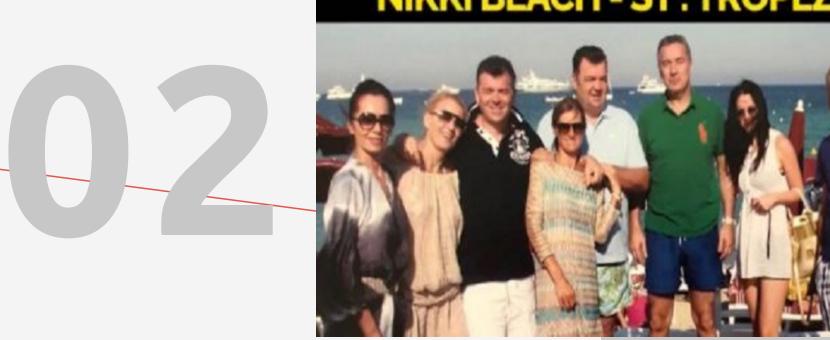


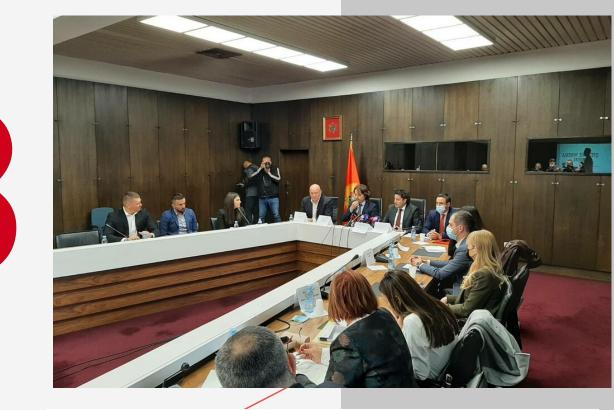
November in MANS



NIKKI BEACH - ST. TROPEZ







Mreža za afirmaciju nevladinog sektora - MANS sa sjedištem u Podgorici, podnijela je Upravi prihoda i carina Crne Gore zahtjev br. 136252 dana 29.10.2021. godine, kojim je tražen pristup informacijama dostavom kopije dokaza o plaćenim porezima na dohodak i/ili prihod od samostalne djelatnosti i/ili kapitalnu dobit fizičkog lica Milivoja Katnića za 2008., 2009. i 2010. godinu.

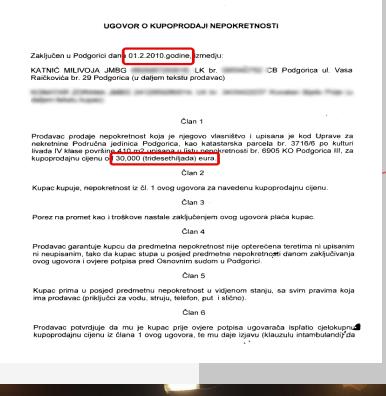
Postupajući po zahtjevu, ovaj organ je utvrdio da se tražena informacija iz stava 1 dispozitiva rješenja ne nalaze u dokumentima koji su u niegovom posjedu. Naime, Uprava prihoda i carina Crne Gore nema evidentirana plaćanja traženih poreskih obaveza kroz poreski sistem, tako da se zahtjevu ne moze udovoljiti.

Informacija u posjedu organa vlasti, kako je propisano članom 9 stav 1 tačka 2 Zakona o slobodnom pristupu informacijama, je faktičko posjedovanje tražene informacije od strane organa vlasti (sopstvena informacija, informacija dostavljena od drugog organa vlasti ili od trećeg lica), bez obzira na osnov i način sticanja.

Na osnovu izloženog odlučeno je kao u dispozitivu rješenja.

PRAVNA POUKA: Protiv ovog rješenja može se izjaviti žalba Agenciji za zaštitu ličnih podataka i slobodan pristup informacijama u roku od 15 dana od prijema rješenja preko Uprave prihoda i carina Crne Gore. Žalba se podnosi u dva primjerka.

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NVO MANS podnijela je Ministarstvu unutrašnjih poslova zahtjev za slobodan pristup informacijama, 21.10.2021.godine, kojim traže informaciju: informacija o ugovorima o nabavci sistema AFIS i svim drugim aktima koje MUP posjeduje u vezi sa ovim pravnim poslom (Vaš broj 136066)

Ministarstvo u zakonskom roku nije postupilo po zahtjevu, pa je NVO MANS 05.11.2021. godine izjavila žalbu zbog ćutanja administracije.

U postupku po žalbi, prvostepeni organ je utvrdio da je žalba osnovana i shodno članu 125 stav 6 Zakona o upravnom postupku otklonio svoju neaktivnost i odlučio po zahtjevu. ("Službeni list CG" br 56/14, 20/15, 40/16 i 37/17).

**NKOM SINZOE Za MIRANSIJSKE, opste i pomočne poslove bi 10/2-05/721-4130/3 de dokumentaciju čuva od 3 do 5 godina, zavisno od postupka, a u posljednjih 5 godina nemaju dokumentaciju za sprovođenje postupka nabavke AFIS Sistema, i pokrenuta je nabavka održavanja istog putem ESJN-a, koja nije sprovedena iz razloga jer nije dostavljena Na osnovu ovako utvrđenog činjeničnog stanja, a primjenom člana 30 stav 5 Zakona

o slobodnom pristupu informacijama, odlučeno je kao u dispozitivu rješenja.

OBRAZLOŽENJE

A new case of illegal construction in Tivat by the controversial businessman Branislav Savić-Gugi from Budva drew the attention of the Network for Affirmation of NGO Sector (MANS) as well, which on that occasion submitted an official initiative to the Ministry of Ecology, Spatial Planning and Urbanism to carry out an inspection on the site in Opatovo, where Savić's company "Gugi Commerc" started building a new boutique hotel. The company of the convicted member of the Budva criminal group started works without submitting a construction report, which is a legal obligation before starting any construction works.

The judgement of the Administrative Court stipulates that the Agency for Prevention of Corruption (APC) will have to make a new decision on the initiative of the NGO MANS to determine the existence of violations of the Law on Prevention of Corruption in the case of the public official, head of state Milo Đukanović, regarding his trip to Saint Tropez in 2010. Previous decision of the APC, which dismissed the request of MANS to initiate proceedings in this case as unfounded, was annulled. Previous director of APC made a decision that this institution would not deal with the exotic vacations of Đukanović and Gvozdenović, which were financed by Duško Knežević.

During his visit to Montenegro, US Deputy Assistant Secretary for the Bureau of European and Eurasian Affairs, **Gabriel Escobar**, met with civil society leaders. On that occasion, the director of the Network for Affirmation of NGO Sector (MANS) pointed out the importance of international cooperation in solving the most important corruption and organized crime affairs. At the same time, she informed him about the findings related to the **Pandora Papers**, the reactions of the State Prosecutor's Office and other institutions in that case, as well as the **Telekom case**. In addition, she asked for help in preparing a financial audit of **the construction of the highway**, since the Ministry of Capital Investments (MCI) claims that it does not have the capacity and financial resources to do such thing.

MANS called on the Ministry of Capital Investments (MCI), headed by the Minister Mladen Bojanic, to withdraw from the public debate the proposal of the concession act for stone extraction from the site Platac in Krimovica until the actual situation on the ground is determined, as well as the facts related to the previous use of that quarry by the company "Carinvest". It is the examples such as this one of Carević and his illegal activities, which have been going on smoothly for years regardless of who is in power, that show that there is still no political will to ensure equality before the law and that no party or other interest should ever again be above the public interest.

17/11/2021

Criminalizing the illicit enrichment of public officials would be a sign that the current government is ready to sanction itself - the executive director of the Network for Affirmation of the NGO Sector (MANS) said. At the round table on the proposed amendments to the Law on Seizure and Confiscation of Material Benefit Derived from Criminal Activity, she pointed out the importance of the issue of criminalization and noted that the proposed amendments leave open the question of what timeframe would be treated by the law. She expressed her fear that there would be no good results if the law covered only cases of suspicious enrichment from previous years.

18/11/2021

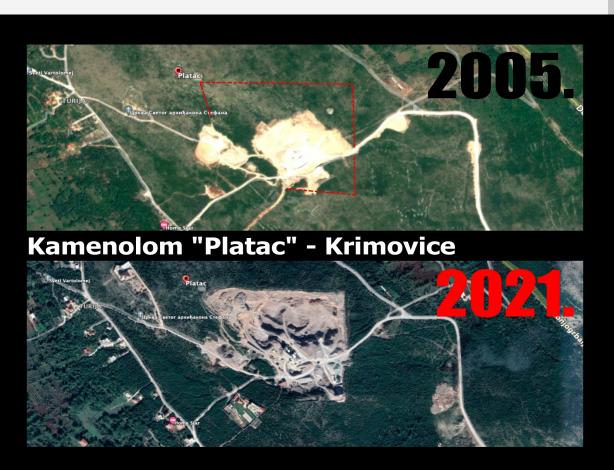
MANS Investigative Centre has discovered documentation that confirms that the company "Glosarij" overpaid for at least 30 thousand euros the apartment it bought in 2009 from the current Chief Special Prosecutor, Milivoje Katnić. Katnić never reported this deal to the competent institutions, and the data obtained by MANS show that he did not pay the income tax he made in that transaction. You can read the complete investigative story with all the details on this business at the link below: http://www.mans.co.me/en/katnic-earned-30000-euros-from-the-deal-with-glosarij-the-tax-was-not-paid/21/11/2021

The data obtained by the MANS Investigative Centre show that the Chief Special Prosecutor, Milivoje Katnić, hid another real estate deal from the competent authorities, worth 30 thousand euros. That is why MANS officially handed over the initiative for launching proceedings against the Chief Special Prosecutor Katnić to the Agency for Prevention of Corruption, which will be supplemented with new data on the sale of land in Zabjelo and income of 30 thousand euros, which were also not reported. You can find all the details on this business at the link: http://www.mans.co.me/en/katnic-hid-additional-30000-euros-from-the-sale-of-plot-in-podgorica/

Is Bemax an example of a successful company or a 'pest' and a privileged contractor, is the topic of a debate in the TV show Načisto, in which the director of the MANS Investigative Centre participated as a guest. The devastation of the Morača river bed has been illegally going on for years. MANS has repeatedly pointed to the privileges by the state when assigning jobs to Bemax. On this occasion, the information was disclosed that gravel was illegally taken from plots owned by Veselin Kovačević, as a natural person, after the introduction of the moratorium in December 2016.

That the Ministry of Internal Affairs does not have documentation on the contracted procurement of the AFIS system, which is supposed to prevent election abuses, is confirmed by the Mol's decision issued at the request of the NGO MANS, which requested data on this public procurement. The AFIS system is supposed to prevent "double identity", and thus the possibility of multiple voting in elections, and was delivered to the Ministry of Interior in 2016, while the contract for its procurement was concluded a year earlier. That document was first declared secret, and then destroyed thanks to the Law on Archival Material, by which the state authorities themselves prescribed the retention periods for most data.

November in photos









November, 2021.

Network for Affirmation of NGO Sector - MANS Dalmatinska 188, Podgorica, Montenegro +382 20 266 326. 20 266 327. 069 446 094 www.mans.co.me mans@t-com.me