

2014

Annual Program and Financial Report

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FINANCIAL REPORT

Dear friends,

We are presenting you the Annual report of the Centre for Monitoring and Research CeMI for 2014.

This annual report has encompassed numerous activities which CeMI has implemented in this period. The special attention was paid on the program and financial reporting about implemented projects. Transparent and accountable work based on the principles of professional expertise and political independence are the basic standards CeMI applies in its work since our establishment to this day.

Numerous successfully conducted projects during 2014 are confirming CeMI's image in national and international public as one of the leading non-governmental organizations. This report is structured in accordance with activities implemented by 3 programs of CeMI: Good Governance and Fight against Corruption, Rule of Law and Human Rights, Security and Defence Sector Reform. Separate part of the report is dedicated to the presentation of the financial aspect of implementation of certain project activities, through presentation of financial reports which are already submitted to donors by CeMI.

We hope that our engagement presented in this report will motivate you to help us through advice or personal initiative for improvement and development of Montenegro as a civil society.

Sincerely,

*Zlatko Vujović MSc.
President of the Governing Board*

ABOUT THE CENTRE FOR MONITORING AND RESEARCH

The Centre for Monitoring and Research – CeMI is a nongovernmental, non-profitable organization, founded in March 2000, whose main goal is to provide infrastructural and expert support for continuous monitoring of the overall process of transition in Montenegro.

During its long and consistent work CeMI has contributed to changing social and political circumstances in which it was created, and consequently expanded the scope of its work towards legislative initiatives, public opinion polls, fight against corruption and respect of human rights and freedoms. Amendment of the constitutional status and progress in the European integration process have positively impact the development of civil society in Montenegro, giving it an entirely new framework of the work. In that context, CeMI deviates from the work of regular non-governmental organization and is getting closer to the concept of a research center for the creation and representation of policy proposals.

CeMI, with the support by the OSI Think Tank Fund, Budapest, CeMI has restructured an internal organization in order to achieve optimal capacity utilization. Also the mission and vision of CeMI have changed in line with the newly established objectives.

From five programs that CeMI had in the past (Elections, Rule of Law, Good governance, Civil society and European integrations), CeMI has passed on to three clearly defined programs: (1) **Good Governance and Fight against Corruption**, (2) **Rule of Law and Human Rights**, (3) **Security and Defence sector reform**. In this way, CeMI will limit its work on the areas where has a significant experience and within which the actions of our organizations are recognized. Each program has a coordinator who manages all projects and assigns responsibilities. In this way, the professional staff of CeMI has an opportunity to specialize in one of the three areas, and at the same time to provide support on the projects within other programs - which contributes to maximizing efficiency and expertise at the same time.

CeMI also has four departments: Public Policy Research Department, Public Opinion Research Department, Legal Department as well as Department for Development and PR. These organizational units maintain continuity of operations and provide operational support for the implementation of projects.

Goals:

- Contribution to the effective implementation of public policies and international commitments in the areas of human rights and freedoms of European integration and fight against corruption;
- Contribution to harmonization of national legislation and institutional framework with the requirements of the EU accession process;
- To improve awareness and educate public about human rights protection and freedoms, European integration and fight against corruption;

- Contribution to improving the efficiency of the work of institutions involved in the protection of human rights and freedoms, European integration and fight against corruption;
- Increasing the transparency of the institutions of political system and civil society organizations.

Vision: Montenegro as a country of free citizens, social justice, rule of law and equal opportunities.

Mission: CeMI is a Think Tank organization whose mission is to continuously provide support to reforms and strengthening of the institutions of the political system and civil society organizations through proposing and monitoring the implementation of public policies in the field of human rights and freedoms of European integration and fight against corruption in Montenegro.

Members of the Governing Board

Zlatko Vujović, MSc. President

Đuro Stojanović, MSc.

Vladan Radunović

Branka Todorović MSc.

Executive Director

Nikoleta Tomović MSc.

DONORS

- OSCE Mission in Montenegro
- European Commission in Montenegro
- Think – Tank Fund | Open Society Foundation from Budapest
- USAID
- German Embassy in Podgorica
- Embassy of the United States in Podgorica
- Commission for allocation of revenue funds from the lottery
- Council for membership in NATO
- European Balkan Fund
- Regional Research Promotion Programme (RRPP)
- Canada Fund; Canadian Embassy in Belgrade
- Delegation of the European Union in Montenegro
- EU Commission | Ministry of Finance
- Royal Norwegian Embassy in Belgrade
- Organization for Security and Co-operation in Europe
- Friedrich Ebert Stiftung

PARTNERS

- Centre for Civic Education, Podgorica
- European Movement in Montenegro
- Institute Alternative, Podgorica
- NVO Juventas, Podgorica
- Centre for Development of NGOs, Podgorica
- PR Center, Podgorica
- NGO Adria from Bar
- HELP and NGO Bonum from Pljevlja
- OSCE Mission to Montenegro
- UNDP
- Ombudsman's Office in Montenegro
- NGO HRA (Human Rights Action)

IMPLEMENTED PROJECTS

Program

GOOD GOVERNANCE AND FIGHT AGAINST CORRUPTION

In June 2012, Centre for Monitoring and Research CeMI started the implementation of the project “Improving Coordination and Information Flow in Prevention of Corruption in Montenegro”, supported by the USAID, through the program Good Governance Activity in Montenegro. CeMI has continuously analyzed effects of policies in this area, and proposed the best solutions. In the reporting period, special attention was dedicated to overall effects of anticorruption policies, sector anticorruption policies (such as healthcare and education), the fight against political corruption, alongside promoting transparency of procedures particularly prone to corruption.

PROJECT: Strengthening of Think Tank Capacities in Fight against Corruption

This project was supported by the Open Society Institute – Think Tank Fund from Budapest. Aim of the project was to provide support for further development and strengthening of the capacities of Center for Monitoring and Research, particularly in the area of creating policy proposals and evidence-based advocacy.

The project was composed of a sequence of activities aimed at strengthening the professional capacities of the Department for Public Policy Research, as well as reorganization of CeMI's structure and implementation of new strategic documents - as the basis of our organization's functioning.

Within the project, CeMI's Research Board was established. Its members are: Drago Kos, Commissioner of the International Commission for Fight against Corruption in Afghanistan and Chairman of the OECD Working Group on Bribery; Marijana Trivunovic - international expert in fight against corruption and OSI consultant; Drino Galičić - associate at the Graz University and methodology consultant for numerous international organizations. The Board will provide expert support for the Department for Public Policy Research, in the process of preparing policy proposals.

Annual Report on implementation of anti-corruption policies, titled “Effects of the Anti-corruption Policies in Montenegro and Suggestions for its Improvement” and a branded product of CeMI, has been compiled for the 3rd time this year. In the previous two years, we have developed a set of indicators which have served us to measure progress in this area in both qualitative and quantitative terms. The study contains an in-depth policy analysis of efforts undertaken to fight political and economic corruption, prevent corruption through providing access to information, protection of whistleblowers and adoption/implementation of integrity plans.

Each chapter contains analysis of the legal and institutional framework, their results, international standards in the given area and recommendations for improvement. This study encompasses all

legislative and institutional reforms that took place in the previous years, and assesses impacts of undertaken measures on decreasing corruption risks in future.

The study was finalized with the assistance of the Research Board.

CeMI has obtained an official letter from Mr. **Dirk Lange**, Head of Unit for Albania and Bosnia and Herzegovina within the **European Commission's** Directorate General for Enlargement, expressing his **gratitude for special contribution** that CeMI is giving to the fight against corruption and accession process of Montenegro through the development of this study. The European Commission has confirmed, in this letter, that our analysis was used in creation of the EU Progress Report for Montenegro.

National Conference „Effects of the anti-corruption policies in Montenegro 2013/2014-Recommendations for Improvement“ was held on December 9th, the International Anti-Corruption Day. Unlike the previous two conferences, this year's conference was consisted of three panels. The first panel was dedicated to presentation of the key findings of the Annual Report on implementation of anti-corruption policies, whereas the other two panels were focused on burning anti-corruption issues, reform of institutional framework for fight against corruption, and implementation of the recommendations from the EU Montenegro Progress Report. Discussion was led among the representatives of CeMI and key decision-makers in fight against corruption in the areas of both political and economic corruption and integrity.

Round Table „Instruments in the fight against academic fraud“ was held on the 29th of December.

The purpose of the Roundtable was to present the public policy brief titled „Plagiarism in Montenegro: Corruption which we forgive?!“, which briefly describes the problem of plagiarism as a type of academic fraud which is, according to our research, a very widespread form of corruption in Montenegrin society. The brief is consisted of five parts: problem description – where a definition which best corresponds to academic plagiarism is selected; description of legal framework which regulates plagiarism issues in Montenegro; analysis of the situation in Montenegro concerning fight against plagiarism of academic papers; examples of good practice in the fight against plagiarism; and recommendations for improvement of this policy.



Participants of the Round table agreed that the problem of plagiarism in our society is very serious and universities have not demonstrated enough will to detect and sanction plagiarism of scientific work. Mr. Zlatko Vujovic emphasized that the main problem is not solely the existence of plagiarism, but the lack of enthusiasm and courage to conduct the process until the end. Mrs.

Mubera Kurpejovic, the General Director of the Directorate for Higher Education, explained that the new Law on Higher Education treats the problem of plagiarism. Mrs. Ana Selic presented eight recommendations for fight against plagiarism. President of the Students' Parliament, Mr. Milos Pavicevic, identified the lack of a Disciplinary Commission, which would determine whether students use illegal means during exams, as a main problem in this area.

PROJECT: Advocacy for Open Government: Civil Society Agenda-setting and Monitoring of Country Action Plans

In January 2013, CeMI has started with implementation of a regional project: „Advocacy for open government: Civil Society Agenda-setting and Monitoring of Country Action Plans“, which is supported by the European Commission in duration of 24 months. This project aims to encourage development of the open government concept and to strengthen capacities of civil society organizations to influence on establishment of responsible and transparent governance through monitoring process of implementation of undertaken commitments through initiative for open government partnership.

This project is implemented by PASOS in cooperation with organizations from Western Balkan countries: Center for Euro-Atlantic Studies, from Serbia; Center for Research and Policy Making, from Macedonia; Institute for Democracy and Mediation, from Albania; Social research Center (Analitica) from Bosnia and Herzegovina; and Riinvest from Kosovo. Montenegrin partners on this project are: Center for Monitoring and Research (CeMI) and Center for Democracy and human Rights (CEDEM). Key activities of this project are: monitoring of action plans for open government, creation of mapping studies on implementation of commitments undertaken under OGP, conducting of public survey and advocacy of changes in this area.

Public debate “Montenegro in Open Government Partnership: Plans and Results”

This debate consisted of two panels. The first panel addressed issues of comparative experiences of Montenegro and Serbia in adopting, implementing and monitoring the Open Government Partnership Action plans, as well as the effects and expectations these countries have from this global initiative. The topic of the second panel was the experience of the civil society during the preparation of the Action plan for the Open Government Partnership and their plans for the upcoming period.

Among the panelists, there were experts in this field from Montenegro and the region, whereas participants in the discussion were representatives of state institutions included in the Open Government Partnership Action plan, and representatives of the civil society.

TRAININGS

Within this project, **Training on Project Writing** was held on April 9th 2014, at the premises of the PR Center in Podgorica. The training was aimed at raising capacities of the interns at CeMI in writing project proposals.

The first part of the training was dedicated to the theoretical background, aimed at introducing basic principles of project proposal writing to the participants. During the second part of the training, the participants had an opportunity to practice writing projects on practical examples, with the assistance of lecturers.

The participants of the training were the trainees of the NGO Juventas and NGO CeMI. The lecturers were: Ana Selić, Head of the Public Policy Research Department in CeMI, and Boško Nenezić, the Director of the Department for Development and PR of CeMI.



POLICY PRODUCTS

Contribution to the Annual Report on Implementation of the Action plan for Chapter 23 –

Within the Coalition of NGOs for Monitoring of the EU Accession Negotiations in Chapter 23, CeMI was coordinating writing of the reports in corruption-affected areas and prepared policy analysis in the following areas: financing of political parties, conflict of interests, public procurement and free access to information.

ADVOCACY

Through participation in the National Commission for Fight against Corruption and Organized Crime, Working Group for Creation of the Draft Law on Anticorruption Agency, working group for creation of 3 anticorruption action plans (general, healthcare and medicines registration), we have successfully promoted our recommendations and achieved the following results:

1. Adopted proposal of articles for the new Law on Prevention of Corruption contained articles on administrative investigation, articles on conflict of interests and articles on protection of whistleblowers. These were integrated into the Draft Law on Prevention of Corruption, which is currently in procedure before the Government. Also, this draft law comprises our proposal of the model of financing the Agency, which would provide its full financial independence, as well as our proposals for the organizational structure of the Agency and its powers.

2. Adopted proposal of articles from the policy study “Analysis of Effects of Anti-Corruption Policies and Recommendations for their Improvement” in the draft Law on Conflict of Interests. Although we have not participated in the process of creation of this draft Law, majority of provisions in it were taken from the draft Law on Prevention of Corruption. Moreover, nearly all recommendations that we have put forward in our policy study were adopted in this document.

4. Adopted 10 measures in the new Action Plan for Fight against Corruption in Healthcare, promoted through our membership in the Working Group for Creation of the Action Plan for Combating Corruption in Healthcare.

5. Adopted 12 measures from the report on anticorruption policies for the period 2012-2013 in draft legislation, whereas measure 7 was partially adopted. The adopted measures refer to: constituting and financing of the new Anti-Corruption Agency, conflict of interests, financing of political parties, adoption of constitutional changes regarding independence of State Audit Institution, coordination of Security and Exchange Commissions with the Commission for Prevention of Conflict of Interests. From the same report, 10 proposals in the area of transparency and integrity were also adopted.

6. Submitted an appeal to the Constitutional Court regarding Article 39 of the Law on Overtake of Joint Stock Companies, foreseeing possibility for majority shareholders, owning 95% of stock company, to buy remaining 5% without consent of minor shareholders. We have found that this article opens space for corruption and undermines the right to personal property granted by the Constitution, and also indicated on practice of ECHR which annulled this provision in a similar law.

Program

RULE OF LAW AND HUMAN RIGHTS

This program is oriented towards supporting the judiciary reform process, improvement of protection of human rights and establishment of free and fair elections. Special attention in the reporting period was dedicated to monitoring different court proceedings and the overall reform of judiciary in accordance with action plans for EU accession in Chapters 23 and 24.

PROJECT: Balkan Electoral Comparative Study: Impact of Personal Vote on Internal Party Democracy

Project „Balkan Electoral Comparative Study: Impact of Personal Vote on Internal Party Democracy“ is being implemented by the Center for Monitoring and Research CeMI in cooperation with partners from the region: Faculty of Political Sciences, University of Belgrade, Kosovar think-tank KIPRED and group of independent researchers from Bosnia and Herzegovina. The project is implemented within the „Regional Research Promotion Programme“ – RRPP, which is funded by the Swiss Agency for Development and Cooperation (SDC) and coordinated by the University of Fribourg.

The purpose of this project is not only to examine the academic approach to the issue of internal party democracy in countries involved, but to provide a policy contribution to the debate about electoral reforms in all four countries. The findings of the project will be presented in four single country studies and two binary studies where findings from countries with similar electoral systems will be examined and compared. Finally, the project will result in four national policy papers containing specific recommendations for reform of electoral systems.

CeMI has established cooperation with the global project *Comparative Candidate Survey*, which has given us the permission to conduct this survey in all countries of this project. It will make our countries globally comparable and included in the global database. This will represent a huge resource for all researchers interested in studying this field.

So far, the following activities have been conducted within this project:

The press conference aimed at presentation of the project to the public was held on 13th of September 2014, in Podgorica, Montenegro, at the premises of the PR Centre. The event was aimed at presentation of the project: its goals, key activities and plan of research. The outcome of the press conference was that the public was introduced with the beginning of project implementation and steps in its realization. Participants at the press conference were representatives of CeMI (6) and Faculty of Political Science (FPS), University of Belgrade (4), as



well as the media. Speeches were held by PhD Vladimir Goati, PhD Milan Jovanovic, PhD Slavisa Orlovic and MSc Zlatko Vujovic.

The preparatory meeting with project teams from other participating countries was held from 13th - 14th of September 2014, in Podgorica, Montenegro, at the premises of the PR Centre. During the preparatory meeting, participants discussed plan for realization of project activities and adopted detailed action plan for the complete period of project implementation. Special attention was paid to the implementation of national researches within the global project "Comparative Candidate Study". Upon the proposal of the national teams, national CCS directors for researches were appointed. Participants were provided inputs for collection of data by using new methodology.



Cooperation concerning academic mentoring was established with University of Fribourg and University of Lausanne. Namely, CeMI will implement the project "Balkan Comparative Electoral Study: Impact of Personal Vote on internal Party Relations" with the academic mentoring of FORS – Swiss Centre of Expertise in Social Sciences and associated scholars whose experience is directly relevant for the project. Through this cooperation, participants of the project will benefit from expert advice and instructions from mentoring team that has big experience in the field of political science and elections, especially in the areas of research conduct and publishing.

The Mentoring Team is composed of the following members:

- Georg Lutz (University of Lausanne),
- Brian Kleiner (FORS),
- Nicolas Pekari (FORS),
- Josep Colomer (Georgetown University),
- Åsa Bengtsson (Åbo Akademi, Finland),
- Ioannis Andreadis (Aristotle University of Thessaloniki, Greece; ELNES).

PROJECT: Political Activism of Women in Montenegro

On 1st of September, CeMI has started implementing the project „Political activism of Women in Montenegro“, which is supported by Friedrih Ebert Stiftung. Through this project, CeMI would like to contribute to raising level of participation of women in politics, by encouraging women to become more involved in the decision making process, in both political parties and state institutions, and in that way affirm themselves as the politicians, activists and state executives.

Since the gender equality is considered a pre-condition for further democratization process of Montenegro, this project was aimed at detecting key weaknesses of the system that affect gender equality issue, as well as identifying main legal obstacles for participation of women in politics. In the last phase of the project, CeMI provided concrete recommendations for improvement of the legal and institutional framework, through a policy study.



Project realization included four main activities:

- Conducting a research on current legal and institutional framework, current practice and data concerning women participation and activism in politics in Montenegro – CeMI carried out in-depth interviews with 20 women in political parties and 20 stakeholders;
- Public opinion survey on gender equality in politics in Montenegro;
- Publishing policy study on political activism of women in Montenegro;
- Organization of press conference for presentation of policy study results.

Press conference for presentation of results of the public opinion survey on gender equality in politics of Montenegro was held on December 19th 2014. The results of the public opinion survey were presented to five printed and four electronic media in Montenegro.

PROJECT: Judicial Reform Monitoring

The project „Judicial Reform Monitoring“ is being implemented with the support of the Delegation of European Union to Montenegro through IPA Program 2013, and the Embassy of the Kingdom of the Netherlands through the "MATRA" program. It is implemented in cooperation with the Ministry of Justice. The objectives of the project are to increase the participation rate of CSOs, support the judicial reform process, and implement the Judicial Reform Strategy and Action Plan, thus contributing to Montenegro's advancement in the EU approximation process related to Chapters 23 and 24.

More specific goals of this project are: forming an expert Action team, a 2-day training scheme open to all interested CSO, assessment of the realization of judiciary reform process so far, creation of the Report, organizing the 1st National Conference, monitoring the independence, impartiality and accountability of the judiciary, creating a policy study "Financial Independence of the Courts", monitoring the implementation of efficiency of the judiciary, analysis of the implementation of the system of random allocation of cases, comparative analysis on the process of rationalization of judicial network, thematic research on the implementation of Law on the Protection of the Right to a Trial within a reasonable time, creating a Report and organizing round table discussions for presenting the Report, monitoring access to justice, conducting field research, creating the Report on the Implementation of Judicial Reform Strategy 2014-2015, organizing the 2nd National

Conference, conducting a public opinion poll, organizing 3 local panel discussions, and informing citizens through dissemination of leaflets.

In addition to the above, Centre for Monitoring and Research is a member of the Coalition of nongovernmental organizations for monitoring accession negotiations with the EU, in accordance with Chapter 23 – Judiciary and fundamental rights. Through this joint platform, CeMI aims to contribute to the establishment and strengthening of judicial efficiency in Montenegro.

PROJECT: Free Legal Aid for Marginalized Groups

In December 2012, CeMI has started a new project LAMG - (free) Free legal aid for marginalized groups, with the support of the European Commission in Montenegro, within EIDHR call for submission of project proposal.

Specific objective of the project is improvement of the access and equal treatment in the field of human rights and legal rights of the most vulnerable and marginalized groups, by promoting a new Law on Free Legal Aid and its effects in practice, which will eventually lead to the fulfillment of the overall objective of the project, selected by the applicant: To promote democratic reforms in Montenegro, with the special emphasis on social inclusion, fundamental freedoms and the rule of law.

The duration of the project is 18 months and it includes a wide range of activities, from raising awareness of the entire population and concrete target groups about the new Law and their rights, providing legal assistance to the certain categories of the population, to researches and monitoring of the implementation of the Law on Free Legal Aid and advocating for appropriate legislative changes in order to meet all international standards and national goals in this area.

Partners on the project are: NGO Adria from Bar, HELP and NGO Bonum from Pljevlja, and collaborators on the project are: the OSCE Mission to Montenegro, UNDP and Ombudsman's Office in Montenegro.

In the reporting period, the following activities were conducted within this project:

National Conference "Free Legal Aid in Montenegro", organized within the project "Free Legal Aid for Marginalized Social Groups", was held in Žabljak on June 30th, 2014. The National Conference was attended by officials for legal aid in all basic courts in Montenegro, representatives of the Ministry of Justice and non-governmental organizations. On this occasion, the Report on Legal Aid and Study of the system of free legal aid in Montenegro, prepared by the Center for Monitoring and



Research CeMI, were presented.

Round table "Free Legal Aid in Montenegro - Systematic Effects in the Period of 2012-2014"

was held on June the 6th 2014, in order to present the Study of Free legal aid in Montenegro to chief stakeholders. Panelists on this round table were highly ranked local and international officials in the domains of justice and rule of law, such as: the president of the Supreme Court, the Head of Political, European Integration and Economic Affairs at the Delegation of the European Union to Montenegro, Head of the OSCE Mission in Montenegro, UNDP Resident Representative in Montenegro, President of the Bar Association, whereas the participants were representatives of all basic courts in Montenegro, the Ministry of Justice and distinguished lawyers. At the round table participants discussed results achieved in providing free legal aid in Montenegro in the past two years, and proposed recommendations in the policy study presented.



Info days "Free Legal Aid in Montenegro" were organized in four cities of Montenegro: Bar, Pljevlja, Podgorica and Nikšić. This was done in order to reach citizens of these municipalities and to introduce them with the possibilities they possess under the Law on Free Legal Aid, as well as with the assistance to marginalized groups provided by our organization. On info points in basic courts in these municipalities, 2000 leaflets in three languages (Montenegrin, Roma and Albanian) were distributed to interested citizens.

PROJECT: Monitoring the Trial Processes in Montenegro

OSCE Mission in Montenegro has chosen the Center for Monitoring and Research to be their partner in realization of the two-year project "Monitoring the trial process." Since the project achieved exceptional results, implementation was extended by two years more. The project's aim is strengthening of the rule of law in Montenegro by providing support to the process of legal reforms through improvement of the standards of fair trial process and its integrity.

Project activities are focused on assessment of current judicial practices related to the application of domestic criminal law and international fair trial standards, providing recommendations for the improved functioning of the criminal justice system and enhancing capacities of the civil sector in monitoring trials. Working group of the OSCE Mission in Montenegro, undertaking the implementation of this project, consists of distinguished jurists Aleksa Ivanović and Bojana Ostojić.

In the second part of the project – aimed at building CeMI's capacities for an independent trial monitoring, lawyers Milorad Marković and Vlado Dedović were hired.

PROJECT: Monitoring the Administrative Procedures in the Field of Spatial Planning and Construction

The Center for monitoring and research (CeMI) began the implementation of the project "Monitoring the administrative procedures in field of spatial planning and construction" with the support of the Embassy of Norway, in mid-2013. The aim of the project was to contribute to improving transparency, accountability and efficiency and reducing the scope for corruption in the implementation of administrative procedures in field of spatial planning and construction in Montenegro. The project relies, in methodology and organization, on the established methods of CeMI, developed through a seven-year project "Monitoring of trials" in cooperation with the OSCE Mission to Montenegro.

In the reporting period, the following activities were conducted within this project:

National Conference "Administrative procedures in the field of spatial planning and construction" was held in Žabljak on July 1st, 2014, within the project "Monitoring of administrative procedures in the field of spatial planning and construction". The conference has gathered relevant stakeholders from Montenegro, including the following: Minister of Sustainable Development and Tourism, Director of the Inspection Administration Office, Ambassador of the Kingdom of Norway, Presidents of Municipalities of Budva, Ulcinj and Žabljak. On this occasion, Study and Report concerning the administrative procedures in the field of spatial planning and construction, prepared by CeMI, were presented to the representatives of institutions that have actively contributed to the implementation of the project.



TRAININGS

Within the project "Legal aid for users of narcotics", which has been implemented with the support of the Commission for the Allocation of a Portion of Revenues from Gambling since 2012, Centre for Monitoring and Research has organized training on **"Basic mechanisms and principles of providing free legal aid"** in the period of 7 - 9th February 2014 in Hotel "Žabljak" in Žabljak.

Considering the beneficial effects of this project, the importance of the right to free legal aid, as well as the proper implementation of the law on legal aid in order to improve the position of drug users in Montenegro, a training was organized with the aim of emphasizing direct practical experience in terms of ways of applying the law on free legal aid, the specifics of communication with clients, especially vulnerable groups, such as users of narcotics.

Alongside members of the Legal Department of CeMI, lecturers on the topic were Rade Perišić, the President of the Basic Court in Nikšić, Dušan Raspopović, the Head of the Office for the Prevention

of Drug Addiction and Dalibor Jošović, a representative of the NGO Law Center, as well as lawyers Snežana Mićanović and Tijana Živković.

POLICY PRODUCTS

Policy products published by the Legal Department were created with the assistance of the Public Policy Research Department. In the reporting period, this program has developed 3 reports in form of policy studies.

Policy study on Free Legal Aid was created as a product of activities conducted on the project „LAMG – Free Legal Aid for Marginalized Groups“, implemented in the reporting period with the assistance of the European Commission in Montenegro. This study presents a national legal framework, which regulates the area of free legal aid, with special stress on the Law on Free Legal Aid and regulations which indirectly govern legal aid in criminal, civic or administrative proceedings, with recommendations for improvement of the current situation based on experience of other countries from the region and the EU. In its last part, this policy study analyzes practical aspects of free legal aid system's functions in Montenegro and offers insight into citizens' opinions and their awareness of the issue, obtained through public opinion survey conducted in 2013.

Report on Implementation of Free Legal Aid System in Montenegro – This report represents a general overview of all activities undertaken in the field of protection of marginalized groups that were using the legal office services provided by CeMI's and partner organizations. Due to the fact that the Law on Free Legal Aid does not recognize many categories of marginalized groups as potential users of free legal aid, nongovernmental organizations have provided extra-institutional help to these people through activities described in this report. This report consists of four parts: international standards, analysis of implementation progress of FLA in Montenegro and its results, case studies from project of Free Legal Aid to Marginalized Groups carried out by CeMI and research on conduct of lawyers which have been assigned cases of free legal aid.

Report on Administrative Procedures in Spatial Planning and Construction of Objects was also created within the project „Monitoring of administrative procedures in spatial planning“, supported by the Norwegian Embassy in Serbia.

This report is a systematized collection of observations spotted by monitors in the course of administrative proceedings, which were taking place before relevant bodies in Budva, Ulcinj and Žabljak, as well as before the Ministry of Sustainable Development and Tourism, Directorate for Inspection and the Administrative Court of Montenegro. This report was based on OSCE methodology for monitoring trials, which was used in all phases of the project implementation. The Report consists of eight parts, where following aspects were presented: international standards and national legislation in the area of a right to fair trial and a right to good governance; methodological access to monitoring administrative procedures; analysis of timelines in the decision making process in administrative procedures of first degree for issuance of construction permits; analysis of the availability of court's decision to the public; argumentation of decisions in first degree administrative procedures for issuing construction permits; right to appeal; analysis of conduct of

inspections in areas of spatial planning and construction and analysis of proceedings before the Administrative Court. Finally, in the closing chapter of the Report, recommendations regarding findings of report were presented.

Policy study „Administrative procedures in spatial planning“ with the support of the Royal Netherlands Embassy in Belgrade, and aimed at improving transparency, accountability and efficiency, while reducing corruption in the implementation of administrative procedures, in the field of spatial planning and construction in Montenegro. Spatial planning and development is one of the areas in which Montenegro has implemented legislative and institutional reforms in the recent years. The project results have been achieved through intensive implementation of all proposed activities. Namely, Center for Monitoring and Research has identified a number of procedural and substantive deficiencies, such as a lack of systematic harmonization of the normative framework in the field of spatial planning and construction, and imprecise procedural rules in the Law on Spatial Planning and Construction; inadequate transparency and citizen participation in the process of urban planning at the local level; a large number of illegally constructed buildings in some cities; high level of corruption in public procurement procedures and more. CeMI has provided institutional support for the project through a memorandum with nearly all relevant institutions involved in the implementation of activities in the field of spatial planning and construction, alongside the Ministry of Sustainable Development and Tourism, Directorate for Inspection Affairs, Municipality of Budva, Municipality of Ulcinj and the Municipality of Zabljak. At the end of the project realization, CEMI was invited to join the working group for the creation of the new Law on Spatial Planning and Construction.

Policy study “Political Activism of Women in Montenegro” was issued in December, containing analysis of the electoral system regarding representation of women, international standards for women participation, analysis of the legal and institutional framework for participation of women in Montenegrin politics, key obstacles for women activism, and findings of public opinion survey on female participation Montenegrin politics.

ADVOCACY

Communication between the policy findings of this department was mainly conducted through internal meetings with stakeholders and participation in working bodies. Public debates were organized primarily for the general public and as a tool for introducing relevant issues to the media.

Advocacy efforts in this area have resulted with following:

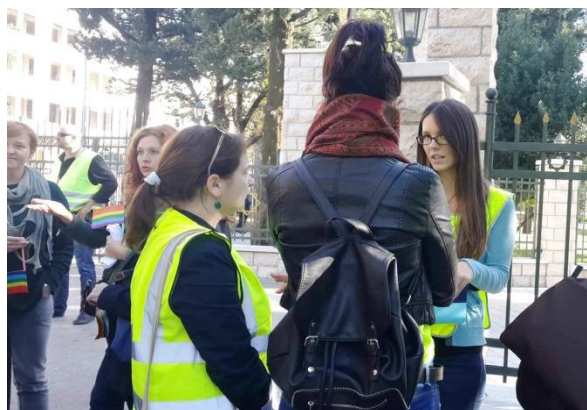
1. The director of the Legal Department and the Head of the Program for Rule of Law and Human Rights in CeMI, Vlado Dedović, was elected a member of the State Electoral Commission. Amendments to the Law on Financing Political Parties have foreseen that one member of the SEC is elected from the civil society and Vlado Dedovic was the only candidate that has obtained support of both the opposition and the governing parties.

2. A representative of CeMI was elected a member of the working group for amending the Criminal Procedure Code which is to be adopted by the end of September 2014. In the three months of work of this group, CeMI's representative has succeeded to promote 6 articles defined by CeMI in the Trial Monitoring Reports from 2013.
3. An appeal was submitted to the Constitutional Court, regarding the provision of the Law on Election of Members of the National Parliament and Local Parliaments, which foresees that non-parliamentary parties have to gather signatures of support in order to register a electoral list, while parliamentary parties are automatically registered. The Constitutional Court has decided in favor of CeMI.
4. An appeal was regarded concerning the procedure of election of MPs for both local and national parliaments, foreseen by the Law on Election of MPs, for collection of signatures for non-parliamentary parties.
5. The membership in the working group for Chapter 24 has been a significant asset for our advocacy efforts in area of judiciary and rule of law.

In addition, the Legal Department has provided Free Legal Aid in **332 cases** through this program. In **219 cases** clients received legal advice, whereas in **113 cases**, secondary legal aid was offered including representation before the Court. The largest number of clients was looking for advice in criminal proceedings, for a proper exercise of the right to defense.

Also, clients were addressed and assisted in the preparation of claims, complaints and various types of submissions, as well as the representation before courts in civil proceedings and attended at hearings before the police and prosecutors.

Centre for Monitoring and Research participated in the monitoring of the Montenegro „Pride“ 2014, on 2nd of November, 2014, in Podgorica, upon the invitation of the **Amnesty International**. Four of CeMI's observers were trained to monitor specific aspects of this type of demonstrations, as well as to report on the issues considered relevant in the context of security and respect for human rights.



Program

SECURITY AND DEFENCE SECTOR REFORM

This year, we were dedicated to providing funds for this program, after streamlining it from European and Euro-Atlantic integrations to security and defense. Department for Development and PR has assisted the creation of several project proposals in this area, such as Fight against Corruption in Defense Sector, School of Euro-Atlantic Integrations for Youth and Representation of Women in Security Sector. In this period, CeMI has implemented the project “School of Euro-Atlantic Integrations for Youth - ^{Third} Generation”, which has gathered many relevant lecturers from the region and trained another 20 selected participants from civil sector, academic community and politics.

As mentioned above, CeMI has obtained support of the Canada Fund for the project “Raising Integrity, Transparency and Accountability in Defense Sector of Montenegro” which is jointly implemented by the program for Good Governance and Fight against Corruption Program and the Security and Defense Program.

PROJECT: School of Euro-Atlantic Integration for Youth - III generation

The organization of the School's third generation was supported by the Commission for the allocation of revenue from gambling in 2013 and the Council for membership in the NATO. With this project, CeMI aimed to educate young people about the process of Euro-Atlantic integration, the character and content of that process and the positive and negative aspects of integration. The beneficiaries of this project are members of youth organizations of political parties, young members of non-governmental organizations and journalists, as well as undergraduate students and graduate students who are socially engaged and are under 35.



Through the organization of the third generation of School of Euro-Atlantic integration for youth, during several months, the goal of the project was for participants to acquire and improve their knowledge of the character of the NATO organization, structure and responsibilities of the Alliance, its role in the world, step up to full membership as well as the advantages and disadvantages that membership brings. The School consisted of three modules and 20 lectures, where lectures were organized once or twice a week. Speakers at the School were prominent university professors, experts, diplomats and ambassadors who were dealing with the issues of international

relations, international security, peace studies, safety of the Western Balkans as well as the reform of the Montenegrin defense sector and the process of Euro-Atlantic integration of Montenegro.

The Diploma Awards for the participants of the III generation of School of Euro-Atlantic Integration for Youth was organized on December 29th. Mr Vujovic emphasized that, despite numerous activities and fulfillment of political and legal criteria, as well as standards of interoperability, citizens of Montenegro remain vaguely informed about conditions and consequences of a full-fledged NATO membership, which results in a low level of support for euro-atlantic integration. Since membership requires the support of a citizen majority, CeMI will continue to conduct activities aimed at informing citizens about NATO integration.



PROJECT: Raising Integrity, Transparency and Accountability in Defence Sector

Project “Raising Integrity, Transparency and Accountability in Defence Sector” is implemented by the Center for Monitoring and Research, with the support of the Canada Fund, from 1st December 2014 until 28th February 2015.

Although Montenegro has made significant efforts in the fight against corruption, it remains widespread and continues to be a serious cause of concern. Defeating defense corruption is a very difficult task, but it is a condition for regaining societal confidence. Due to the lack of transparency and public debate on defense, regard of the military can hinder the implementation of integrity building programs. Therefore, the key question that is put before Montenegro is how to effectively and successfully implement initiated reforms of the defense sector, including full transparency of this process.

In addition, in Montenegro, there is limited number of research and policy findings in the defense sector reform field, as well as the fight against corruption field. Also, there are no adequate mechanisms for building the integrity of civil servants and reducing corruption in the Montenegrin defense sector.

The general purpose of this project is to contribute to a decrease of corruption and strengthen of integrity of state administration. A specific purpose of this project is to increase transparency, accountability and integrity of the Montenegrin defense sector. For that purpose, CeMI will implement a set of activities aimed at achieving the following:

1. Established baseline for creation, implementation, monitoring and evaluation of new integrity plans.
2. Increased degree of transparency and openness of the defense sector reforms to the citizens and civil society organizations.
3. Increased level of awareness of civil servants employed in security sector on integrity (through organization of four one-day trainings for civil servants employed in the defense sector).

POLICY PRODUCTS

In the reporting period, there were no policy products of this program. In December 2015, the work on the policy study “Corruption Risk Assessment in the Defense Sector of Montenegro” begun. A policy research team has created an outline of the study and commenced data collection. Policy study will be finalized and presented in February 2015.

ADVOCACY

CeMI has initiated the signing of the Memorandum of Cooperation with the Ministry of Defense for cooperation on the project “Raising Integrity, Transparency and Accountability in the Defense Sector of Montenegro”, which has, as one of its aims, the promotion of research results of the above mentioned policy study.

PUBLIC OPINION SURVEYS

Public opinion survey “Corruption in Montenegro” was conducted in December of 2014, and it has encompassed attitudes of Montenegrin citizens on corruption, their perception of presence of corruption, personal experiences and trust in public institutions which deal with this phenomenon.

Research on corruption in Montenegro was conducted among adult Montenegrin citizens on sample that included 737 respondents in the period December 10 – 30, 2014. Interviewing was conducted by telephone. Sample included 16 Montenegrin municipalities.

Subject of the survey was divided into four narrower problem circles:

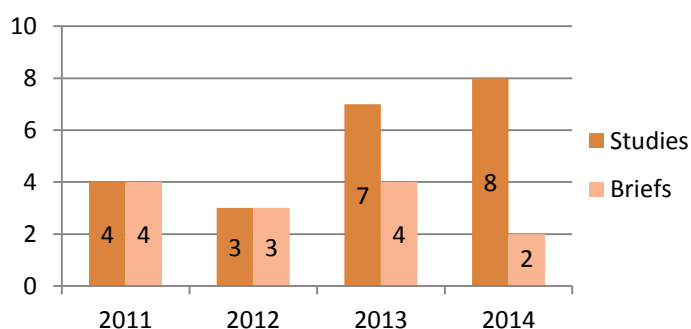
- First is focused on perspectives and problems that Montenegro is currently facing;
- Second circle is related to perception of corruption – its extent, causes and consequences and sectors and stakeholders which are mostly exposed to its destructive influence;

- Third circle encompasses experiences of citizens and their immediate surroundings with different forms of corruption;
- Finally, subject of the survey was the attitude of citizens towards (un)successfulness of anticorruption policies, i.e. key institutions in charge of its implementation.

2nd Public opinion survey on Free Legal Aid in Montenegro – The research of public opinion, conducted in the second half of June, is follow-up of the public opinion survey done in 2013 on the issue of Free Legal Aid in Montenegro, conducted in order to measure progress of awareness of citizens in this period and partially, success of the project. The research was conducted based on the previously created sample by the methodologist, whereas citizens' response was better than previous time, and responses have shown higher degree of knowledge on the new Law.

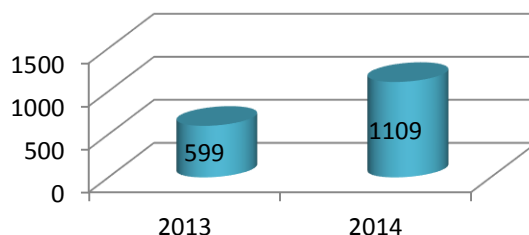
Public opinion survey on gender equality in area of politics of Montenegro was conducted by CATI method in period October-November 2014. Survey has encompassed questions on employment of women, advancement in their professions, and participation in political parties, representation in the Parliament and in the executive power.

Number of created policy products by years:

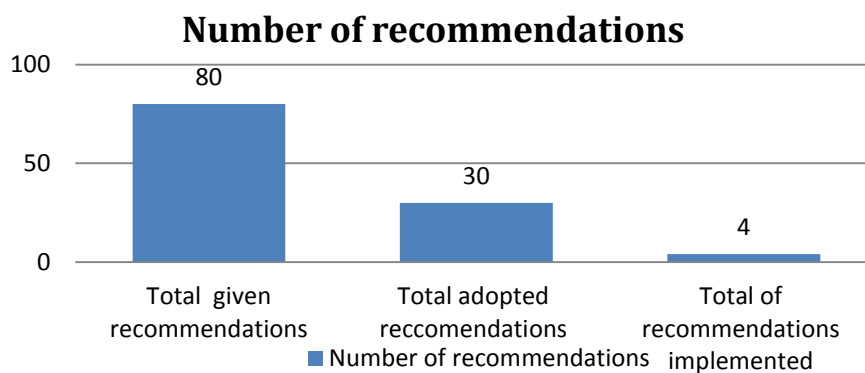


According to Archive of Media – Arhived, Center for Monitoring and Research and its researchers had 1109 media appearances in 2014.

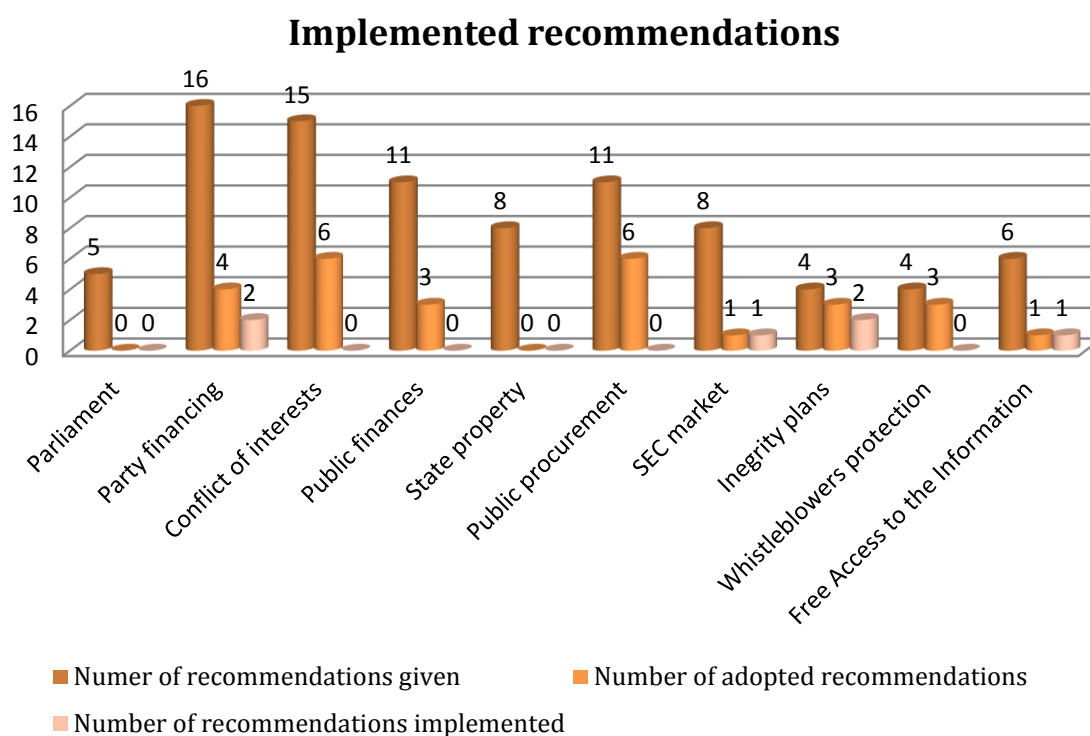
Media appearances



Implementation of recommendations of CeMI in the first half of 2014¹:



Implementation of recommendations by area:



¹ Proposals which are not adopted, are not refused by stakeholders. We are still consistently advocating for their adoption

PARTICIPATION OF OUR REPRESENTATIVES IN INTERNATIONAL OBSERVATION MISSIONS

CeMI has monitored most of the national election procedures held in Montenegro since 2000. At the same time, CeMI takes part in international ENEMO missions, as a founder and full member. ENEMO is the network of organizations monitoring elections. Consequently, members of CeMI observed elections in more than 10 international missions in Europe.

As ENEMO'S member organization, CeMI took part in the following international missions in the reporting period:

On 1st of May 2014, the European Network of Election Monitoring Organizations (ENEMO) has deployed **Election Observation Mission (EOM) for the 2014 Early Presidential Elections in Ukraine**. Three long-term observers and 1 core team member from CeMI were deployed to Ukraine from May 8th, 2014 to June 23rd, 2014. Also, on May 22nd, about 20 short-term observers from CeMI were deployed to Ukraine. They were specially briefed and trained on the political environment, specifics of the election process and election legislation, after which they monitored the entire elections day, including opening, voting, closing and counting procedures, as well as tabulation of results in Precinct Election Commissions (PECs) and District Election Commissions (DECs) in majority of regions in Ukraine.

ENEMO took the opportunity to express its highest acknowledgments to the National Democratic Institute for International Affairs (NDI), the United States Agency for International Development, and the U.S. Department of State's Bureau of Democracy, Human Rights and Labor, the Embassy of the Federal Republic of Germany in Kyiv and the EU European Development Fund for funding of its activities. Additionally, ENEMO wishes to express its appreciation to the CEC for its cooperation and assistance in the course of EOM registration.

CeMI's representatives have participated in the **International Observation Mission in Ukraine on October 26, 2014 for the Early Parliamentary Elections**, organized by the European Network of Election Monitoring Organizations (ENEMO). ENEMO long term observers focused their observation on the candidates' registration, conduct of election campaign, formation and work of election administration and election-related complaints and appeals. The mission included one core team member and five long-term observers from CeMI. Additionally, CeMI has deployed 9 short-term observers on Election Day. During the Election Day, ENEMO observers have monitored opening and closing of polling stations, voting process, counting of votes, as well as transfer of protocols to election commissions.

ENEMO's international observation mission for Ukrainian Early Parliamentary Elections 2014 was financially supported by the National Democratic Institute for International Affairs, the United States Agency for International Development, and the U.S. Department of State's Bureau of Democracy, Human Rights and Labour, the Embassy of the Federal Republic of Germany in Kyiv and the EU European Development Fund.

PARTICIPATION OF OUR REPRESENTATIVES IN WORKING GROUPS

CeMI's representatives were appointed to several working groups:

Zlatko Vujović – President of the Governing Board

- Member of National Commission for the Implementation of Strategy for Fight against Corruption and Organized Crime
- Member of the Council of the Agency for Electronic Media

Nikoleta Tomović – Executive Director

- Working group for Fight Against Corruption in the Health Sector,
- Working group for Making Code of Ethics in Promoting Drugs,
- Working group for implementation of the Strategy for Informing the Public on Montenegro's EU Accession Process 2014-2018

Vlado Dedović – Head of the Legal Department

- State Election Commission of Montenegro
- Working group for Chapter 24 in Process of Negotiations of Montenegro over the EU accession
- Working group for creation of the Strategy for Judicial Reform 2014-2018
- Working group for Building Trust in the Election Process in Montenegro

Ana Selić

- Working group for creation of the Law on Prevention of Corruption

PUBLICATIONS

In the reporting period, CeMI has produced the following publications:

- Report on Administrative Procedures in the Area of Spatial Planning and Construction, CeMI, 2014
- Policy study: Spatial Planning and Constructuon – Risks of Corruption, CeMI, 2014
- Policy study: Free Legal Aid for Marginalized Groups in Montenegro, CeMI, 2014
- Report on Implementation of Free Legal Aid System in Montenegro, CeMI, 2014
- Policy Study: Analysis of the Effects of Anti-Corruption Policies in Montenegro and Recommendations for their Improvement, CeMI, 2014
- Policy Study: Political Activism of Women in Montenegro, CeMI, 2014
- Plagiarism in Montenegro: Corruption we forgive?, CeMI, 2014

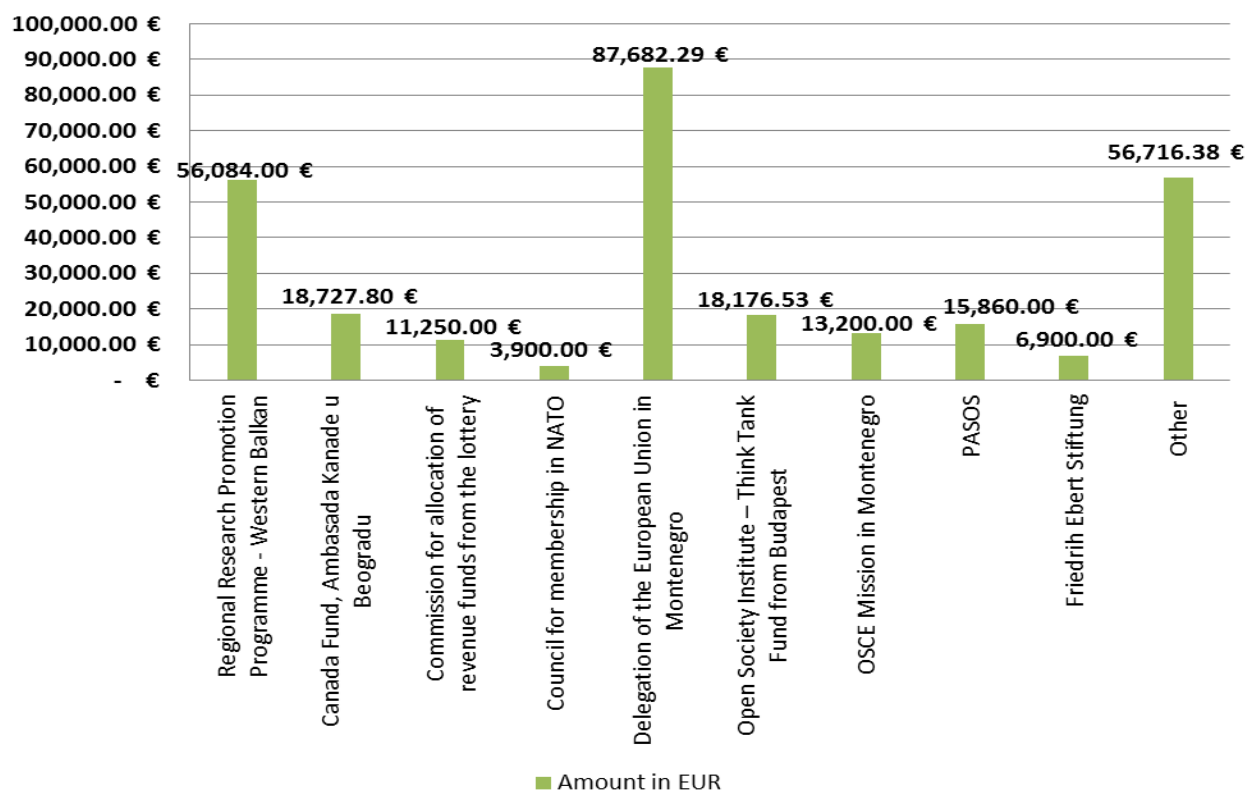
FINANCIAL REPORT 2014

Financial report 2014		
Project name	Donor	Amount
Balkan Electoral Comparative Study: Impact of Personal Vote on Internal Party Democracy	Regional Research Promotion Programme - Western Balkan	56,084.00 €
Raising Integrity, Transparency and Accountability in the Defense Sector in Montenegro	Canada Fund, Ambasada Kanade u Beogradu	18,727.80 €
School Of Euro-Atlantic Integration - IV Generation	Commission for allocation of revenue funds from the lottery	9,600.00 €
School Of Euro-Atlantic Integration - III Generation	Commission for allocation of revenue funds from the lottery	1,650.00 €
School Of Euro-Atlantic Integration - III Generation	Council for membership in NATO	3,900.00 €
Judical reform monitoring project	Delegation of the European Union in Montenegro	28,400.00 €
Free Legal Aid To Marginalized Groups	Delegation of the European Union in Montenegro	59,282.29 €
Strengthening of Think Thank capacities in fight against corruption	Open Society Institute – Think Tank Fund from Budapest	18,176.53 €
Trial monitoring	OSCE Mission in Montenegro	13,200.00 €
Advocacy for Open Government: civil society agenda-setting and monitoring of country action plans	PASOS	15,860.00 €
Political activism of women in Montenegro	Friedrih Ebert Stiftung	6,900.00 €
Other		56,716.38 €
Total		288,497.00 €

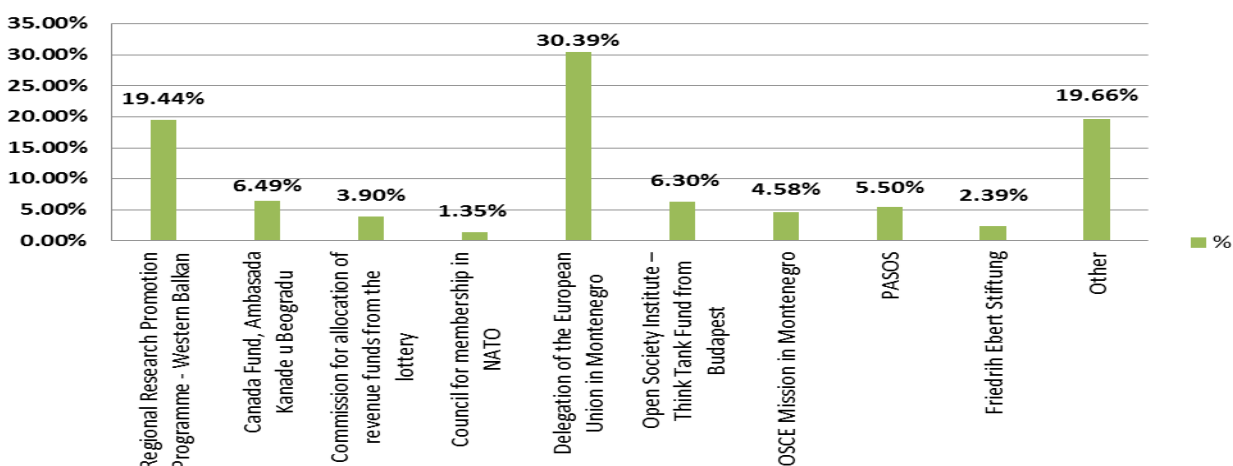
Financial overview 2014

Donors 2014	Amount in EUR
Regional Research Promotion Programme - Western Balkan	56,084.00 €
Canada Fund, Ambasada Kanade u Beogradu	18,727.80 €
Commission for allocation of revenue funds from the lottery	11,250.00 €
Council for membership in NATO	3,900.00 €
Delegation of the European Union in Montenegro	87,682.29 €
Open Society Institute – Think Tank Fund from Budapest	18,176.53 €
OSCE Mission in Montenegro	13,200.00 €
PASOS	15,860.00 €
Friedrih Ebert Stiftung	6,900.00 €
Other	56,716.38 €
Total	288,497.00 €

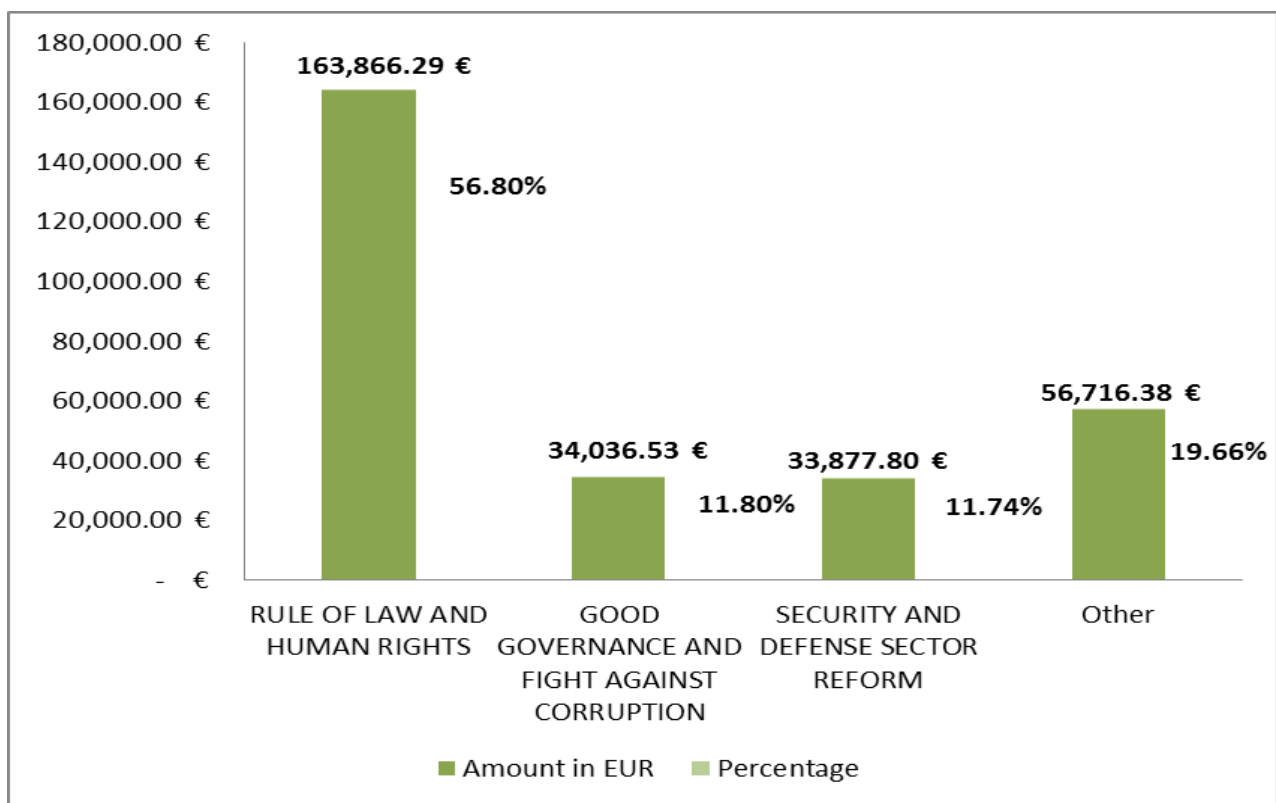
FINANCIAL OVERVIEW BY DONORS 2014



FINANCIAL OVERVIEW BY DONORS 2014



Program	Amount in EUR	Percentage
RULE OF LAW AND HUMAN RIGHTS	163,866.29 €	56.80%
GOOD GOVERNANCE AND FIGHT AGAINST CORRUPTION	34,036.53 €	11.80%
SECURITY AND DEFENSE SECTOR REFORM	33,877.80 €	11.74%
OTHER	56,716.38 €	19.66%
Total	288,497.00 €	100.00%





RULE OF LAW... FIGHT AGAINST CORRUPTION... SECURITY AND DEFENCE...

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