Directorate, Tax Administration, Ministry of Interior and Public Administration, Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<p>Apart from <b>Supreme State Prosecutor</b>, no responsible institution made public their reports.</p> <p><b>Customs Administration</b> did not responded to MANS' requests for information, but in report to National Commission, it claims that it is developing reports on corruption.</p> <p><b>Police Directorate</b> no response as per request of 29<sup>th</sup> August 2007. According to the Report the Police Directorate submitted to the National Commission, measures are currently being implemented, without providing any further details.</p> <p><b>Tax Administration</b> referred us to their 2006 Annual Report, chapter "Assessments and Conclusions" to look for information, but there is no separate chapter concerning these activities. The Tax Administration published on its website the Analysis of the reports of its activities for the period January – September 07.</p> <p><b>DAI:</b> submitted the list of 30 competent authorities in line with measures from the Action Plan as well as the Report of the Directorate for Anticorruption Initiative for the years 2005 and 2006.</p>		

	<b>Supreme State Prosecutor:</b> information is found within their annual report for 2006 published on the website <a href="http://www.tuzilastvocg.cg.yu">www.tuzilastvocg.cg.yu</a> . <b>Ministry of Interior and Public Administration:</b> In the Draft Second Report of National Commission, it is stated that MIPA report for 2006 contains measures related to corruption, while report for 2007 is still under development.			
<b>Indicators</b>	# of institutions publishing annual reports on corruption	6/6	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 79</b>	<b><i>Establishing the team of trainers for the training of public servants and state employees on the implementation of the Law on free access to information</i></b>			
<b>Responsible institution</b>	The Human Resources Management Authority, Ministry of culture, sport and media	<b>Timeframe</b>		2006
<b>Information on implementation</b>	<b>Human Resources Agency</b> notes that the team of 8 educators has been established to train civil servants on the implementation of the Law on Free Access to Information in December 2006 (Training of trainers, December 04-06) <b>Ministry of Culture, Media and Sport:</b> claimed not to have competence and forwarded the request to the competent authority within the Human Resources Agency			
<b>Indicators</b>	Establishment of team of trainers	Established	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 80</b>	<b><i>Training of public servants and state employees</i></b>			
<b>Responsible institution</b>	The Human Resources Management Authority, Ministry of culture, sport and media	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	According to data submitted to National Commission by Ministry of Culture, Sport and Media, seven seminars on free access to information were organised, but there is no data on number of participants. The Human Resources Management Authority: Organized 19 seminars for over 300 participants.			
<b>Indicators</b>	# of seminars & # of participants	3, 60	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 81</b>	<b><i>Education of citizens and NGOs on the implementation of the Law on free access to information</i></b>			
<b>Responsible institution</b>	NGOS	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Ministry of Culture, Sport and Media claims not to hold the requested information. Human Resources Agency: no education for citizens conducted. The NGO Association of Young Journalists developed a Guide for Citizens. MANS provided free legal assistance to citizens filing requests for information held by state institutions.			
<b>Indicators</b>	# of NGOs conducting education, Manual for citizens	0 Developed	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 82</b>	<b><i>Compilation of the guide for the access to information in the possession of public bodies</i></b>			
<b>Responsible institution</b>	Customs Administration, Directorate for Anticorruption Initiative, Ministry of Interior and Public Administration, , Ministry of culture, sport and media, Tax Administration	<b>Timeframe</b>		2006
<b>Information on implementation</b>	The Ministry of Culture, Sport and Media does not hold any information on authorities which have adopted guides for free access to information. Other competent authorities, Customs Administration, DAI, MIPA and Tax Administration have adopted guides for free access to information.			
<b>Indicators</b>	# of state institutions # of state institution developing the manual	Unknown	<b>Rate</b>	<b>Partly implemented, deadline expired</b>

<b>Measure 83</b>	<b><i>Compiling the Manual for public servants and Manual for citizens</i></b>			
<b>Responsible institution</b>	Ministry of culture, sport and media	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	The Ministry does not have any guide for citizens, while Handbook for Civil Servants is developed and currently printed. Manual for citizens is made by the Association of Young Journalists.			
<b>Indicators</b>	Manuals developed	Developed	<b>Rate</b>	<b>Partly implemented, on time</b>
<b>Measure 84</b>	<b><i>Enable free access to information, in accordance with the Law</i></b>			
<b>Responsible institution</b>	All state institutions	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>Customs Administration</b> received 59 requests, passed the resolution per each of them within envisaged time and no appeals were filed so there were no annulled resolutions. Over the given period MANS only filed 103 requests. In September the Administration received 7 requests (18 pieces of information) and per each of them passed resolutions within the envisaged time, with no appeals filed, in October 6 requests</p> <p><b>Supreme State Prosecutor</b> received 201 requests from MANS that were responded to and 2 requests of the Association of Young Journalists, while there were no requests annulled in the second instance and court proceedings. It reports that in September and October it was only MANS which filed requests (46)</p> <p><b>MIPA:</b> claimed not to have competence and referred to the Police Directorate (the same for September / October); over the given period MANS only filed 448 requests, while the <b>Police Directorate</b> provided no response to the request filed on 29<sup>th</sup> August 2007. Over the given period MANS only filed 740 requests. In September and October the total of 47 requests for access to information were filed to which 57 responses came</p> <p><b>Supreme Court</b> (information forwarded to the Centre for Education of Members of the Judiciary) received 33 requests which were decided upon, with one appeal being filed, while in administrative proceedings 1 resolution was annulled. Over the given period, MANS only filed 90 requests. In October 3 requests were filed, resolutions were passed on 3 and 1 appeal was filed, and in October, 3 requests were filed and resolute.</p> <p><b>Tax Administration:</b> the total of 38 requests filed, 36 resolutions passed, within the envisaged time, 1 request and its amendment were forwarded to the second instance body, since the Tax Administration was not competent for that, and 1 was rejected. One that was filed with the Ministry of Finance was rejected by the resolution of the Ministry of Finance. Over the given period MANS only filed 111 requests. (September/ October – Tax Administration’s website)</p>			
<b>Indicators</b>	number of requests resolved compared to the number of request filed, number of resolutions annulled in the second instance and court proceedings	-	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

#### 4.4. PUBLIC, CIVIL SOCIETY (INCLUDING PRIVATE SECTOR) AND MEDIA

<b>Measure 85</b>	<i>Design and realize intensive public campaign with the aim of more efficient participation of citizens in the fight against corruption and organized crime</i>			
<b>Responsible institution</b>	Customs Administration, Police Directorate, Directorate for Anticorruption Initiative, Ministry of Interior and Public Administration, Tax Administration	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>Customs Administration:</b> promoted the phone line to report irregularities via press conferences and billboards, certain contacts with NGOs. <b>Police Directorate:</b> No acts drafted concerning establishing cooperation between NGOs and the Police Directorate, nor has the Police Directorate conducted any campaigns concerning the issue of corruption. In cooperation with IOM, launched a campaign concerning human trafficking.</p> <p><b>DAI:</b> The Directorate does not hold any acts on having established cooperation with NGOs, and it has conducted a public campaign inviting citizens to report corruption via announcements, flyers, posters and billboards which were provided to Montenegrin municipalities. The Directorate continued with lectures at higher education institutions on anticorruption. <b>MI PA:</b> not competent, forwarded to the Police Directorate.</p> <p><b>Tax Administration</b> has not conducted any public campaign, except occasional press releases which did not promote public participation in combating corruption, but mostly presented the results of the inspection checks performed by the Tax Administration. There is an announcement at the Tax Administration's website that there is a phone line to report irregularities.</p>			
<b>Indicators</b>	Intensity and scope of campaign, Achieved level of cooperation between state institutions, media &NGOs	Unknown, Not established	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 86</b>	<i>Designing flyers and information material on the problem of corruption and ways of fight against it</i>			
<b>Responsible institution</b>	Customs Administration, Police Directorate, Directorate for Anticorruption Initiative, Ministry of Interior and Public Administration, Tax Administration	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>Customs Administration:</b> there are only printed promotional materials concerning the existence of the "Customs Open Line" for reporting all types of irregularities related to customs procedures.</p> <p><b>MI PA:</b> not competent, forwarded to the Police Directorate. <b>Police Directorate:</b> According to the report submitted by the Police Directorate to the National Commission, measure is undertaken in cooperation with the Directorate for Anticorruption Initiative, which is in charge of these activities, but the Police Directorate itself did not prepare any materials concerning corruption.</p> <p><b>Tax Administration:</b> (two announcements for citizens and a "Corruption" leaflet), for which the total of €1,076.40 was spent, are available at the website <a href="http://www.poreskauprava.vlada.cg.yu">www.poreskauprava.vlada.cg.yu</a>, <b>DAI:</b> information materials and financial statement on the implementation of the project supported by the OSCE Mission to Montenegro submitted, which was completed in December 2006; they also submitted the promotional materials distributed to students at seminars held at the universities.</p>			
<b>Indicators</b>	# of areas covered by informative material, # of copies distributed	3, Unknown	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 87</b>	<b><i>Preparation of general and individual institution integrity plans</i></b>			
<b>Resp. institution</b>	Government of Montenegro	<b>Timeframe</b>	2007. Continuous	
<b>Information on implementation</b>	Among all the authorities, it is known only for the <b>Customs Administration</b> to have developed the integrity plan, but its text is not available. The <b>Government</b> claimed not to hold the information and forwarded the request to the Directorate for Anticorruption Initiative which did not provide any response. No authority apart from the Customs Administration, in their report submitted to the National Commission, reports to have implemented this measure.			
<b>Indicators</b>	# of developed plans	1	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 88</b>	<b><i>Researches on forms, causes and mechanisms of the appearance and manners of corruption</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Apart from surveys done among secondary school and university students during lectures held at higher education institutions, there was no research conducted into the forms, causes and mechanisms of corruption. In cooperation with the Ministry of Finance and UNDP, three areas of research have been identified (judiciary, local governments and education). The expert support in carrying out this research will be provided by UNODOC in 2008.			
<b>Indicators</b>	Number and scope of conducted researches and areas covered	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 89</b>	<b><i>Change and amendment of the Ordinance on the organization and manner of work of public administration (article 25, competence of Anti-corruption initiative directorate), which shall make possible the research and drafting of studies on the condition and areas of corruption</i></b>			
<b>Resp. institution</b>	Ministry of Finance, Directorate for Anticorruption Initiative	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	DAI: The Decree on the Organisation and Operation of Public Administration was amended by extending the authorities of the DAI to include research and preparation of studies on the state of affairs concerning corruption and areas where corruption occurs.			
<b>Indicators</b>	Changes and Amendments of the Ordinance, # of proposed and adopted initiatives for improvement of the legislative and institutional reform	Adopted -	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 90</b>	<b><i>Periodical lectures in high schools and faculties on corruption and organized crime</i></b>			
<b>Resp. institution</b>	Ministry of Education, Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<b>Ministry of Education and Science:</b> requested information available at the website <a href="http://www.antikorup.vlada.cg.yu">www.antikorup.vlada.cg.yu</a> . <b>Directorate for Anticorruption Initiative:</b> held 7 lectures, 2 in May 2007 at the "Mediteran" University and the Faculty for State Studies and European Integrations, 2 in June 2007 at the Faculty of Philosophy in Niksic and the University of Montenegro, 1 in October at the Faculty of Law of the "Mediteran" University and 2 in Nov at the Faculty for Business Management in Bar and the Police Academy in Danilovgrad, and 1 in Dec in Danilovgrad			
<b>Indicators</b>	Total numbers of held lectures, Number of visited educational institutions	7 6	<b>Rate</b>	<b>Implemented, deadline ongoing</b>
<b>Measure 91</b>	<b><i>Education of media on corruption and organized crime, and investigative journalism</i></b>			
<b>Resp. institution</b>	Media Institute and other NGOs from media sector	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<b>Ministry of Culture, Sport and Media</b> claimed not to have the competence. No data on the implementation of this measure. Montenegro Media Institute organised 4 trainings for over 20 journalists			
<b>Indicators</b>	# of seminars, # of participants	No information	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 92</b>	<b><i>Adoption of the Law on illegal media concentration</i></b>			
<b>Resp. institution</b>	Ministry of Culture, Sport and Media	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	<b>Ministry of Culture, Sport and Media:</b> The Ministry submitted Joint Initiative for drafting the Law on Unlawful Media Concentration in Montenegro on 24 <sup>th</sup> February 2004 with the participation of: Željko Rutović – deputy minister for media, Ranko Vujović – director of the Association of Independent Media of Montenegro, Abaz Beli Džafić – director of the Broadcasting Agency, Momčilo Stojanović from the Working group for the implementation of the set of Media Laws and Vojislav Raonić – the director of the Media Institute of Montenegro. Working version of the Law developed.			
<b>Indicators</b>	Adoption of the Law	Working version developed	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 93</b>	<b><i>In cooperation with private sector, initiate and carry out activities in the plan of improvement of fair and competitive operations and investment</i></b>			
<b>Resp. institution</b>	Public Revenue Administration	<b>Timeframe</b>	After adoption of the Action Plan	
<b>Information on implementation</b>	In Draft Second Report of the National Commission, Ministry for Economic Development claims that several educational seminars were organized, but with no data on number of participants, while the Government adopted Programme "Elimination of barriers for entrepreneurship development in Montenegro". The Ministry for Economic Development notes that the authority in charge of competition protection does undertake the activities stipulated by law, but there were no specific initiatives and activities to enhance fair and competitive business operation and investment.			
<b>Indicators</b>	Level of achieved progress, Involvement of private sector in anticorruption campaign	No activities	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 94</b>	<b><i>In cooperation with the Central register of the Commercial Court and other competent institutions, initiate the project of compiling and publishing «black» list of companies, convicted for criminal acts with the elements of corruption</i></b>			
<b>Resp. institution</b>	Commercial Chamber of Montenegro, Commercial Court	<b>Timeframe</b>	2008	
<b>Information on implementation</b>	<b>Commercial Court:</b> The act enabling the publication and promotion of the "black list" has not been adopted yet. On 22.10.2007, the Ministry of Justice set up the Drafting Group for bylaws to stipulate the contents of the Register of Punitive Records for Companies for crimes involving elements of corruption, prescribe the communication between the Central Register of Companies held with the Commercial Court in Podgorica and other trial courts for these crimes and competent state authorities holding such information, as well as the development of punitive records forms. So far, the working draft of these by-laws has been made.			
<b>Indicators</b>	Development, publishing and promotion of the "black" list	Draft version developed	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 95</b>	<b><i>Drafting of local anti-corruption action plans related to the competency of local self-government, which are not comprised within the Programme and Action plan</i></b>			
<b>Resp. institution</b>	Local governments' institutions, Ministry of Interior, Union of Municipalities	<b>Timeframe</b>	2006-2007	
<b>Information on implementation</b>	A working group for drafting local anticorruption action plans has been established, but still not even a draft version of this document is available.			
<b>Indicators</b>	# of developed plans compared to no of municipalities	0/21	<b>Rate</b>	<b>Not implemented, deadline expired</b>



#### 4.5. EFFICIENT CRIMINAL PROSECUTION AND TRIAL / PROSECUTOR'S OFFICE

<b>Measure 96</b>	<b><i>Increasing the number of prosecutors</i></b>		
<b>Resp. institution</b>	Supreme State Prosecutor	<b>Timeframe</b>	2006 - 2007
<b>Information on implementation</b>	In the reports submitted to the National Commission, <b>Supreme State Prosecutor</b> states that the capacities of the Supreme State Prosecutor's Office have been reinforced in personnel with appointment of one more deputy who will deal with indicators necessary for recognition of corruption, system of analytics and final recommendations. It is also mentioned that 2 deputies were elected in Higher Prosecution in Podgorica, 2 in Basic prosecution in Podgorica and one in Basic Prosecution in Bar. (Remark: data are the same as in the Action 55)		
<b>Indicators</b>	# of new employees	Prosecution 6 / ?	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 97</b>	<b><i>Securing adequate salaries and working conditions for prosecutors</i></b>		
<b>Resp. institution</b>	Ministry of Finance, Supreme State Prosecutor	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	The Law on salaries and other earnings of judicial and constitutional and court functions holders prescribes that judges and prosecutors are entitled to salaries increased by 35 percent as of September 1, 2007.		
<b>Indicators</b>	% of annual increase of wages	35%	<b>Rate</b> <b>Implemented, deadline ongoing</b>
<b>Measure 98</b>	<b><i>Informing the prosecutors about international criminal law and obligations of the state in the fight against corruption and organized crime</i></b>		
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 – 2007
<b>Information on implementation</b>	<p><b>V Supreme State Prosecutor</b> states that state prosecutors have attended the following seminars in this area:</p> <ul style="list-style-type: none"> <li>"Advanced management and combat against corruption" - 4 participants</li> <li>"Combat against corruption in state bodies" - 1 participant</li> <li>"Money laundering" - 3 participants</li> <li>"Typology of money laundering and terrorism financing" - 1 participant</li> <li>"Prevention of money laundering and terrorism financing" - 2 participants</li> <li>"Regional measures for combat against organized crime" – number of participants not known</li> <li>"Combat against trading in human beings in Montenegro and protection of victims and criminal prosecution of traffickers" - 1 participant</li> <li>"Experiences of the USA in combat against corruption" – 2 participants</li> <li>"Strengthening cooperation between police, prosecutors and judges in combat against transnational organized crime" – 4 participants</li> <li>"Key to successful criminal prosecution of corruption" – 26 state prosecutors, state prosecutor deputies and advisors</li> <li>"Witness protection process" - 2 participants</li> <li>"Witness protection and cooperation of prosecution with police" – 2 participants</li> <li>Regional round table: "Regional measures against organized crime, establishment of the prosecutors' network",</li> <li>"Cross border crime and controlled shipment" – 2 participants</li> <li>"Money laundering" - 3 participants</li> <li>"Improvement of management and combat against corruption" - 4 participants</li> <li>"Regional measures for combat against organized crime",</li> </ul>		

	<p>"Typology of money laundering and terrorism financing" - 1 participant  "Prevention of money laundering and financing of terrorism" - 2 participants  According to data from Draft Second Report of National Commission, in this area 22 trainings were organized but with no data on number of participants.</p>			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	20, 10, 34 Unknown	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 99</b>	<b><i>Implement the program of education of prosecutors with regard to the criminal offenses with elements of corruption and organized crime</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 - 2007	
<b>Information on implementation</b>	Prosecution did not responded to requests for information. According to data from Draft Second Report of National Commission, in this area 9 trainings were organized but with no data on number of participants.			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	9, -, -, Unknown	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 100</b>	<b><i>Implement the program of education for criminal offenses from Chapter XXIII of the Criminal Code and Chapter XXVIII of the Criminal Code</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 - 2007	
<b>Information on implementation</b>	This measure refers to the training of prosecutor's office for criminal acts against legal trade and economic operations and criminal acts against computer data security. <b>SSP:</b> "Combat against high technology crime" - 1			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	-1/1, 1 -	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 101</b>	<b><i>Strategy of efficient criminal prosecution (entities, actions, measures, deadlines, pre-criminal and investigative procedure)</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 - 2007	
<b>Information on implementation</b>	<b>SSP:</b> no reply to the request from 3 August 2007 for the period from September 2006 to August 2008. According to the reply of SSP, there were no trainings in this area in August. There were no trainings in September and there is no reply for October to the request from 20 November. According to data from Draft Second Report of the National Commission, 12 trainings were organized in this area, but there is no data about number of participants.			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	12 Unknown	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 102</b>	<b><i>Training on new forms of appearance of crime</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 - 2007	
<b>Information on implementation</b>	<b>SSP:</b> no response to the request from 3 August 2007 for the period From September 2006 to August 2008. According to the response of SSP, there were no trainings in August in this area. In September 2007 state prosecutors took part in 2 seminars with 3 participants: "European topics of international terrorisms and combat against international cross-border crime"- 2 participants, "Illustration as a mechanism of transitional justice" – 1 participant. According to data from Draft Second Report of the National Commission, 16 trainings were organized in this area, but there is no data about number of participants.			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	16,-,-	<b>Rate</b>	<b>Partly implemented, deadline expired</b>

<b>Measure 103</b>	<b><i>Training on use of SSM</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Judicial Training Centre	<b>Timeframe</b>	2006 - 2007	
<b>Information on implementation</b>	<p><b>SSP:</b> there is no reply to the request from August 3, 2007 for the period from September 2006 to August 2008. According to the reply of SSP, there were no trainings in this area in August. There were no trainings in September and for October there is no reply to the request from November 20. According to data from Draft Second Report of the National Commission, 5 trainings were organized in this area, but there is no data about number of participants</p>			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number by training and prosecutions	5 -	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 104</b>	<b><i>Purchase of equipment for the Department for the fight against organized crime</i></b>			
<b>Resp. institution</b>	Ministry of Finance, Supreme State Prosecutor	<b>Timeframe</b>	After adoption of the Action Plan	
<b>Information on implementation</b>	According to the reply, the <b>SSP</b> Division has never expressed their need for new equipment since the present equipment satisfies current needs.			
<b>Indicators</b>	Total value of the purchased equipment, Value of equipment purchased from donations and from the Budget	0 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 105</b>	<b><i>Acquisition of expert literature</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor, Ministry of Justice	<b>Timeframe</b>	After adoption of the Action Plan	
<b>Information on implementation</b>	<b>SSP:</b> Professional literature need was provided, particularly publications referring to the Conventions and International Agreements, and access to the Internet makes other professional publications, magazines etc available.			
<b>Indicators</b>	Total no of purchased literature and by institutions	Unknown	<b>Rate</b>	<b>Implemented, deadline expired</b>
<b>Measure 106</b>	<b><i>Establishing the information system and data base and training of prosecutors - Collection, preparation and analysis of statistical data regarding the offenders and structure of criminal offenses</i></b>			
<b>Resp. institution</b>	Ministry of Justice, Supreme State Prosecutor	<b>Timeframe</b>	After adoption of the Action Plan	
<b>Information on implementation</b>	<b>SSP:</b> State Prosecutors are not connected in a unique information system			
<b>Indicators</b>	Number of prosecutor's offices connected through the same information system, total number cases per institution, total number of cases in data base and per institution, prosecutor's offices that have not started with entry of cases in the data base, number of trainings and training participants per prosecutor's office, semi-annual statistical reports	0 0 0 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 107</b>	<b><i>Specialized training of prosecutors in the Department for the fights against organized crime for criminal prosecution in criminal offenses with elements of corruption and organized crime</i></b>			
<b>Resp. institution</b>	Ministry of Justice, Supreme State Prosecutor	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	There are no prosecutors specialized in prosecution of criminal offences of corruption. SSP submitted information that 32 trainings were organized, but with no data on number of participants.			
<b>Indicators</b>	Total number of trainings, number of trainings by area, total number of participants, number of participants by training	32, no information	<b>Rate</b>	<b>Partly implemented, deadline expired</b>

<b>Measure 108</b>	<b><i>Increase material and human resource capacity in the Department for the fight against organized crime</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	Increased monthly wages of prosecutors in this department through special allowance of 50% of regular monthly wage.			
<b>Indicators</b>	% increase in salary annually	50%	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 109</b>	<b><i>Appointment of deputies of the Special Prosecutor for the fight against organized crime</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	First State Prosecutor Deputy appointed. For the purpose of strengthening of personnel capacities of state prosecutors office until the end of September 2007 another Special Prosecutor Deputy was appointed but that was not realized.			
<b>Indicators</b>	Appointed deputies	1	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 110</b>	<b><i>Technical staff of the Department for the fight against organized crime</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	Did not reply to the request from 3 August 2007 which refers to the period September 06 to 31 July 2007 and according to the reply of SSP no technical personnel was hired in August. In September there was no new employment and for October there was no reply to the request from 20 November.			
<b>Indicators</b>	Number of new staff	-	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 111</b>	<b><i>Signing of multilateral and bilateral agreements on cooperation</i></b>			
<b>Resp. institution</b>	Supreme State Prosecutor	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	<b>Supreme State Prosecutor</b> has stated that new agreements were not signed in August, and for the period from adoption of the Action Plan to the end of July 2007 SSP did not submit reply to the request from August 3. According to the previously available information, SSP signed a Bilateral Agreement after the adoption of the AP with the State Prosecutor of the Russian Federation and General Prosecutor of Ukraine in September 2006, and Bilateral Agreement with the State Prosecutor of <b>Macedonia</b> was signed on 29 May 2007. New agreements were not signed in September while in October there was no reply to the request from 20 November. The Agreement with the State Prosecutor's Office of <b>Serbia</b> was signed on 31 October 2007 on improvement of cooperation in combat against all types of crime, and especially of trans-national organized crime. On July 26 2007 the Agreement on Cooperation with the General Prosecutor of the Republic of <b>Albania</b> was signed in Podgorica.			
<b>Indicators</b>	Number of signed agreements	Prosecution (5) Russia, Serbia, Albania, Ukraine, Macedonia	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 112</b>	<b><i>Preparation and adoption of the Rulebook on internal activities of the State Prosecutor</i></b>			
<b>Resp. institution</b>	Ministry of Justice	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	<b>Ministry of Justice adopted the Rulebook on internal activities of the State Prosecutor</b> ( Official Gazzeta, No. 12/07).			
<b>Indicators</b>	Prepared and adopted Rulebook on internal activities of the State Prosecutor	Prepared	<b>Rate</b>	<b>Implemented, after deadline</b>

#### 4.6. EFFICIENT CRIMINAL PROSECUTION AND TRIAL / POLICE

<b>GENERAL MEASURES FOR BUILDING CAPACITY OF THE POLICE</b>				
<b>Measure 113</b>	<b><i>Adoption of the Rulebook on internal organization and systematization of jobs in the Police Directorate</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info on implem.</b>	Rulebook on internal organisation was adopted on Januar 11 2007.			
<b>Indicators</b>	Rulebook adopted	Adopted	<b>Rate</b>	<b>Impelmented, on time</b>
<b>Measure 114</b>	<b><i>Adoption of the Rulebook on use of police authority</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	On 2 <sup>nd</sup> November 2007, MIPA adopted the Regulation elaborating the manner for exercising police duties and the use of police powers (Official Gazette of Montenegro no. 05/07 of 12.11.2007).			
<b>Indicators</b>	Rulebook adopted	Adopted	<b>Rate</b>	<b>Impelmented, on time</b>
<b>Measure 115</b>	<b><i>Improvement and promotion of procedures for the protection of identity of the persons reporting corruption</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	The procedures for filing reports and complaints of citizens concerning corruption have not been specifically stipulated, but will be implemented after the adoption of amendments to the law.			
<b>Indicators</b>	Trained police officers, Adopted and promoted new procedures, Number of persons who have suffered consequences on the basis of reporting corruption	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 116</b>	<b><i>Improvement of mechanisms and institutes of protection of all officers who are involved in the fight against corruption and organized crime</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006, Continuous
<b>Information on implementation</b>	The mechanisms to protect such officers are not legally stipulated.			
<b>Indicators</b>	Increased protection of officers, number of officers who have suffered consequences on the basis of performance of their duty	Not 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 117</b>	<b><i>Creation of network of collaborators and definition of rules for the hiring of collaborators</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	The report of the Police Directorate submitted to the National Commission states for the same measure that the Working Group was established on 30.01.2007 and that they adopted the Work Guidelines with operational links. The enactment containing rules for engagement of collaborators of justice has been declared an official secret by the Police Directorate.			
<b>Indicators</b>	Defined rules, existence of network	Defined	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 118</b>	<b><i>Establishment of the organizational unit that will deal with investigation in criminal offenses of corruption</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Police Directorate's Job Systematisation Regulation envisages for the Department for the Fight against Organised Crime and Corruption a team for suppressing corruption with two officers, but no separate organisational unit has been established.			
<b>Indicators</b>	Established organizational unit	Not established	<b>Rate</b>	<b>Not implemented, deadline expired</b>

<b>DEPARTMENT FOR THE FIGHT AGAINST ORGANIZED CRIME AND CORRUPTION</b>				
<b>Measure 119</b>	<b><i>Establishment of organizational units in the fields of financial and classical-general organized crime</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	According to the Systematisation Regulation, no special organisational units are established, but these tasks are assigned to existing units.			
<b>Indicators</b>	Established organizational units	Not established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 120</b>	<b><i>Within financial organized crime establish the organizational unit for the issues of money laundering</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	According to the Systematisation Regulation, an Anti Money Laundering team is envisaged within the Financial Crimes Group, but no separate organisational unit has been established.			
<b>Indicators</b>	Established organizational units	Not established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 121</b>	<b><i>Securing functional working space for the existing Department for the prevention and fight against organized crime</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info realizaciji</b>	Adequate working space is not secured.			
<b>Indicators</b>	Secured adequate working space	Not secured	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 122</b>	<b><i>Provision of continuous training of officers in the field of corruption and organized crime</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	<p>From the Action Plan adoption until the end of 2007, the following trainings have been conducted:</p> <ol style="list-style-type: none"> <li>1. In Strasbourg, France, there was a meeting of CARPO-CARDS POLICE on the issue of continuation of training for financial investigations.</li> <li>2. Organised by ICMPD, a regional meeting was held in Sofia on the issue of "Trans-national Referral Mechanisms in Protection of Human Trafficking Victims", with the participation of South East European counties and destination countries for trafficking in human beings towards the implementation of the above mechanisms at the national level.</li> <li>3. At the Police Academy, four lectures around the issues of "Organised Trafficking of Goods, Narcotics, Vehicles, Works of Art, and Cultural and Historic Assets across the State Border, Forged Travel Documents, Money and Illegal Migrations" were held for the officers of the Criminal Police and Border Police sectors.</li> <li>4. In Belgrade, organised by the OSCE, a seminar on the theme of "Money Laundering, Financial Investigations and Property Seizures Related to Organised Crime Acts" was held.</li> <li>5. In Athens, organised by the Greek Police, the 2<sup>nd</sup> seminar within the "ILAEIRA" project was held – fight against human trafficking in South East Europe.</li> <li>6. In Sarajevo, a seminar organised by the OCTN programme of the Council of Europe was held, focusing on "Investigations in Fight against Organised Crime", attended by the officers from this department.</li> <li>7. OSCE held a seminar in Belgrade on the topic of "Money Laundering Cases Related to Organised Crime".</li> <li>8. Marshal Centre organized a conference in Bucharest on the issue of "Corruption in Southeast Europe" The conference was attended by an officer from the Department being the member of the delegation headed by the director of the Directorate for Anticorruption Initiative.</li> </ol>			

9. A seminar for Crime Police officers organised by ICITAP, attended by two officers and the Department head , was held at the Police Academy from 14-18.05.2007 on the topic of "Relation between Corruption and Organised Crime in Montenegro and Money Laundering" and another one entitled "General Organised Crime in Montenegro".
10. A seminar on freezing and seizure of illegal proceeds, attended by an officer of this Department was organised by TAIEX and held at the "Podgorica" hotel.
11. Two officers attended specialised training entitled "Organised Crime Investigations" held in Budva and organised by the international network OCTN. The topics covered included: work with undercover agents, work with informants – collaborators, interviewing suspects and special investigative measures, controlled shipment and protected witness.
12. Two officers attended the seminar on anti money laundering organised by OSCE.
13. At the Police Academy in Danilovgrad, as part of the regular teaching for the trainees, four lectures were held on the issue of "Organised Crime through Human Trafficking as a Criminal Offence".
14. Organised by the Office of the National Coordinator for Fight against Human Trafficking and the Council of Europe's Directorate General for Human Rights and Legal Affairs on the topic of "Protection of Victims and Criminal Prosecution of Human Traffickers and the Council of Europe's Convention on Human Trafficking".
15. Two officers of the Department participated to the seminar entitled "Organised Crime Investigations"
16. Two officers of the Department participated to the seminar with the working title "Corruption in Public Administration" organised by the Human Resources Agency of Montenegro.
17. The head of the Department and two officers participated to the expert seminar under the working title "Key to Success in Criminal Prosecution of Corruption" organised by the US Department of Justice, OBDAT and ICITAP.
18. Two officers of the Department participated to the round table organised by MANS, in collaboration with the US Embassy to Podgorica, where Mr C. Wallace, former US Court of Appeals judge, spoke of American experiences in fight against corruption in judiciary.
19. A meeting of the parties to the "Brdo" agreement was held in Sarajevo focusing on "Smuggling of Vehicles", which was attended by one officer of the Department.
20. The head of the Department and the head of the group for suppressing organised commercial crime attended the regional conference in Budva organised by OSCE on the issue of "Fight against Money Laundering and Preventing Terrorism Financing".
21. Organised by OSCE, together with members of Special Antiterrorist Unit, a seminar on the topic of "Negotiation Teams in Case of Abduction".
22. Organised by the EU Anti Money Laundering Mission - CAFAO, a study visit to investigative police units in charge of money laundering in Finland and Sweden was organised. The head of the Department for Fight against Organised Crime and Corruption participated to this study group.
23. A seminar was held at the Police Academy in Danilovgrad on the issue of "Human Trafficking" organised by the Criminal Police of Austria.
24. An officer of the Department participated to the international seminar held in Rome within the Pericles programme on the topic of "Compilation of Databases"
25. An officer of the Department participated to the seminar held in Budva on the topic of "Work with Operational

	<p>Links”.</p> <p>26. Two officers from the Department attended the Conference on Alignment of Montenegrin Legislation with the UN Convention against Corruption, held in Podgorica, organised by the Directorate for Anticorruption Initiative, OSCE and UNDP.</p> <p>27. An officer of the Department was a member of the four-member delegation of the Police Directorate which attended the regional seminar entitled “Harmonisation of Strategies for Integrated Border Management (IBM) and National Action Plans in Southeast Europe”, held in Belgrade in the organisation of the Stability Pact for Southeast Europe and TAEXS.</p> <p>28. At Vrnjačka Banja, Serbia, a seminar was held entitled “Specialised Training for Investigations in Fight against Terrorism”, organised by ICITAP and Serbian Ministry of Interior.</p> <p>29. The officers of the Group for Suppressing Corruption participated to the training on “Interrogation Techniques” carried out at the Police Academy in Danilovgrad by the members of the BKA - Austria.</p> <p>30. Officers from the Group attended a one-day training concerning the application of the Law on the Liability of Legal Persons for Crimes taking place at the Police Academy in Danilovgrad.</p> <p>31. An officer of the Department for Suppressing Organised Crime and Corruption, Milovan Pavićević held four lectures at the Police Academy in Danilovgrad on the issue of “Human Trafficking” for trainees at the police training course.</p> <p>32. Deputy director, Crime Police Sector and head of the Department for Suppressing Organised Crime and Corruption attended the meeting on organised crime for courts, prosecutors and police, organised by OSCE and held in Shkodra, Albania on 14-15.11.2007.</p> <p>33. An officer of the Group for Suppressing General Organised Crime, Smuggling and Human Trafficking attended the meeting concerning the training organised by UNODC, on the occasion of the smuggling and human trafficking project in Belgrade.</p> <p>34. At the invitation of the Police Academy in Danilovgrad, the head of the Department for Suppressing Organised Crime and Corruption held a lecture to trainees from the Border Police sector on the topic of “Suppressing Organised Crime – Organised Smuggling and Human Trafficking”.</p>			
<b>Indicators</b>	Provided training, number of trainings, level of capacity built among the officers	Provided, 34, unknown	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 123</b>	<b><i>Establishment of operational database in the field of organized crime</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	The data base has not been set up yet. Police Directorate notes the project is in progress, but does not provide any detailed information.			
<b>Indicators</b>	Database developed	Not developed	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 124</b>	<b><i>Purchase of technical and communication equipment</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	No equipment was purchased			
<b>Indicators</b>	Equipment purchased and put into use	10.000 €	<b>Rate</b>	<b>Partly implemented, deadline expired</b>



<b>DEPARTMENT FOR THE FIGHT AGAINST INDUSTRIAL CRIME</b>			
<b>Measure 125</b>	<b><i>Establishment of the organizational unit within the Department for the fight against industrial crime, which will deal with the issues of money laundering and financial investigation</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Information on implementation</b>	The Job Systematisation Regulation does not envisage the establishment of a separate unit, rather the systematisation of posts within the department.		
<b>Indicators</b>	Established organizational unit	Special unit was not established	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 126</b>	<b><i>Securing functional working space for the existing Department for the fight against industrial crime</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Info on implem.</b>	Functional working space was not secured.		
<b>Indicators</b>	Secured adequate working space	Not secured	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 127</b>	<b><i>Training of officers of this Department in order to implement: Investigation of criminal offenses of corruption &amp; Financial investigations (identification % confiscation of illegally acquired property)</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006-2007. Continuous
<b>Information on implementation</b>	<p>From the Action Plan adoption until the end of 2007, the following trainings have been organised:</p> <ol style="list-style-type: none"> <li>1. A seminar was held at the Police Academy in Danilovgrad on the theme of "INVESTIGATING TECHNIQUES IN PROCESSING FINANCIAL CRIMES" as organised by the US Department of Treasury (Office for Technical Assistance and Law Enforcement), 16 trainees;</li> <li>2. In Podgorica, within the CARDS POLICE project, a seminar was held, actually the training on the issue of "FINANCIAL INVESTIGATIONS AND CONFISCATION OF PROCEEDS OF CRIME", 13 trainees</li> <li>3. In Podgorica, organised by the US Department of Treasury – Office of Technical Assistance a seminar was held on the issue of MONEY LAUNDERING AND FINANCIAL INVESTIGATIONS, 15 officers;</li> <li>4. A regional conference of the CARPO project was held in Belgrade focusing on DATA EXCHANGE ON IDENTIFYING, FREEZING AND SEIZURE OF PROCEEDS OF CRIME, 2 officers;</li> <li>5. In Budva - Bečići on the issue of "MONEY LAUNDERING" , organised by OSCE and Anti Money Laundering Administration, 2 officers;</li> <li>6. A seminar entitled "ORGANISED CRIME AND CORRUPTION" was held in Skopje, attended by one officer.</li> <li>7. A seminar on "CORRUPTION IN PUBLIC ADMINISTRATION" organised by Human Resources Agency and OSCE was held in Podgorica; 1 officer;</li> <li>8. Budva-Pržno, a seminar "KEY OF SUCCESS FOR CRIMINAL PROSECUTION OF CORRUPTION" organised by the US Department of Justice, 10 officers</li> <li>9. A study visit to Finnish and Swedish police – focusing on anti money laundering, seizures of property, etc, 1 officer;</li> </ol>		
<b>Indicators</b>	Total number of trainings, trainings per field, total number of participants, number of participants per training	9, 6, 61 16, 13, 15, 2, 1, 1, 2, 10, 1	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 128</b>	<b><i>Purchase of technical and communication equipment</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Information on implementation</b>	For the needs of the Department for Suppressing Organised Crime, which is also in charge of human trafficking, IOM donated: 6 notebooks, 2 cameras and 1 projector, total value of €10,000.00. No other equipment has been procured.		
<b>Indicators</b>	Purchased equipment, putting it in use	10.000€	<b>Rate</b> <b>Partly implemented, deadline expired</b>

<b>DEPARTMENT FOR SPECIAL CONTROL</b>				
<b>Measure 129</b>	<b><i>Definition of the organizational level and reorganization of the existing Department for special control (in order to create the conditions for the use of SSM)</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Systematisation Regulation defines the organisational level and reorganises the existing Department. According to the Police Directorate's Report submitted to the National Commission, new proposed amendments to internal organisation and systematisation have been drafted. In the Draft Second Report of National Commission, it is not state that this relates to new proposed amendments.			
<b>Indicators</b>	Existing structure changed Organizational level defined	Changed, proposed new changes Defined	<b>Rate</b>	<b>Partly implemented. deadline expired</b>
<b>Measure 130</b>	<b><i>Improved operations through the establishment of the units for: SSM application, Operational Intelligence</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The information on the establishment of units were declared secret by the Police Directorate which stated in the report submitted to the National Commission that the unit has been established and is currently being populated and equipped.			
<b>Indicators</b>	Establishment of the units Number and type of applied SSM, ratio between requested and approved SSM	Established, staffing and equipping ongoing, Secret information	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 131</b>	<b><i>Providing new and reconstructing the existing working space</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	The procedure for providing work space for one group within the Department for Special Checks, which has within own authorities also the implementation of SSM, is currently in progress.			
<b>Indicators</b>	Solved issue of space	Solving this issue is ongoing	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 132</b>	<b><i>Recruitment and education of necessary staff</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007. Continuous
<b>Info on implem.</b>	The staffing level is currently 54%.			
<b>Indicators</b>	Developed module for recruitment, achieved full staffing, number of trained officers, number of implemented courses	No info, 54%, 16, 1	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 133</b>	<b><i>Implementation of basic training</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Info on implem.</b>	Basic training in surveillance methods (observations and documenting) for 16 officers lasting 2 weeks.			
<b>Indicators</b>	Implemented basic training	1 training, 16 employees	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 134</b>	<b><i>Implementation of specialized training for newly recruited and existing staff</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	One specialised trainings were carried out with the attendance of 2 officers, without giving details of the types of training or number of participants.			
<b>Indicators</b>	Implemented specialized training	1/22	<b>Rate</b>	<b>Partly, deadline ongoing</b>

<b>Measure 135</b>	<b><i>Purchase of technical equipment for the use of SSM</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007.Continuous
<b>Information on implementation</b>	By June 2007, Police Directorate provided part of the required equipment, but it is not known of what type and value, while according to the reports the Directorate submitted to the National Commission, from June to the end of 2007 there were no procurements of technical equipment. The Police Directorate states that the data on the procurement of technical equipment for SSM constitute a secret.			
<b>Indicators</b>	Purchased equipment, type and value of equipment	Part of equipment purchased no information	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 136</b>	<b><i>Establishment of unified database of operational intelligence data</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	A Working Group for the enhancement of the IT system of the Police Directorate was set up within the "Strengthening Police Capacities for Intelligence Work" project, current situation was assessed and recommendations and guidelines for further development in 2008 were received. Establishment of direct links between local units started.			
<b>Indicators</b>	Established unified database	Working group established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 137</b>	<b><i>Definition of models of intelligence process (standardization)</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	According to the response of the Police Directorate, a new standard was introduced in the process of information registration when solving serious crimes and started linking with the regional units and adopted "Guidelines for Working with Operational Links".			
<b>Indicators</b>	Adopted internal acts, methodology of work, adopted model of intelligence process	Adopted, -, -	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 138</b>	<b><i>Securing links and connections with computer networks and databases in institutions and companies for the purpose of data collection in line with police authorities defined by CPC</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Information on implementation</b>	According to the data the Police Directorate submitted to the National Commission, a duty was established to enable the police to have access to electronic databases by signing a memorandum with the Tax Administration and one telecommunications operator, providing links to the Tax Administration's database. Currently they are trying to conclude a memorandum with Customs Administration and other two telecommunications operators.			
<b>Indicators</b>	Defined obligation to provide police with access to electronic databases of certain state entities and companies, established links	2 / 5 established	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 139</b>	<b><i>Establishment of operational budget within the budget of the police, or signing of the agreement with the Central Bank in order to secure the funds for the implementation of SSM (fictitious purchase, fictitious bribe, money for demonstration)</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006. Continuous
<b>Information on implementation</b>	A Drafting Group was set up in the Police Directorate to develop the draft agreement with Central bank			
<b>Indicators</b>	Established fund/ agreement signed, number of cases of use of funds	Not signed, 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>

<b>SPECIAL TEAM FOR THE FIGHT AGAINST HUMAN TRAFFICKING</b>				
<b>Measure 140</b>	Establishment of Teams for fight against human trafficking in all territorial organizational units			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Job Systematisation Regulation envisaged the Special Team for Fight against Human Trafficking to be transferred to the Department for Fighting Organised Crime and Corruption. There are no data whether teams have been established in all territorial organisational units.			
<b>Indicators</b>	Teams established in all Security Centers	No information	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 141</b>	<b><i>Provision and reconstruction of working space</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info on implem.</b>	There were no provision or reconstruction of the working space.			
<b>Indicators</b>	Space provided and reconstructed	Not provided	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 142</b>	<b><i>Establishment of database within the Special team in order to collect all data at one place and to centralize it</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info on implem.</b>	No information for the overall period of Action plan implementation.			
<b>Indicators</b>	Methodology for establishment of database defined	No info	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 143</b>	<b><i>Purchase of technical equipment</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007 i 2008
<b>Information on implementation</b>	The Police Directorate declared secret the data on procurement of equipment after June 2007, and the reports submitted to the National Commission do not contain any information on the implementation of this measure.			
<b>Indicators</b>	Equipment purchased	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 144</b>	<b><i>Implementation of specialized training</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info. on implem.</b>	Directorate notes that trainings are conducted at the level of regional units, but fails to submit any detailed information.			
<b>Indicators</b>	# of specialized training and officers trained	No information	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 145</b>	<b><i>Training and education of police officers in order to identify victims of human trafficking</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	There are no full data for whole duration of the Action Plan implementation, the Police Directorate failed to respond to requests for information, and the relevant data are missing from the reports it submitted to the National Commission.			
<b>Indicators</b>	# of implemented courses and # of trained officers	No info	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 146</b>	<b><i>Establishment of bilateral cooperation with institutions from the region</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	There are no full data for the total duration of the Action Plan implementation, the Police Directorate failed to respond to requests for information, and the relevant data are missing from the reports it submitted to the National Commission. In the Draft Second Report of the National Commission is stated that Police Directorate established with IOM, UNICEF, Interpol and SECI Centre.			
<b>Indicators</b>	Analysis of quality of established cooperation (reports and quantitative indicators)	No analysis	<b>Rate</b>	<b>No information, deadline ongoing</b>

<b>Measure 147</b>	<b><i>Signing the memorandum on cooperation between responsible ministries and NGO's in the field of fight against human trafficking</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	The Ministry of Interior and Public Administration concluded a memorandum of cooperation with two NGOs (Safe House for Women, Montenegrin Women's Lobby). In October, the Police Directorate, Supreme State Prosecutor, Ministry of Health, Labour and Social Welfare, Ministry of Education and Science and NGOs (Safe House for Women, Montenegrin Women's Lobby and Centar plus) signed a Memorandum of Mutual Cooperation in Prevention, Criminal Prosecution, Education and Protection of Human Trafficking Victims.			
<b>Indicators</b>	Analysis of level and quality of cooperation	No analysis	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>DEPARATMENT FOR THE FIGHT AGAINST DRUGS AND SMUGGLING</b>				
<b>Measure 148</b>	<b><i>Reorganization of the Department for the fight against drugs in the sense of defining organizational level and scope of action</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Internal Organisation and Systematisation Regulation established the new organisational structure of the Centre to Combat Drugs and Smuggling.			
<b>Indicators</b>	Reorganized organizational unit	Reorganized	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 149</b>	<b><i>Adoption of the National strategy for the fight against drugs and prevention of drug use, with annual action plans</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	Currently National Strategy is being developed (inter-departmental drafting group set up in July 2007 that start drafting the document).			
<b>Indicators</b>	Adopted National strategy for the fight against drugs and prevention of drug use	Working group established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 150</b>	<b><i>Implementation of specialized trainings for the officers in the Department for fight against drugs</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007 i 2008
<b>Information on implementation</b>	According to the data the Police Directorate provided per request for information, the total of 7 trainings were organised for 43 trainees, but judging from the data submitted to the National Commission, the number of trainees is somewhat lower. <ol style="list-style-type: none"> <li>1. Training in Suppressing Crimes Involving Smuggling of Narcotics and Precursors</li> <li>2. Training for Undercover Agents – 5</li> <li>3. Specialised training on Prevention of Drug Abuse and Spreading of HIV Infection</li> <li>4. International seminar organised by the European Commission in Dubrovnik on the topic of "Synthetic Drugs and Precursors in South East Europe" – 2 officers.</li> <li>5. In cooperation with Swedish Police –training course on "Narcotics Suppression", 15 days, 16 officers</li> <li>6. Training at the International Police Academy TADOC – Ankara, organised by UNODC, on the topic of "Prevention of Blood Transmitted Diseases in Relation to Drug Abuse" – 1 officer</li> <li>7. Participation to peace-keeping missions organised by the Croatian Ministry of Interior lasting 15 days – 1 officer</li> </ol>			
<b>Indicators</b>	Number of specialized training and number of participants	7, no reliable information	<b>Rate</b>	<b>Implemented, on time</b>

<b>Measure 151</b>	<b><i>Implementation of trainings and education of police officers about the procedure in the fight against drugs</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	<ol style="list-style-type: none"> <li>1. Within the training course for officers of the Sector for General Police Matters, basic training was carried out for 20 officers.</li> <li>2. Within two courses on the issues of "Smuggling of Goods, Narcotics, Vehicles, Works of Art and Cultural and Historic Assets Across the State Border" the total of 40 officers of the Criminal Police were trained concerning basic knowledge of drugs, manners of detection and proving drug-related crimes.</li> <li>3. Within the training course organised by ICITAP on the issue of "Use of Up-To-Date Techniques in Fight against Organised Crime", topics were presented which concern suppression of drug-related organised crime (20 trainees, members of the Criminal Police).</li> <li>4. Police Directorate, in cooperation with the Ministry of Justice and Police of the Republic of Hungary organised a course for undercover agents – 16 officers of the Police Directorate engaged in suppressing crime.</li> <li>5. In cooperation with the NGO "Juventas" SKP – Department for Fight against Drugs and Smuggling, organised a two-day training for 23 officers of the Criminal Police on the issue "Professional Risks Related to Blood Transmitted Diseases".</li> </ol>			
<b>Indicators</b>	Number of courses and seminars, number of trained officers	5, 119	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 152</b>	<b><i>Purchase of equipment</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	No procurement of equipment for the Anti Drug Centre.			
<b>Indicators</b>	Equipment purchased	Equipment not purchased	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 153</b>	<b><i>Provision and reconstruction of working space</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006
<b>Info on implem.</b>	There were no adaptations or refurbishments of the work spaces for the Anti Drug Centre			
<b>Indicators</b>	Space provided and reconstructed	Space not provided	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>UNIT FOR WITNESS PROTECTION</b>				
<b>Measure 154</b>	Reorganization of the Unit for witness protection			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The new organisational structure of the Police Directorate is stipulated by the Internal Organisation and Systematisation Regulation of the Police Directorate. The data of the organisational structure are secret.			
<b>Indicators</b>	Reorganized organizational unit	Reorganized	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 155</b>	<b><i>Implementation of training for officers of the Unit for witness protection</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007-2008
<b>Information on implementation</b>	By June 2007, the total of 5 specialised trainings was organised, without disclosing the types and number of participants. From 05.-08.11.2007 a seminar on the topic of "Witness Protection" attended by 6 officers of the Unit was organised at the Police Academy.			
<b>Indicators</b>	Number of implemented trainings for the officers of the Unit for witness protection	6, no information	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 156</b>	<b><i>Purchase of specialized equipment</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007-2008
<b>Information on implementation</b>	Police Directorate declared these data secret pursuant to Article 4, bullet point 2 and 3 of the Regulation on the Type and Degree of Data Secrecy, Method of Treatment, Special Protection and Measures for Keeping Secret and Official Data, Official Gazette of MNE, no. 23/07 of 27.04.2007, adopted by MIPA. According to the data submitted to the Commission, by June enough equipment was procured to meet current requirements of the Department; subsequently, by the end of 2007 there were no equipment procurements.		
<b>Indicators</b>	Equipment purchased	Secret data	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 157</b>	<b><i>Implementation of training for the use of specialized equipment</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007-2008
<b>Info on implem.</b>	There were no trainings for officers of the Witness Protection Unit in using specialised equipment.		
<b>Indicators</b>	Number of specialized trainings and participants	0, 0	<b>Rate</b> <b>Not implemented, deadline ongoing</b>
<b>Measure 158</b>	<b><i>Signing bilateral agreements with adequate departments in other countries in order to exchange protected witnesses</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006. Continuous
<b>Information on implementation</b>	Since the Action Plan adoption, there were no memoranda signed. On 20.07.2006, before the Action Plan adoption, the Witness Protection Unit signed a Memorandum of Cooperation and Understanding with witness protection units of Serbia and Bosnia and Herzegovina, but the number of exchanged protected witnesses is not known.		
<b>Indicators</b>	Number of signed agreements, number of exchange of protected witnesses	0, unknown	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 159</b>	<b><i>Provision of adequate space for the operations of the Unit for witness protection</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Information on implementation</b>	Police Directorate declared these data secret pursuant to Article 4 of the Regulation on the Type and Degree of Data Secrecy, Method of Treatment, Special Protection and Measures for Keeping Secret and Official Data, Official Gazette of MNE, no. 23/07 of 27.04.2007, adopted by MIPA. According to the data submitted to the Commission, Witness Protection Unit has proper work space, which is rented.		
<b>Indicators</b>	Space provided and adequately reconstructed	Secret data	<b>Rate</b> <b>Implemented, on time</b>
<b>DEPARTMENT FOR CRIMINAL TECHNIQUE</b>			
<b>Measure 160</b>	<b><i>Reorganization of forensic unit</i></b>		
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>	2006-2007, Continuous
<b>Information on implementation</b>	In the report submitted to the National Commission it was stated that the measure was carried out; but, in the response the Police Directorate submitted on 13.09.2007 it was noted that the Decision on the establishment of the Forensic Centre in Danilovgrad was not yet officially adopted, but by setting the prerequisites, i.e. by moving to the new facility in Danilovgrad and adopting amendments to the Systematisation Regulation, its status will be resolved. The reports Police Directorate submitted to the National Commission state that currently staff is recruited for the future Forensic Centre of the Police Directorate.		
<b>Indicators</b>	Reorganized unit	Not reorganized	<b>Rate</b> <b>Not implemented, deadline expired</b>

<b>Measure 161</b>	<b>Staff training</b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006-2007, Continuous
<b>Information on implementation</b>	<p>– From the beginning of the Action Plan implementation to the end of 2007, the total of 8 trainings attended by 83 officers of the Police Directorate were conducted. In September 2006, a study visit to the Centre for Crime Investigation Techniques of the Croatian Ministry of Interior in Zagreb – 4 members; October 2006 – seminar concerning DNA analysis held in Danilovgrad at the Police Academy – 53 trainees; March 2007, "Possibilities for Introducing DNA Analysis in Forensic Laboratories in South East Europe" seminar held in Zagreb, organised by American Embassy – 3 trainees; again in March 2007, a study visit to the Department for Crime Investigation Techniques in Sweden, Skane region– 9 trainees; in April 2007, "Suppressing Weapons of Mass Destruction" seminar in Podgorica, organised by American Embassy in Podgorica, ICITAP, the programme of US Department of Defence, held in Miločer – 1 trainee; again in April 2007, training in microscopy held at CKT in Podgorica, by ICITAP experts – 8 trainees; in May 2007, "Security Seminar", organised by the MRG company from Vienna, held in Ohrid – 2 trainees and in June 2007, 5<sup>th</sup> Congress of the Balkans Academia of Forensic Sciences, held in Ohrid and a study visit to Forensic Centre in Skopje – 3 representatives.</p> <p>In addition, some training courses were undertaken with unknown number of participants:</p> <ol style="list-style-type: none"> <li>1. Training to use microscopes and equipment manufactured by LEICA and MIDEA, organised at the Forensic Centre by ICITAP – US Ministry of Justice.</li> <li>2. Visit of a DNA analysis expert from the Forensic Centre of the Slovenian Ministry of Interior, organised by OSCE.</li> <li>3. Visit of an OKTV officer to the National Forensic Laboratory in Sweden, organised by OSCE.</li> <li>4. A seminar concerning DNA Analyses organized by the District Court in Valjevo.</li> </ol>		
<b>Indicators</b>	Trainings implemented, number of participants	12, unknown	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 162</b>	<b>Purchase of modern laboratory and other equipment</b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006-2007, Continuous
<b>Information on implementation</b>	<p>Since the beginning of the Action Plan implementation to the end of June 2007, fingerprint development chambers (19), microscope cameras (2), metal detectors (4) were procured, as well as software for LEICA microscopes (3). Through ICITAP, an ION-SCAN device for detecting explosive micro-traces was received as donation. The crime scene investigation equipment was procured through a tender announced in 2006. Through the Swedish project to modernize crime investigation technology, crime scene investigation equipment was procured and made available to regional units in Herceg Novi, Bijelo Polje, Berane and Pljevlja, and their local offices.</p>		
<b>Indicators</b>	Equipment purchased	Equipment purchased	<b>Rate</b> <b>Partly implemented, on time</b>
<b>LINE OF WORK FOR THE FIGHT AGAINST TERRORISM</b>			
<b>Measure 163</b>	<b>Establishment of specialized units (unit for collection and processing of data, unit for protection against mines, organizational units in Security Centers)</b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Information on implementation</b>	<p>The new systematisation of the Police Directorate for the Criminal Police Sector envisaged organisational units dealing with anti-terrorism:</p> <ul style="list-style-type: none"> <li>• Department for Suppressing General Crimes – a Group to Suppress Crimes of Terrorism and Protection against Fires, Explosions and Damages (FED)</li> <li>• Department for Fighting Organised Crime and Corruption, within the Group for Suppressing General Organised Crime, introduced the area of work concerning suppressing terrorism and international terrorism</li> </ul>		



	2. All regional units have envisaged posts for officers dealing with anti terrorism and protection against FED 3. The Sector for Protection of Persons and Premises – Anti Terrorist Search Department has anti terrorist search team 4. Special Anti Terrorist Unit was established		
<b>Indicators</b>	Established specialized units	Established	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 164</b>	<b><i>Specialized training for IED operations (elimination of danger from improvised explosive devices)</i></b>		
<b>Resp. institution</b>	Police Directorate, Police Academy	<b>Timeframe</b>	2007
<b>Information on implementation</b>	Training for metal detectors, within training for IED operations, at Benkovac, Croatia, attended by 1 officer. Training for surface metal detection up to the depth of 30 cm conducted on metal detectors of the following types: "Čeja", "Majlab", "Ferster", "Valon", "Ebinger",		
<b>Indicators</b>	Number and quality of implemented trainings (certificates), number of trained officers	2, unknown	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 165</b>	<b><i>Specialized training for PAS (protection against sabotage)</i></b>		
<b>Resp. institution</b>	Police Directorate, Police Academy	<b>Timeframe</b>	2007 i 2008
<b>Information on implementation</b>	1. "Police Investigation of Terrorism", organised by US State Department, conducted by FBI representatives, a Vrnjačka Banja, 2 officers of the Criminal Police dealing with terrorism investigations. Certified. 2. "Anti Terrorist Tactics", organised by Serbian Ministry of Interior – Anti Terrorist Unit, 2 officers. Certified. 3. "Tactics of Special Actions", organised by US Government, instructors from the US Army and Special Action Police, 13 members of Special Antiterrorist Unit		
<b>Indicators</b>	No & quality of trainings (certificates),no of trained officers	3, 17	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 166</b>	<b><i>Specialized training for negotiations with hijackers (terrorists)</i></b>		
<b>Resp. institution</b>	Police Directorate, Police Academy	<b>Timeframe</b>	2007 i 2008
<b>Information on implementation</b>	"Dealing with Crisis and Negotiations with Kidnappers", 22 police officers. "Police Negotiator in Hostage Situations", experts of the International Training Centre from Budapest, 4 members of Special Antiterrorist Unit. Certified. "Negotiation Techniques", members of the negotiation team of the Norwegian police Special Antiterrorist, 14 officers of the Police Directorate: 8 from Special Antiterrorist, 2 from the Special Police and 4 officers of the Criminal Police Certified.		
<b>Indicators</b>	No & quality of trainings (certificates),no of trained officers	3 / 54	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 167</b>	<b><i>Purchase of equipment</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007 i 2008
<b>Information on implementation</b>	No procurement of equipment for the Anti Terrorism Unit, and such data is strictly confidential. A laser system for training in handling weapons was provided.		
<b>Indicators</b>	Equipment purchased	Secret data	<b>Rate</b> <b>Not implemented, deadline ongoing</b>
<b>Measure 168</b>	<b><i>Functionality of the organizational unit (improved horizontal &amp; vertical connection between all work lines)</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007 i 2008
<b>Information on implementation</b>	According to the Police Directorate's reports submitted to the National Commission, the functionality of all anti terrorism organisational units is defined through job systematisation, recognised through vertical and horizontal linkages provided by unified command at the level of the Police Director, since each sector head is at the same time the deputy director. No data on the quality of data exchange and functionality.		
<b>Indicators</b>	Timely exchange of data	No information	<b>Rate</b> <b>No information, deadline ongoing</b>

<b>Measure 169</b>	<b><i>Implementation of continuous training</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006. Continuous
<b>Info on implem.</b>	The Police Directorate states that trainings are ongoing, but fails to provide any detailed information.		
<b>Indicators</b>	No of implemented trainings, no of trained officers	No information	<b>Rate</b> <b>No information, deadline expired</b>
<b>Measure 170</b>	<b><i>Purchase of modern equipment and arms</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2006. Continuous
<b>Information on implementation</b>	Data on the procurement of up-to-date equipment and weapons constitute official secret (Regulation – Article 4 – Official Gazette of Montenegro no. 23/07). According to the Police Directorate's report submitted to the Commission, there was no procurement of equipment.		
<b>Indicators</b>	Adequate modern equipment and arms purchased	Secret data	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>DIRECTORATE FOR STATE BORDER AND BORDER AFFAIRS</b>			
<b>Measure 171</b>	<b><i>Reorganization of the Directorate for state border and border affairs</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007
<b>Information on implementation</b>	The Directorate was reorganised in its sector in charge of the state border and trans-border matters and the Border Police Sector was established with a centralised organisation. The Sector has four departments: supervision, border crossing control, operational work and foreign nationals, and suppression of illegal migrations.		
<b>Indicators</b>	Reorganized Directorate	Reorganized	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 172</b>	<b><i>Organization of continuous training for the officers in this Directorate</i></b>		
<b>Resp. institution</b>	Police Directorate, Police Academy	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	<p>1. and 2. Two training courses "Smuggling of Goods, Narcotics, Vehicles, Works of Art and Cultural and Historic Assets across the State Border, Forged Travel Documents and Illegal Migrations", 10 + 19 officers of the Border Police Sector.</p> <p>3. English language courses at the Oxford Centre for 20 members of the Sector.</p> <p>4. OSCE organised training at the PA Danilovgrad for 10 heads of border police on the topic of "Vehicle Control and Detection of Stolen Vehicles".</p> <p>5. and 6. Two workshops organised by DCAF for the countries of the region, held in Petrovac on the topics of "Managing Border Police" and "Scanning the Status of Legislation in Border Police", 5 heads of the Police Directorate.</p> <p>7. DCAF workshop for the countries of the region held in Macedonia "Legislation in Border Police", 3 heads of the Police Directorate took part.</p> <p>8. A study visit to US border services, organised by the US Embassy in Belgrade, on the issue of "Inter-Agency Cooperation in Border Matters", 1 head. 9. Symposium "Observation Technique" in Germany, organised by Hans Seidel Stiftung, 2 heads, 10. A seminar held in Bečići on the "Application of the New Guideline in Working with Operational Links", OSCE and Council of Europe, 1 head</p> <p>11. Over the period in question 25 + 19 police officers were sent to basic police training at the PA Danilovgrad</p>		
<b>Indicators</b>	No of implemented trainings, no of trained officers (certificates)	10 / 115	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 173</b>	<b><i>Purchase of equipment for surveillance and securing the state border and discovery of cross-border crime</i></b>		
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>	2007-2008
<b>Information on implementation</b>	KT communication system was installed for the needs of border police at six locations (Podgorica, Herceg Novi, Nikšić, Pljevlja, Bijelo Polje and Berane), and it is currently being installed at the seventh location in Bar. This KT communication		

	system will enable to border police fast, reliable and protected transfer of texts, messages and pictures from all locations where border police is engaged (US donation to the NSA of Montenegro, which made it available to the Border Police). Equipment donation for the needs of passenger control at border crossing points and equipment for patrols supervising the green and the blue border was agreed with the representatives of US Embassy in Belgrade in amount of 150.000\$. Director of Police and German Ambassador to Montenegro signed an agreement to purchase 4 off-road UAZ vehicles for the needs of Border Police.			
<b>Indicators</b>	Purchase of modern technical devices	Ongoing	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 174</b>	<b><i>Better quality cooperation at bilateral and regional level</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	A Multilateral Memorandum of Cooperation of the South East Europe countries signed concerning the exchange of information on identification, seizure and taking away proceeds of crime. No memoranda concluded with other states.			
<b>Indicators</b>	No of solved cases that are under the responsibility of this department, Number of solved border incidents, No of implemented joint actions	- , - , -	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>INTERPOL NATIONAL CENTRAL BUREAU</b>				
<b>Measure 175</b>	<b><i>Initiate opening of Interpol NCB in Podgorica</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Info on implem.</b>	Established NCB Interpol Podgorica			
<b>Indicators</b>	Interpol NCB office opened	Office opened	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 176</b>	<b><i>Direct connection with the communication system I-24/7 in order to establish global communication</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		2006-2007
<b>Info on implem.</b>	By becoming a member on 19 <sup>th</sup> September 2006, Police was linked to Interpol's secure communication system I-24/7.			
<b>Indicators</b>	Use of system in the exchange of police data	System established	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 177</b>	<b><i>Training for the use of system of the Police Directorate</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Info on implem.</b>	Training conducted for the use of IT system of the Police Directorate, without stipulating the times and no of trainees.			
<b>Indicators</b>	Continuous training, certificates of training	No information	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 178</b>	<b><i>Training for the use of information system I-24/7</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	By June 2007, part of the training for using the Interpol's I-24/7 system was conducted, without stipulating the times and number of trainees; there are no data for July, and there were no trainings in August. Subsequently specialised training was delivered to 3 officers of the NCB Interpol Podgorica concerning the use of Interpol's system I-24/7, financed by the General Secretariat of Interpol, held in Osijek, Croatia from 19-22 November 2007. By the end of 2007, all employees of NCB Intepol went through specialized training.			
<b>Indicators</b>	Continuous training, certificates of training	No information	<b>Rate</b>	<b>Implemented, deadline ongoing</b>
<b>Measure 179</b>	<b><i>Training for the use of analytical program I-2</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Info on implem.</b>	No trainings conducted for the use of IT system I-2.			
<b>Indicators</b>	Continuous training, certificates of training	Not implemented	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>

<b>Measure 180</b>	<b><i>Specialized courses of Interpol</i></b>			
<b>Resp. institution</b>	Police Directorate	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Non information of specialised courses delivered by Interpol.			
<b>Indicators</b>	Continuous training, certificates of training	No information	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 181</b>	<b><i>Purchase of the necessary equipment for work</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		2007, Continuous
<b>Information on implementation</b>	To date only part of the required up-to-date equipment has been procured. The procurement of remaining required equipment intended.			
<b>Indicators</b>	Equipment purchased and put to use	Small part of equipment	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 182</b>	<b><i>Securing functional working space for this organizational unit</i></b>			
<b>Responsible institution</b>	Police Directorate	<b>Timeframe</b>		2007
<b>Information on implementation</b>	The Department does not have a proper works space provided, but uses one office at the Zlatica camp. The office space for the needs of the NCB Interpol provided, currently being equipped in terms with Interpol requirements and standards.			
<b>Indicators</b>	Secured working space and secured technical and communication equipment	Not secured	<b>Rate</b>	<b>Partly implemented, deadline expired</b>

#### 4.7. EFFICIENT CRIMINAL PROSECUTION AND TRIAL / JUDICIARY

<b>Measure 183</b>	<b><i>Apply consistently the principle of random allocation of cases through the introduction of electronic case coding and allocation (using as much as possible the information technologies)</i></b>			
<b>Resp. institution</b>	Supreme Court	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Information system was established as a „pilot project“ in the basic courts of Podgorica&Zabljak and in the Supreme Court, meaning electronic system of cases assignment has not been introduced yet & it is to be implemented.			
<b>Indicators</b>	No of courts with electronic allocation of cases	3	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 184</b>	<b><i>Regular and ongoing supervision of court administration by the Ministry of Justice pursuant to the Law on Courts</i></b>			
<b>Resp. institution</b>	Ministry of Justice	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	In the period from adoption of Action Plan until the end of 2007, work of the Higher Court in Podgorica, Higher Court in Bijelo Polje and work of basic courts in Herceg Novi, Kotor, Bar, Ulcinj, Danilovgrad, Nikšić and Bijelo Polje were supervised. According to Draft Second Report of the National Commission, in 2007 11 basic and 2 higher courts were supervised. Courts acted upon 197 complaints of the Ministry of Justice, but it is unknown how many complaints Ministry submitted.			
<b>Indicators</b>	Acting upon reports of authorised officers of the Ministry of Justice	No info	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 185</b>	<b><i>Strict application of the provisions on disciplinary responsibility of judges and the dismissal procedure pursuant to the Law on Courts</i></b>			
<b>Resp. institution</b>	Judicial Council	<b>Timeframe</b>		Continuous
<b>Info on implem.</b>	Court Council has not been elected in the Parliament, and mandate of the previous Council expired on 2 Dec 2006.			
<b>Indicators</b>	No of proceedings compared to reported cases of disciplinary responsibility of judges	Council not elected	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 186</b>	<b><i>Strengthen the independence of the judiciary powers through the establishment of the independent judiciary budget</i></b>			
<b>Resp. institution</b>	Supreme Court, Ministry of Finance	<b>Timeframe</b>		2007
<b>Info on implem.</b>	Independent judiciary budget was not established.			
<b>Indicators</b>	Establish the independent judiciary budget	Not established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 187</b>	<b><i>Introduction of pre-training and specialisation, pursuant to the Law on Education and Training in Judiciary Bodies</i></b>			
<b>Resp. institution</b>	Judicial Training Centre	<b>Timeframe</b>	Continuous upon adoption of the Law on Judiciary education	
<b>Information on implementation</b>	<b>Judicial Training Center</b> has organized seven seminars: "Initial education" – Modulus II: Criminal Code - 26, "Process actions of witness protection" – 22, " Right to fair trial according to European Convention on Human Rights with special emphasis on duration of procedure" – 17, "Maritime Law" – 28. Center has also in cooperation with the American Consulate in Podgorica prepared and conducted the project within the "Speaker" Program in the area of responsibility of legal entities for criminal acts in June 2007 – total number of participants is not known.			
<b>Indicators</b>	No of persons who have undergone preliminary and ongoing training Specialisations	<b>Rate</b>	7 / no information	<b>Partly implemented, on time</b>

<b>Measure 188</b>	<b><i>Define the criteria and establish the procedures for the election of judges</i></b>			
<b>Resp. institution</b>	Judicial Council	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	<b>Court Council</b> has not been elected in the Parliament of Montenegro, and mandate of the previous council expired in December 2006.			
<b>Indicators</b>	Define the criteria and the procedures Criteria adopted at all levels	Not defined	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 189</b>	<b><i>Training of judges and court administration staff on corruption and organized crime</i></b>			
<b>Resp. institution</b>	Judicial Training Centre	<b>Timeframe</b>	Continuous	
<b>Sept 06 – July 07 Aug 07</b>	From the beginning of realization of the Action Plan until the end of August 2007, one training was organized in the area of corruption and organized crime, but number of participants is not known.			
<b>Indicators</b>	No of trainings, no of fields, total no of trainees and per fields	1/0	<b>Rate</b>	<b>Not implemented, dealine ongoing</b>
<b>Measure 190</b>	<b><i>Strengthening inter-institutional expert cooperation of courts and other competent bodies (Prosecutor's Office, Police Administration, Administration for Anti-corruption Initiatives, etc) observing the principle of division of powers</i></b>			
<b>Responsible institution</b>	Supreme Court, State Prosecutor, Police Administration, Administration for Anti-corruption Initiatives and other competent bodies	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	In the report submitted to the National Commission, SSP states that a tripartite commission was established consisting of representatives of police, judiciary and prosecutor's office. President of that commission is Deputy Supreme State Prosecutor Veselin Vučković who has developed a table framework according to which full monitoring of work on cases will be provided, starting from person who submits criminal charge, through actions and work of the state prosecutor to the court proceedings for all criminal acts with elements of corruption from Heads XXIII and XXXIV. Tripartite Commission held 11 sessions, but there is no information on other indicators.			
<b>Indicators</b>	No of meetings, no of cases discussed, no of interpretations of legal provisions, no of recommendations per meeting, quarterly and annually	No information	<b>Rate</b>	<b>No information, deadline ongoing</b>

#### 4.8. EXTERNAL AND INTERNAL AUDIT OF THE BUDGET

<b>Measure 191</b>	<b><i>External audit of the final budgetary account by State Auditors Institution</i></b>			
<b>Responsible institution</b>	State Auditors Institution	<b>Timeframe</b>	Annually (by the end of II quarter)	
<b>Information on implementation</b>	Annual Report of the State Auditing Institution -SAI for 2006 was published at the site <a href="http://www.dri.cg.yu">www.dri.cg.yu</a> , but it does not have any information based on which quality of implementation of measures could be evaluated, that is indicators determined, as specified in the Action Plan. According to the information from SAI site, that institution did not file any criminal charges after audits conducted.			
<b>Indicators</b>	External budgetary audit report, no of non-conformities and no of recommendations, no of corrective measures compared to total no of non-conformities, no of criminal charges after the audit	Developed for 2006 Unknown, Unknown, 0	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 192</b>	<b><i>Internal audit of budgetary spending by budgetary beneficiaries</i></b>			
<b>Responsible institution</b>	Ministry of Finance	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Responding to MANS' request for information, Ministry of Finance stated that do not posses information on internal audit. In december 2007 Strategy of Internal Financial Control for 2008-2012 was adopted that envisages establishment of intenal budgetary audit units. According to Draft Second Report of the National Commission, Department for the Internal Audit of the Ministry of Finance conducted 21 audits in 2007, while there is no data on other indicators.			
<b>Indicators</b>	Internal budgetary audit report, no of non-conformities and no of recommendations, no of corrective measures compared to total no of non-conformities, no of criminal charges after the audit	No information -, -	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 193</b>	<b><i>Audit of budgetary spending</i></b>			
<b>Responsible institution</b>	State Auditors Institution	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Three individual audits have been conducted: Financial statement of municipality of Ulcinj for 2005, Financial Statement of municipality of Kolašin for 2006, Financial Statement of municipality of Danilovgrad for 2006 and of the Republic Health Fund for 2006, available at <a href="http://www.dri.cg.yu">www.dri.cg.yu</a> , but there is no information based on which quality of implementation of measures could be evaluated, that is indicators determined. According to the information from SAI site, that institution did not submit any criminal charges after the audit conducted. Auditing of the Ministry of Culture is underway.			
<b>Indicators</b>	Budget audit report, no of non-conformities and no of recommendations,	5, unknown unknown, 0	<b>Rate</b>	<b>No information, deadline ongoing</b>

	no of corrective measures compared to the total no of non-conformities, no of criminal charges after the audit			
<b>Measure 194</b>	<b><i>Training of persons in charge of budget management and allocation</i></b>			
<b>Responsible institution</b>	State Auditors Institution and Human Resources Agency	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	<p><b>SAI</b> has in cooperation with German organization for technical cooperation - GTZ, organized 8 trainings: "Financial accounting operations" – 2 participants, " System of public officials" – 5 participants, "System of public finances and the state budget" – 6 participants, "Financial accounting operations"- 5 participants, "Planning and execution of the state budget" – 5 participants, "Planning and execution of the state budget" – 7 participants. In September a study trip was organized for 5 state auditors and a visit to the Supreme Auditing Institution of Poland within which workshops were organized referring to privatization of companies and prevention of corruption, while in October lectures referring to the following topics: "Audit of cross cut", "Audit of municipalities" and "Medium term plan of work" were organized, where number of participants is not known. SAI has organized the round table "External audit and local self-governance" for representatives of local self – governance. <b>Human Resource Management Agency</b> has organized 2 seminars (System of public finances and the state budget and Planning and execution of state budget) with 30 participants.</p>			
<b>Indicators</b>	No. of trainings, no. of participants, awareness of the responsible persons and the general public	8, 60, no information	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 195</b>	<b><i>Raising public awareness regarding the supervision of budgetary spending through the development and dissemination of a guide and a media campaign</i></b>			
<b>Responsible institution</b>	State Audit Institution	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	In July 2007 Comments on the Law on State Audit Institution was published which explains all legal aspects of audit referring to spending of budget funds. Apart from the experts' comments of the Law, a separate manual which would help citizens to understand the issue better was not made.			
<b>Indicators</b>	Guide prepared, no and type of training activities	Law comments, no information	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 196</b>	<b><i>Timely information provided to the public on budgetary spending and the implementation of planned audits pursuant to the Law on State Auditors Institution</i></b>			
<b>Responsible institution</b>	State Audit Institution	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	SAI states that public can be informed through the annual auditing report that is published in their site.			
<b>Indicators</b>	Annual and periodic reports of the State Auditors Institution	No periodic reports, no public campaign	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>



#### 4.9. PRIVATISATION COUNCIL

<b>Measure 197</b>	<b><i>Establishing procedures for reporting the conflict of interests in privatisation and their promotion</i></b>				
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	Immediately after adoption of the Action Plan		
<b>Information on implementation</b>	Procedure for reporting the cases of corruption in privatization with contact phone has been published in web site of the Agency for Restructuring of Economy and Foreign Investments of Montenegro. No report on conflict of interest has been filed in the process of privatization.				
<b>Indicators</b>	No of reports and, total no of decisions, no of positive and negative decisions, no of criminal charges	0, 0, 0, 0	<b>Rate</b>	<b>Partly implemented, deadline expired</b>	
<b>Measure 198</b>	<b><i>Setting up the website of the Privatisation Council</i></b>				
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006		
<b>Info on implem.</b>	Website of the Privatization Council is not set up.				
<b>Indicators</b>	Website set up	Not set up	<b>Rate</b>	<b>Not implemented, deadline expired</b>	
<b>Measure 199</b>	<b><i>Establish procedures and provide for publicity and transparency in the selection of advisors – renowned consultancy agencies</i></b>				
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006		
<b>Information on implementation</b>	No special procedures have been established. Articles 6 and 10 of the Decree of on sale of shares and assets via public tender ("Official Gazette" 65/2003) defines that the Tender Commission may engage experts to conduct expert operations and to provide assistance in organization of tenders and selection of best bidder.				
<b>Indicators</b>	The enactments adopted and the procedure in place, no of filed compared to the no of adopted complaints on the privatisation process involving foreign consultants	No special procedure in place	<b>Rate</b>	<b>Not implemented, deadline expired</b>	
<b>Measure 200</b>	<b><i>Enforcement of the Law on Free Access to Information and publication of privatisation contracts and tender commissions reports on the privatisation of companies and other information relevant for the privatisation process</i></b>				
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	Continuous		
<b>Information on implementation</b>	151 requests for information were received, out of which 146 from MANS, 3 from Association of Young Journalists of Montenegro, 1 from SNP and 1 from Association of Minority Shareholders CGS. No contract on privatization has been made public as requested by MANS, neither any of the reports of tender commissions.				
<b>Indicators</b>	No of requests received, no of positive/negative replies, no of published contracts, no of published reports of tender commissions	146, no information 0, 0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>	
<b>Measure 201</b>	<b><i>Set the discretionary authorities of the members of the Council, as stipulated by the law, the decisions of the Government and the Council, giving proposals for amendments of laws and decisions</i></b>				
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006		
<b>Info on implem.</b>	Discretionary authorities of the Council members were not set up.				
<b>Indicators</b>	No of analysed laws, decisions of the Government and the Council, total no of established & of reduced discretionary authorities	0, 0, 0, 0, 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>	

<b>Measure 202</b>	<b><i>Organize public discussions on privatisation</i></b>			
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006-2007	
<b>Information on implementation</b>	As of the time when the Action Plan came into force until the end of 2007 not a single public debate was organized.			
<b>Indicators</b>	Total no of organised public discussions and per company, no of amended privatisation strategies after the public discussions, no of participants per discussions	0/0 0 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 203</b>	<b><i>Establish a system to control investments in privatised companies</i></b>			
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	Procedure for control of investments in privatized companies is regulated with contracts on privatization. A unique system has not been established for all companies, and procedures for control of investments per company are not known. The Agency will engage the expert institution which will prepare analysis of quality of the established system of control of investments and their realization and review of all privatizations conducted so far.			
<b>Indicators</b>	System in place, no of companies included in the system, no of violations of privatisation contracts, no of terminated contracts due to non-compliance with contractual obligations	Not established unknown unknown, 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 204</b>	<b><i>Inclusion of minority shareholders of privatised companies in monitoring of the privatisation process</i></b>			
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	The Council has not defined procedures which would provide participation of minority shareholders in the process of monitoring of privatization.			
<b>Indicators</b>	Total no of consultations with minority shareholders per companies, no of consultations for already privatised companies and for those where privatisation is pending	0 0 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 205</b>	<b><i>Quarterly reports on corruption and privatisation</i></b>			
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006. Continuous	
<b>Info on implem.</b>	Quarterly reports were not made as of beginning of implementation of the Action Plan.			
<b>Indicators</b>	Quarterly reports	None	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 206</b>	<b><i>Inform the public and the employees of their rights to participate in decision-making and monitoring of the privatisation process</i></b>			
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	<b>Council for Privatization:</b> the requested documents do not exist. The Report of the <b>Agency</b> submitted to the National Commission states that the Agency informs citizens and employees on regular basis about their rights to participate in decision making and control of the process of privatization. According to data from media, as of adoption of the Action Plan until the end of 2007, no announcement for media of the Agency referred to citizens' participation.			
<b>Indicators</b>	No of disseminated copies of promotional materials, no of press conferences on the issue of public participation	0, 0, 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>

<b>Measure 207</b>	<b><i>Set up procedures for reporting non-compliances and corruption in privatisation and a phone line to report instances of corruption</i></b>		
<b>Resp. institution</b>	Privatization Council	<b>Timeframe</b>	2006
<b>Information on implementation</b>	Procedure and telephone number to report cases of corruption is in the web site of the Agency for Restructuring and Foreign Investments and it was published once in daily newspapers. As of establishment of procedure in July 2007, the Council received 9 reports about corruption in privatization that were forwarded to the Agency for Anti-Corruption initiative and the Agency directed them to the Police Directorate.		
<b>Indicators</b>	Total no of reports and anonymous tips, no of decisions, no of rejected reports, no of criminal charges	4, - 0, 0, 0	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 208</b>	<b><i>Establish a mixed working body to deal with cases, suggestions and complaints of the public on privatisation process</i></b>		
<b>Resp. institution</b>	Government of Montenegro	<b>Timeframe</b>	2006, Continuous
<b>Information on implementation</b>	The Government has established Commission for consideration of objections, complaints, proposals and suggestions of citizens and other entities to the process of privatization ("Official Gazette of the Republic of Montenegro", No. 36/07 from 15 June 2007) consisting of: President Miraš Radović, Minister of Justice, members: Branislav Janković, Manager for securities portfolio and legal operations management in Development Fund; MA Valentina Ivanović, Assistant to Director of the Republic Pension and Disability Insurance Fund; Bratislav Vukčević, Assistant to Director, Manager of the Research Sector, development and credits for self – employment in the Employment Agency; Stevan Karadaglić, Manager of Department for Associations and Economic Development in the Chamber of Commerce; Veselin Ivanović, Vice President of the Council of Confederation of Trade Unions of Montenegro; Branislav Begović, Assistant to General Secretary of the Union of Employers for social dialogue and collective bargaining; Milorad Katnić, Assistant to the Minister of Finance, Manager of Department for Economy, Finance, International Cooperation and System of Games of Chance ; Dragica Vučinić, Independent Advisor and in the Department for Health Protection in the Ministry of Health, Work and Social Welfare. The Commission has not met as of its establishment, while it received 4 complaints on privatization process.		
<b>Indicators</b>	Working body established, no of complaints regarding the privatisation process	Established 4	<b>Rate</b> <b>Partly implemented, deadline expired</b>

#### 4.10. DIRECTORATE FOR PREVENTION OF MONEY LAUNDERING

<b>Measure 209</b>	<b><i>Adoption of the new Regulations on Internal Organisation and Systematisation</i></b>		
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	2007
<b>Information on implementation</b>	Government of Montenegro in the session held on 30 December 2004 established the Rules on Procedure on internal organization and job description. However the new Law on Prevention of Money Laundering was adopted on 29 November 2007 after which new Rules of Procedure should be adopted. Proposal was sent to Government for adoption		
<b>Indicators</b>	Regulations adopted	-	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 210</b>	<b><i>Establishment of the Department for the Supervision of reporting entities</i></b>		
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	2007
<b>Information on implementation</b>	The Division will established after adoption of the new Rules of Procedure, because the new Law predicts expansion of authorities of the Directorate in the sense of gaining control function that would be performed through inspection supervision of certain group of taxpayers.		
<b>Indicators</b>	The Department for the Supervision of reporting entities established	Not established	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 211</b>	<b><i>Recruiting personnel as per the Regulations on Internal Organisation and Systematisation and training</i></b>		
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	2007
<b>Info on implem.</b>	Hiring of new personnel will be conducted after adoption of the new Rules of Procedure.		
<b>Indicators</b>	No of new employees, total no of trainings, no of trainees	0, 0, 0	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 212</b>	<b><i>Participation to seminars organised by international institutions</i></b>		
<b>Responsible institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	Representatives of the Directorate for Prevention of Money Laundering (APML) have participated in the following trainings: in cooperation with EXBC, office of the USA Embassy in Belgrade "Prevention of expansion of OMU in sea ports" -1 participant, in cooperation with the Governments of Slovenia and France "European way of Montenegro" – 1 participant in cooperation with DTRA "Prevention of dissemination of arms of mass destruction" – 1 participant, in cooperation with IMF and Italian Guardi di finanze "Typology of money laundering and financing of terrorism" – 1 participant, in organization of the Office for Technical Assistance of the USA Government in Montenegro „Prevention of Money Laundering“, Wiena, Austria – Seminar on Information Technology in FOS, in organization of International Monetary Fund and Egmont group, Becici - Seminar on typologies of money laundering: Use of Securities in schemes of money laundering and money laundering and forgery of products and goods / Commercial forgery; in organization of MONEYVAL and the Agency, Bečići, Seminar for the Balkan countries: "Prevention of Money Laundering" in organization of the European Bank for reconstruction and Development (EBRD).		
<b>Indicators</b>	Increased level of training of the employees	8/unknown	<b>Rate</b> <b>Implemented, on time</b>

<b>Measure 213</b>	<b><i>Participation of the representatives of the Administration in the working groups of the Egmont Group</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Directorate took part in 2 meetings of working groups of EGMONT group, but there is no information about adoption of good practice of other countries.			
<b>Indicators</b>	Adopted best practices from other countries	Unknown	<b>Rate</b>	<b>No information, on time</b>
<b>Measure 214</b>	<b><i>Preparation of the amended list of indicators of suspicious transactions</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	2006. Continuous	
<b>Information on implementation</b>	Directorate has developed the Revised list of indicators of suspicious transactions on 15 March 2007. Total number of new indicators is 65. The list of indicators is published at <a href="http://www.uprava-spn.vlada.cg.yu">www.uprava-spn.vlada.cg.yu</a> . Measure was implemented without consultations with Central Bank of Montenegro.			
<b>Indicators</b>	Total number of new indicators	Unknown	<b>Rate</b>	<b>Implemented, deadline expired</b>
<b>Measure 215</b>	<b><i>Delivery of the amended list of indicators of suspicious transactions to reporting entities and monitoring its application</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Revised list contain 65 indicators, but there is no data about the taxpayers who have brought their lists of indicators of suspicious transactions.			
<b>Indicators</b>	No of reporting entities who adopted their lists of indicators of suspicious transactions	Unknown	<b>Rate</b>	<b>No information, deadline ongoing</b>
<b>Measure 216</b>	<b><i>Organizing seminars for authorised persons of reporting entities and the employees having direct contact with clients</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	A seminar was held in Igalo from 20-22 June, 50 participants (representatives of banks, market of capital, agencies for trading and car dealers): "Indicators of suspicious transactions and their application in practice".			
<b>Indicators</b>	No of seminars per institutions and fields	1/50	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 217</b>	<b><i>Organizing seminars for authorised persons of reporting entities and state bodies in order to transfer knowledge acquired at the international seminars</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous	
<b>Info on implem.</b>	An advisory meeting was held with authorized brokers of the Central Depository Agency.			
<b>Indicators</b>	Total number of organized consultations	1	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 218</b>	<b><i>Innovate individual cooperation agreements with FIU from the region and entering into new agreements</i></b>			
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	Agreements were signed with FIU of Portugal, Russian Federation and Poland, but none of the agreements was signed with the countries in the region.			
<b>Indicators</b>	Total no of new agreements	0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>

<b>Measure 219</b>	<b><i>Regional meetings with the FIU from the neighbouring countries</i></b>		
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	A meeting was organized with the Financial Information Center UNMIK Kosovo and with the director of the Agency for Prevention of Money Laundering of Serbia. Regional conference in Bečići was organized by the Secretariat of OSCE, Mission of OSCE and the UN Office on fight against drugs UNDOC. In the conference representatives of financial intelligence, prosecutor's office and police services from Montenegro, Serbia, Macedonia, B&H, Croatia, Albania, Bulgaria, Moldavia and Romania took part.		
<b>Indicators</b>	Number of regional meetings	3	<b>Rate</b> <b>Partly implemented, on time</b>
<b>Measure 220</b>	<b><i>Innovate individual cooperation agreements with other authorised public bodies and organisations and entering into new agreements</i></b>		
<b>Responsible institution</b>	Directorate for Preventing Money Laundering, Central Bank of Montenegro, Customs Administration	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	The Agreement on cooperation was signed between CBCG and APML (USPN). Other agreements have not been signed neither have the present ones been innovated.		
<b>Indicators</b>	Total no of new agreements, & innovated ones	1, 0	<b>Rate</b> <b>Partly implemented, deadline ongoing</b>
<b>Measure 221</b>	<b><i>Strengthening inter-institutional professional cooperation of the competent bodies regarding the implementation of the Law on Prevention of Money Laundering and Financing Terrorism</i></b>		
<b>Resp. institution</b>	Directorate for Preventing Money Laundering	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	The Directorate has processed 97 cases through inter-institutional professional cooperation of the bodies authorized. Those data are made public at least once a year in press conferences. Tax Administration forwarded 2 contracts on real-estate purchasing but there is no data whether they were processed.		
<b>Indicators</b>	No of cases processed through institutional cooperation	97	<b>Rate</b> <b>Implemented, on time</b>

#### 4.11. PUBLIC PROCUREMENT COMMISSION

<b>Measure 222</b>	<i>Training of staff for the implementation of the new law (Public Procurement Commission, public procurement officers and bidders)</i>		
<b>Resp. institution</b>	Public Procurement Commission, Human Resources Agency, Ministry of Finance	<b>Timeframe</b>	2006 - 2007
<b>Information on implementation</b>	<p><b>Human Resource Management Authority</b> organized trainings for 43 participants.</p> <p><b>Commission for control of public procurement actions:</b> a one-day training program was held for almost 200 employees from departments for public procurement and members of the Commission for opening and valuation of bids, in the towns of Bijelo Polje, Nikšić and Budva until June 2007. In this period of time a training within CARDS projects "Strengthening of capacities of the Commission for Public Procurement" was held too. Then the Commission established competencies and directed to the <b>Directorate for Public Procurement</b>. According to the report of the Directorate, submitted to the National Commission in cooperation with experts of SIGME/OECD and European Agency for Reconstruction, a one-day training was organized for 50 employees for public procurement.</p>		
<b>Indicators</b>	No of trainings, no of staff trained	4, 293	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 223</b>	<i>Drafting by-laws</i>		
<b>Respon. institution</b>	Ministry of Finance	<b>Timeframe</b>	2007
<b>Info on implem.</b>	By-laws related to the process of public procurement are published in the Official Gazette No. 71/06		
<b>Indicators</b>	Adopted by-laws	Adopted	<b>Rate</b> <b>Implemented, on time</b>
<b>Measure 224</b>	<i>Develop Public Procurement Manual</i>		
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2006
<b>Info on implem.</b>	Manual was not developed.		
<b>Indicators</b>	Developed Manual	Not developed	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 225</b>	<i>Develop comparative analysis on the protection of the rights of bidders in the Western Balkan countries</i>		
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2007
<b>Information on implementation</b>	According to the statements of the Commission for Public Procurement, comparative analysis was conducted within the CARDS project implemented by "FINEUROP" company, Italy. According to the last report of the Directorate for Public Procurement this action was not implemented because of lack of funds even though earlier replies of the Commission say that funds were provided from the CARDS project.		
<b>Indicators</b>	Comparative analysis done	No information	<b>Rate</b> <b>Not implemented, deadline expired</b>
<b>Measure 226</b>	<i>Set up a phone line for reporting irregularities in public procurement (with the elements of corruption)</i>		
<b>Resp. institution</b>	Public Procurement Commission, Public Procurement Directorate	<b>Timeframe</b>	2006
<b>Information on implementation</b>	Directorate for Public Procurement states that telephone line for reporting of irregularities was opened but not advertised, and there is no data about the reported cases of corruption.		
<b>Indicators</b>	Phone line set up, no of processed compared to the no of filed complaints	Set up, Unknown	<b>Rate</b> <b>Partly implemented, deadline expired</b>

<b>Measure 227</b>	<b><i>Inform the competent bodies on established irregularities with the elements of corruption in the public procurement procedures</i></b>			
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	Continuous	
<b>Info on implem.</b>	There were no criminal charges based on observed irregularities.			
<b>Indicators</b>	No of submitted pieces of information compared to established irregularities, no of criminal charges of the police based on irregularities observed by the Public Procurement Commission	0 /? 0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 228</b>	<b><i>Provisions of conditions for the implementation of the Public Procurement Law regarding the electronic public procurement system</i></b>			
<b>Resp. institution</b>	Public Procurement Commission, Public Procurement Directorate	<b>Timeframe</b>	2007	
<b>Info on implem.</b>	The electronic public procurement system was not established			
<b>Indicators</b>	The electronic public procurement system established	Not established	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 229</b>	<b><i>Creation of the electronic register book</i></b>			
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2008	
<b>Info on implem.</b>	Development of the electronic register book is ongoing within CARDS project.			
<b>Indicators</b>	Electronic register book established	Ongoing	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 230</b>	<b><i>IT training for public procurement officers and bidders</i></b>			
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2008	
<b>Info on implem.</b>	Training was not organized.			
<b>Indicators</b>	No of trainings, no of staff trained	0, 0	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 231</b>	<b><i>Report of the Public Procurement Commission on the state of affairs of the public procurement, observed irregularities and proposed measures to improve the system</i></b>			
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2008	
<b>Info on implem.</b>	Report was not developed as there were no reports of irregularities.			
<b>Indicators</b>	Report, recommendations and application of recommendations	Report was not developed	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 232</b>	<b><i>Human resources development</i></b>			
<b>Resp. institution</b>	Public Procurement Commission, Parliament of Montenegro	<b>Timeframe</b>	2006. Continuous	
<b>Info on implem.</b>	One manager was employed in Commission, while there is no information on new employment in Directorate.			
<b>Indicators</b>	Increase the no of staff	?	<b>Rate</b>	<b>No information, deadline expired</b>
<b>Measure 233</b>	<b><i>Intensify training of staff</i></b>			
<b>Resp. institution</b>	Public Procurement Commission	<b>Timeframe</b>	2006 Continuous	
<b>Information on implementation</b>	Three employees from the Commission were trained within CARDS project, but there is no detailed information about this. In September 2007 representatives of the Commission took part in work of the Working Group on anti-corruption in Romania and in International Conference organized by the Government of Bulgaria and SIGMA in Sofia. There is no information about training of personnel in the Directorate for Public Procurement.			
<b>Indicators</b>	No of trainings, no of staff trained	-, -	<b>Rate</b>	<b>No information, deadline expired</b>



#### 4.12. COMMISSION FOR CONFLICT OF INTERESTS

<b>Measure 234</b>	<b><i>Adoption of the new Law on Conflict of Interests</i></b>		
<b>Resp. institution</b>	Parliament of Montenegro, Commission for Conflict of Interests	<b>Timeframe</b>	2006
<b>Information on implementation</b>	In October MANS established a working group consisting of representatives of Parliamentary political parties. The working group developed the first draft Law based on experiences from the region. Immediately after the working group was established, Ministry of Interior and Public Administration started to develop their version of the Law in cooperation with the Commission for Establishment of Conflict Interests. They made the Draft Law and forwarded it to other state bodies for their opinion.		
<b>Indicators</b>	Law adopted	Drafting in process	<b>Rate</b> Partly implemented, deadline expired
<b>Measure 235</b>	<b><i>Harmonise the definition of public officials with UN Convention against Corruption (art.2 of the Convention)</i></b>		
<b>Responsible institution</b>	Commission for Conflict of Interests, Parliament of Montenegro, Ministry of Interior and Public Administration	<b>Timeframe</b>	2006
<b>Information on implementation</b>	Definition of public official has not been changed neither has it been harmonized with the Convention of UN against of corruption.		
<b>Indicators</b>	Harmonised definition of public officials	Not harmonized	<b>Rate</b> Not implemented, deadline expired
<b>Measure 236</b>	<b><i>Introduction of efficient and proportional punishments, leading even to dismissal</i></b>		
<b>Responsible institution</b>	Commission for Conflict of Interests, Parliament of Montenegro, Ministry of Interior and Public Administration	<b>Timeframe</b>	2006
<b>Info on implem.</b>	The Law has not been changed neither has efficient and proportional sanctions regime been introduced.		
<b>Indicators</b>	Introduction of adequate and efficient sanctions	Not introduced	<b>Rate</b> Not implemented, deadline expired
<b>Measure 237</b>	<b><i>Envisage sanctions for false declaration of income and assets</i></b>		
<b>Responsible institution</b>	Commission for Conflict of Interests, Parliament of Montenegro, Ministry of Interior and Public Administration	<b>Timeframe</b>	2006
<b>Information on implementation</b>	The Law has not been changed neither has adequate sanction been introduced for reporting false data about income and property.		
<b>Indicators</b>	Prescribed sanctions	Not prescribed	<b>Rate</b> Not implemented, deadline expired
<b>Measure 238</b>	<b><i>Establish by the Law on Conflict of interest the obligation of the Commission to verify and determine the accuracy of data on income and assets</i></b>		
<b>Responsible institution</b>	Commission for Conflict of Interests, Parliament of Montenegro	<b>Timeframe</b>	2006
<b>Information on implementation</b>	The Law has not been changed neither has the duty of the Commission to verify and determine accuracy of data about reported income and property been introduced.		
<b>Indicators</b>	Defined obligation	Not defined	<b>Rate</b> Not implemented, deadline expired

<b>Measure 239</b>	<b><i>Application of the obligation to submit information to the State prosecutor on false declaration off assets</i></b>		
<b>Resp. institution</b>	Commission for Conflict of Interests	<b>Timeframe</b>	Continuous
<b>Information on implementation</b>	The Commission has submitted 5 notifications about illegal gaining of income to the State Prosecutor. There is no data about the number of irregularities found.		
<b>Indicators</b>	No of submitted pieces of information compared to the no of irregularities determined	5 / ?	<b>Rate</b> <b>Partly implemented, deadline ongoing</b>
<b>Measure 240</b>	<b><i>Training for public officials (local officials)</i></b>		
<b>Resp. institution</b>	Commission for Conflict of Interests	<b>Timeframe</b>	2006. Continuous
<b>Info on implem.</b>	The Commission has organized 9 seminars for 200 public officials.		
<b>Indicators</b>	No of trainings, no of trainees	9 / 200	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 241</b>	<b><i>Training for NGO representatives</i></b>		
<b>Resp. institution</b>	Commission for Conflict of Interests	<b>Timeframe</b>	2006. Continuous
<b>Information on implementation</b>	The Commission has organized one (1) seminar for education of representatives of NGOs which was attended by 2 participants.		
<b>Indicators</b>	No of trainings, no of trainees	1, 2	<b>Rate</b> <b>Partly implemented, deadline expired</b>
<b>Measure 242</b>	<b><i>Training for Journalists</i></b>		
<b>Resp. institution</b>	Commission for Conflict of Interests	<b>Timeframe</b>	2006. Continuous
<b>Info on implem.</b>	The Commission has organized one seminar for 2 journalists.		
<b>Indicators</b>	No of trainings, no of trainees	1, 2	<b>Rate</b> <b>Partly implemented, deadline expired</b>

#### 4.13. TAX ADMINISTRATION

<b>Measure 243</b>	<b><i>Setting up a phone line to report corruption in Tax Administration and making six-month reports</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>		2006. Continuous
<b>Information on implementation</b>	Established is a telephone line 9707 in December 2006. Data from the reply of the Administration submitted to MANS and the reports submitted to the National Commission do not match. As of establishment of the telephone line, there were 739 reports to the telephone number 9707, and only one referred to corruption of taxation inspector and has been submitted to the Police Administration. Via „box for complaints and objections of citizens“ no reports were filed with elements of corruption.			
<b>Indicators</b>	No of reported instances of corruption, no of filed complaints compared to no of reported, reports posted at the website	1, 1/1 Posted	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 244</b>	<b><i>Annual research on current conditions, different forms, causes and methods of corruption in Tax Administration</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Tax Administration has conducted a number of public surveys through their web site about their work, but it did not make any research about present conditions, appearance, causes and methods of corruption origin in the tax administration. The Administration mentions that citizens were provided the possibility to express their views and opinions by calling the phone number 9707.			
<b>Indicators</b>	No of researches, no of fields covered by research, posted at the Tax Administration's website	0, 0 -	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 245</b>	<b><i>Training of staff of the Internal Control Department</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>		2007
<b>Information on implementation</b>	<p>In the data submitted by the Tax Administration about implementation of this measure, information about trainings of employees of the Tax Administration was submitted but not the information about employees of the Division for Internal Control. According to the statements of the Administration, 41 trainings were organized for almost 150 participants, which "had elements of ethical and anti-corruptive actions", including:</p> <ul style="list-style-type: none"> <li>• 7 "General and specialized trainings", 93 participants. Within these trainings a one-day presentation should be pointed out delivered for 20 chiefs and authorized officers by experts of the Tax Administration and Customs of Her Majesty in Great Britain, organized by the Consulting Company EU CAFAO.</li> <li>• "Prevention of corruption" - a three-day training for tax inspectors &amp; officers of the Division for Internal Control, 12 employees.</li> <li>• Human Resources Management Agency organized a three-day seminar: "Corruption in public administration - repressive and preventive character"; two tax inspectors were present.</li> <li>• In the same period 26 "External trainings in the territory of Montenegro" were held where 36 employees took part, and each training had elements of ethical and anti-corruption actions.</li> <li>• 6 "External trainings abroad"; 6 employees took part.</li> <li>• "Code of conduct in taxation of business activity"; trainers were representatives of EU CAFAO; number of participants is not known.</li> </ul>			
<b>Indicators</b>	no of trainings and no of participants	48, 226	<b>Rate</b>	<b>No information, deadline expired</b>

<b>Measure 246</b>	<b><i>Development of Rules of Operation for the Internal Control Department</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007	
<b>Info on implem.</b>	Rules of Operation for Internal Control Department was adopted 20 November 2006.			
<b>Indicators</b>	Developed Rules of Operation	Adopted	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 247</b>	<b><i>Development of six-month reports on performed internal controls</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	Data that the Taxation Administration submitted to the National Commission indicate that from the beginning of implementation of the Action Plan "within regular activities and control-supervision procedures, no irregularities were detected that refer to corruption actions of employees in the Administration and in relation to that there were no reasons for initiation of any procedures for establishment of their responsibility. "According to the statements of Administration from the beginning of implementation of the Action Plan until the end of 2007, several thousands of "internal control-supervision procedures were conducted regarding regularity of executed inspection supervisions within branch offices by the managers of branch offices and inspectors – quality controllers, and no irregularities have been found that would indicate corruptive behavior of tax inspectors or other personnel." Via boxes for citizens complaints in the reporting period no report was submitted with elements of corruptive behavior of the employees in the tax body. In information submitted to National Commission, Administration claims that six-months reports are developed, that no irregularity was reported, but those reports are not available to public.			
<b>Indicators</b>	No of reports, no of identified irregularities, no reports compared to the no of identified irregularities	Unknown, 0, 0	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 248</b>	<b><i>Strengthening external control through appointing an authorised officer to supervise the operation of the Tax Administration</i></b>			
<b>Resp. institution</b>	Ministry of Finance	<b>Timeframe</b>	2007	
<b>Info on implem.</b>	Department for tax and customs system is responsible for supervision over work of Tax Administration			
<b>Indicators</b>	Authorised officer appointed	-	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 249</b>	<b><i>Strengthening external control through six-month reporting on supervision and their posting on the websites of the Ministry of Finance and the Tax Administration</i></b>			
<b>Resp. institution</b>	Ministry of Finance	<b>Timeframe</b>	2007	
<b>Info on implem.</b>	Ministry of Finance does not have information on supervision over work of Tax Administration.			
<b>Indicators</b>	No of reports, no of identified irregularities, no reports compared to the no of identified irregularities	0, 0 0	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 250</b>	<b><i>Rotation of employees in Tax Administration (Financial Police)</i></b>			
<b>Responsible institution</b>	Tax Administration	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	No rotation has been made.			
<b>Indicators</b>	No of positions for which it was established to be involved in the rotation scheme, rotation frequency	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>

<b>Measure 251</b>	<b><i>Development of a Code of Ethics for public servants within the Tax Administration</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007	
<b>Info on implem.</b>	Code of Ethics for public servants within the Tax Administration was adopted on 20 November 2006.			
<b>Indicators</b>	Code of Ethics made	Developed	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 252</b>	<b><i>Introduction of IT system with a unique database</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	All branch and regional offices (21) are connected into a unique information system. Underway is development of the Project on unified registration and of the system of reporting of accrual and collection of taxes and contributions on the basis of the Agreement on delivery of application software of the Tax Administration signed by the Ministry of Finance and the consulting company "Hermes soft lab"			
<b>Indicators</b>	IT system with a unique database established	Developed	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 253</b>	<b><i>IT training of staff</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007-2008. Continuous	
<b>Information on implementation</b>	Training for computer literacy was completed by 302 employees, and one of the conditions to commence employment is computer knowledge.			
<b>Indicators</b>	No of trainings, no of staff involved	Unknown, 302	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 254</b>	<b><i>Improve cooperation with the police and prosecutors</i></b>			
<b>Resp. institution</b>	Tax Administration	<b>Timeframe</b>	2007-2008	
<b>Information on implementation</b>	Agreement on Cooperation with Supreme State Prosecutor was signed in January 2007 and with Police Directorate in March 2007.			
<b>Indicators</b>	Agreements signed	Signed	<b>Rate</b>	<b>Implemented, on time</b>
<b>Measure 255</b>	<b><i>Enable the police to have direct access to Tax Administration databases</i></b>			
<b>Resp. institution</b>	Tax Administration, Police Directorate	<b>Timeframe</b>	2007. Continuous	
<b>Information on implementation</b>	Police was provided a direct access and use of data base of Tax Administration. Information system of the Tax Administration for the central register of tax payers that contains tax identification number (PIB), name, address of the place of business, place and address of head offices with phone number are made available to the Police Administration in electronic form with periodical submission in adequate periods of time at proposal of the Police Administration. Submission of data from taxes bookkeeping as needed for resolution of concrete criminal acts, will be conducted at urgent procedure. Number of reports submitted on the basis of implementation of the Agreement is not known.			
<b>Indicators</b>	No of criminal charges based on irregularities identified through Tax Administration's database	-	<b>Rate</b>	<b>Partly implemented, on time</b>

#### 4.14. CUSTOMS ADMINISTRATION

<b>Measure 256</b>	<b><i>Set up a phone line for reporting instances of corruption in Customs Administration and six-month reporting</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2006.Continuous	
<b>Information on implementation</b>	In Customs Administration there is no telephone line to report corruption but only the Customs open line for reporting of irregularities related to customs procedures. Seven report was filed for unprofessional work of the customs officers, but there is no information whether they were forwarded to Police Directorate.			
<b>Indicators</b>	No of reported instances of corruption, no of complaints filed with competent bodies compared to the number of instances, reports posted at the Customs Administration website	1, 0, Not published	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 257</b>	<b><i>Development of Guidelines for the citizens</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2006.Continuous	
<b>Info on implem.</b>	Guidelines for citizens not developed.			
<b>Indicators</b>	Guidelines developed	Not developed	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 258</b>	<b><i>Annual research of the current state of affairs, different forms, causes and methods of occurrence of corruption in customs services</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	Survey on the level of corruption in customs service was conducted in June 2006, but not the surveys on present conditions, appearances, causes and methods of origin of corruption in customs administration.			
<b>Indicators</b>	Research of the corruption level within the customs services	Not done	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 259</b>	<b><i>Training of staff of the Internal Control Department</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	According to the Customs Administration within CAFAO Mission in Montenegro, realization of certain components of the project was delaying, and as of adoption of the Action Plan trainings of personnel was organized for officers of the Division for Internal Control: combat against corruption, Training for specialists, Study visit to Letonia in the area of internal operations and professional standards, an officer of the Division for Internal Control participated in presentation of senior management of Customs Administration of the United Kingdom: "Prevention of corruption".			
<b>Indicators</b>	no of trainings undertaken and no of persons who have undergone training	4, unknown	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 260</b>	<b><i>Development of Rules of Operation for the Internal Control Department</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	Draft Rules of Procedure on work of the Division for Internal Control were forwarded to organizational units for their opinion and suggestions, adoption was expected in December 2007 but there is no information whether they were adopted.			
<b>Indicators</b>	Rules of Operation made	Draft Rules developed	<b>Rate</b>	<b>No information, deadline expired</b>

<b>Measure 261</b>	<b><i>Development of six-month reports on performed internal controls</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>		2007
<b>Information on implementation</b>	According to the statements of the Customs Administration, reports on internal control have been written, but they were not available to us even though we have submitted a request for information. From the data submitted to the National Commission Administration conducted 27 investigations, based on three information was delivered to the State Prosecutor, while in 5 cases disciplinary measures were proposed			
<b>Indicators</b>	No of reports, no of irregularities identified, no of reports compared to the number of irregularities identified	No information, no information 8/?, 3/8	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 262</b>	<b><i>Strengthening external control through appointing an authorised officer to supervise the operation of the Customs Administration</i></b>			
<b>Resp. institution</b>	Ministry of finance	<b>Timeframe</b>		2007
<b>Info on implem.</b>	Department for tax and customs system is responsible for supervision over work of Customs Administration.			
<b>Indicators</b>	Authorised officer appointed	Not appointed	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 263</b>	<b><i>Strengthening external control through six-month reporting on supervision and their posting on the websites of the Ministry of Finance and the Customs Administration</i></b>			
<b>Resp. institution</b>	Ministry of finance	<b>Timeframe</b>		2007
<b>Info on implem.</b>	Ministry do not posses six-month reports on supervision.			
<b>Indicators</b>	No of reports, no of irregularities identified, no of reports compared to the number of irregularities identified	-	<b>Rate</b>	<b>Not implemented, deadline expired</b>
<b>Measure 264</b>	<b><i>Development of a Code of Ethics for public servants within the Customs Administration</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>		2007
<b>Information on implementation</b>	Code of Ethics for public servants within Customs Administration was not developed. Code drafting started with assistance of EU CAFAO advisor			
<b>Indicators</b>	Code of Ethics developed	Drafting started	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 265</b>	<b><i>Rotation of employees in Customs Administration</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Almost 500 rotations of employees were made but number of jobs where rotation is needed and its frequency is not known.			
<b>Indicators</b>	No of positions for which it was established to be involved in the rotation scheme, rotation frequency	- , -	<b>Rate</b>	<b>Implemented, deadline ongoing</b>
<b>Measure 266</b>	<b><i>Introduction of IT system with a unique database</i></b>			
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>		2007 - 2008
<b>Information on implementation</b>	Customs information system (April 3), Project "Automatic counter" (December 5), Electronic exchange of data (May 6).			
<b>Indicators</b>	IT system with a unique database established	Established	<b>Rate</b>	<b>Implemented, on time</b>

<b>Measure 267</b>	<b><i>IT training of staff</i></b>		
<b>Resp. institution</b>	Customs Administration	<b>Timeframe</b>	2007-2008. Continuous
<b>Info on implem.</b>	According to the Draft Second Report of the National Commission, 6 IT trainings were organised.		
<b>Indicators</b>	No of trainings, no of staff involved	6, -	<b>Rate</b> <b>No information, deadline ongoing</b>
<b>Measure 268</b>	<b><i>Sign agreements of cooperation</i></b>		
<b>Responsible institution</b>	Customs Administration, Supreme State Prosecutor, Police Directorate	<b>Timeframe</b>	2007 -2008
<b>Information on implementation</b>	Agreement with Prosecutors office was signed. In October the Agreement on mutual cooperation of the Police Administration and Customs Administration was harmonized but not signed yet.		
<b>Indicators</b>	Agreements signed	One agreement signed	<b>Rate</b> <b>Partly implemented, deadline ongoing</b>
<b>Measure 269</b>	<b><i>Enable the police to have direct access to Customs Administration databases</i></b>		
<b>Responsible institution</b>	Customs Administration, Police Directorate	<b>Timeframe</b>	2007. Continuous
<b>Information on implementation</b>	Police Administration does not have possibility to use data base of the Customs Administration.		
<b>Indicators</b>	No of criminal charges based on irregularities identified through Customs Administration's database	-	<b>Rate</b> <b>Not implemented, deadline expired</b>



## 15. DIRECTORATE FOR ANTICORRUPTION INITIATIVE

<b>Measure 270</b>	<i>Enhance human and financial resources of the Administration to monitor the implementation of the Action Plan, as well as provide expert and technical assistance for the work of the National Commission</i>			
<b>Responsible institution</b>	Directorate for Anticorruption Initiative, Ministry of finance	<b>Timeframe</b>	Continuous, Immediately after adotion of the Action Plan	
<b>Information on implementation</b>	Administration doe not have special report on special skills needed for monitoring of implementation of the Action Plan, and two new people were hired.			
<b>Indicators</b>	Build capacities of the Administration to monitor the implementation of the Action Plan	-	<b>Rate</b>	<b>Partly implemented, deadline expired</b>
<b>Measure 271</b>	<i>Gather reports of competent bodies and institutions on the implementation of measures envisaged by the Action Plan and expert analysis of these reports</i>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	The Administration is not submitted reports on implementation of measures of the Action Plan (in line with Article 17 of the Rules of Procedure of the National Commission), but instead to the Police Administration, and the therein Administration does not have expert analysis of the report.			
<b>Indicators</b>	No of reports, no of expert analysis	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 272</b>	<i>Draft proposals for possible amendments to the Action Plan</i>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Info on implem.</b>	The Administration has never submitted proposals for changes of the Action Plan to the National Commission.			
<b>Indicators</b>	Ratio between drafted and adopted proposals, ongoing updating of the Action Plan	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 273</b>	<i>Drafting documents and proposals to be adopted by the National Commission</i>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	The Administration has submitted to the National Commission monthly reports, proposal of the Rules of procedure of the National Commission as well as the Decision on establishment of the National Commission and the list of bodies authorized.			
<b>Indicators</b>	Efficient operation of the National Commission	No info	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 274</b>	<i>Establish a Department for Public Complaints and adopt the new Rules of Internal Organisation and Systematisation of the Administration fro Anti-corruption Initiative</i>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	2007	
<b>Information on implementation</b>	In the session of the Government 19 July 2007 the new Rules of Procedure were defined which predict establishment of one service and two divisions that have not been established yet. No info on no of reports.			
<b>Indicators</b>	The Department established, the Rules adopted, no of reported instances of corruption, no of reports referred to competent bodies	Not established, adopted -,-	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>

<b>Measure 275</b>	<b><i>Development and dissemination of information and promotion materials</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	The Administration developed and distributed the materials to the participants of lecture about fight against corruption which they developed in cooperation with the Ministry of Education and Science held in May and June at faculties. In August 2007 it developed and distributed material to pupils and students hostels. They have been published in dailies. The Administration has within the project with UNDP in Nov 2007 completed the brochure "On corruption – Anticorruption measures and activities" and posters "Corruption must not be a way out".			
<b>Indicators</b>	information and promotion materials developed and disseminated	Developed and distributed	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 276</b>	<b><i>After the ratification of the Council of Europe's Civil and Legal Convention on Corruption, coordinate the activities on its full implementation</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		Continuous
<b>Information on implementation</b>	Civil law connection has been ratified but there the Administration did not have any other activities in terms of application.			
<b>Indicators</b>	Ratification	Ratified	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 277</b>	<b><i>Analysis of current legislation to determine the level of alignment with the provisions of the UN Convention against Corruption (UNCAC)</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		2007 – 2008
<b>Information on implementation</b>	Analysis of harmonization of the national legislation with the UN Convention against corruption was submitted, and innovated in cooperation with the OSCE Mission and the Office of UNDP in line with inputs of the authorized bodies as of May 2007, and in August the Administration submitted "Self-assessment checklist on the implementation of the UNCAC". UN experts analyzed compliance in cooperation with the Administration regarding the Law on Public Procurement, Criminal Code, Criminal Procedure Code and the Law on Conflict of Interests with UNCAC.			
<b>Indicators</b>	Analysis conducted and defined level of harmonisation	4 laws analyzed	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 278</b>	<b><i>Amendments to current legislation and undertaking specific measures towards full implementation of UNCAC</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		2007 – 2008
<b>Information on implementation</b>	The Administration did not participate in development of the proposal of changes and amendments of the law and other documents for the purpose of harmonization of legislature and implementation of the UNCAC.			
<b>Indicators</b>	Level of harmonisation of the legislative framework with the UN Convention against Corruption	-	<b>Rate</b>	<b>Not implemented, deadline ongoing</b>
<b>Measure 279</b>	<b><i>Coordinate activities regarding compliance with the binding recommendations from the Council of Europe's Report (GRECO) on the assessment of the anticorruption measures and activities in the</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>		Nakon dostavljanja Izveštaja GRECO-a
<b>Info on implem.</b>	A special report was not made. The report will be made in May 2008.			
<b>Indicators</b>	GRECO report on the implementation of binding recommendations	-	<b>Rate</b>	<b>No information, deadline ongoing</b>

<b>Measure 280</b>	<b><i>Coordinate activities undertaken within the Coordinate activities (SPAI)</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	Continuous	
<b>Information on implementation</b>	Report of the Administration on implementation of national priorities from the Declaration on 10 joint measures for prevention of corruption. In October in Podgorica XI meeting of the Steering Group of the Anti – corruption initiative SPAI was held where modalities of future functioning of this regional initiative were discussed. New chairperson of the Initiative was elected, MA Vesna Ratković and new name of the initiative was adopted RAI – Regional anti-corruption initiative, which is a successor of the so far national SPAI. Then Action Plan was adopted for 2008 and 2009. The following report of Administration on implementation of national priorities from the Declaration on 10 joint measures for prevention of corruption should have been submitted in December 2007, but there is no data about it.			
<b>Indicators</b>	Progress attained in the implementation of the Declaration on 10 joint measures for fight against corruption in SEE	No SPAI assessment, Directorate: implemented 3 out of 10	<b>Rate</b>	<b>Partly implemented, deadline ongoing</b>
<b>Measure 281</b>	<b><i>Finalize activities undertaken within PACO Impact project of the CoE</i></b>			
<b>Resp. institution</b>	Directorate for Anticorruption Initiative	<b>Timeframe</b>	2006	
<b>Information on implementation</b>	Activities predicted by the project have been realized, report for the period of implementation has been submitted, March 2004 - July 2006			
<b>Indicators</b>	Council of Europe’s report on the implementation of the work plan of the PACO Impact project	-	<b>Rate</b>	<b>Implemented, on time</b>