

The OSCE Secretariat bears no responsibility for the content of this document and circulates it without altering its content. The distribution by OSCE Conference Services of this document is without prejudice to OSCE decisions, as set out in documents agreed by OSCE participating States.

FSC.EMI/172/20
29 May 2020

ENGLISH only



Permanent Mission of Montenegro to the UN, OSCE
and other International Organizations in Vienna

Address: Lothringerstrasse 16
1030 Vienna, Austria
tel: +43 1 715 3102

No. 114-1/2020

Date: 29.5.2020.

The Permanent Mission of Montenegro to the UN, OSCE and other International Organizations in Vienna presents its compliments to all Permanent Missions and Delegations to the OSCE and to the OSCE Conflict Prevention Centre, and has the honor to enclose herewith the reply of Montenegro on the OSCE Questionnaire on Anti-Personnel Mines for the year 2019.

The Permanent Mission of Montenegro to the UN, OSCE and other International Organizations in Vienna avails itself of this opportunity to renew to the all Permanent Missions and Delegations to the OSCE and to the OSCE Conflict Prevention Centre assurances of its highest consideration.



**To: All Permanent Missions/Delegations to the OSCE
Conflict Prevention Centre
Vienna**



MONTENEGRO

OSCE QUESTIONNAIRE ON ANTI-PERSONNEL MINES

MAY 2020

OSCE QUESTIONNAIRE ON ANTI-PERSONNEL MINES

Part I

1. Is it your country a State Party to the 1996 Amended Protocol II of 1996 on Prohibitions or Restrictions on the use of mines, Booby-Traps and other devices annexed to the 1980 Convention on Conventional Weapons (CCW)?

- **Yes.**

If yes:

2. Please attach the most recent annual report submitted by your country in accordance with Article 13 of the Amended Protocol or give the appropriate electronic address for the report.

- **In Annex.**

If no:

3. Is your country considering ratification / accession to the Amended Protocol II?

- **N/A.**

4. What measures have been taken to prevent the indiscriminate use of mines, booby-traps and other devices?

- **There is no production of mines on the territory of Montenegro. There are no anti-personnel mine fields and no treading nor tensile anti-personnel mines are part of equipment of the Armed Forces of Montenegro.**

5. Would your country be interested in receiving assistance related to the implementation of this Protocol? If so, please describe.

- **Not at the present time.**

6. Does your country have the capacity to assist others related to this Protocol? If so, please describe.

- **Not at the present time.**

Part II

7. Has your country ratified or acceded to the 1997 Convention on the prohibition of the use, stockpiling, production, and transfer of antipersonnel mines and on their destruction?

- **Yes.**

8. a) If yes, please attach the most recent report submitted by your country in accordance with the Article 7 of Convention (Agreement) or give to us e-mail address of the report.

- **No changes.**

b) If no, is your country considering ratification/accession to the Convention?

- **N/A.**

c) Has your country adopted legislation to address the humanitarian objectives of the convention, or taken any specific measures regarding the use, production, storage transfer and destruction of antipersonnel land mines? In case a moratorium has been introduced, what is its scope and duration and when was it introduced?

- **Yes, through the Criminal Code of Montenegro adopted in 2004, (articles 433 and 434).**

9. Does your country have any specific measures in place to provide assistance to victims?

- **There are no specific measures other than assistance to wounded persons through regular medical care in hospitals or rehabilitation centers.**

10. Does your country require assistance in mine clearance, stockpile destruction, mine awareness and/or victim assistance? If so, please describe.

- **Not at the present time.**

11. Does your country have the capacity to assist others in mine action? If so, please describe.

- **Not at the present time.**

Part III

OSCE QUESTIONNAIRE ON EXPLOSIVE REMNANTS OF WAR

To be submitted on a voluntary basis along with the OSCE Questionnaire on Anti-Personnel Mines no later than 31 May each year.

1. Have your country notified the Depositary of its consent to be bound by the 2003 CCW Protocol V on Explosive Remnants of War (ERW) once it enters into force? Is your country considering doing so?

Montenegro ratified Protocol V, CCW, 22. March 2016.

2. If yes, at what stage is the process?

We are the member of CCW, Protocol V.

3. Would your country be interested in receiving assistance in clearing or otherwise minimizing the risk and effects of ERW? If so, please describe.

We are very interested to receive international assistance to upgrade and build up the capacities related to ERW, such as:

- **Expert support on Implementation of International Mine Action Standards (IMAS) in Montenegro,**
- **Capacity buildings (training, equipment, regular vehicles, trucks for heavy ERW)**
- **Clearance of ERW,**
- **Victim assistance,**
- **Mine risk education**

4. Does your country have the capacity to assist others in clearing and minimizing the risks and effects of ERW? If so, please describe.

Ministry of Interior Affairs, Directorate for emergency management has capacity to provide assistance to other neighboring countries only in short-term due to limited number of personnel and high percent of commitments inside the country related to this issue.

AMENDED PROTOCOL II

**PROTOCOL ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF MINES,
BOOBY-TRAPS AND OTHER DEVICES, AS AMENDED ON 3 MAY 1996, ANNEXED
TO THE CONVENTION ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF
CERTAIN CONVENTIONAL WEAPONS WHICH MAY BE DEEMED TO BE
EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS
(Protocol II as amended on 3 May 1996)**

REPORTING FORMATS

for Article 13 paragraph 4 and Article 11 paragraph 2

NAME OF THE HIGH
CONTRACTING PARTY: MONTENEGRO

DATE OF SUBMISSION: 9th March 2020

NATIONAL POINT(S) OF
CONTACT: DEFENCE POLICY AND PLANNING
DIRECTORATE

e-mail: radmila.perovic@mod.gov.me

tel: +382 20 483 244

(Organization, telephones, fax, e-mail)

This information can be available to other interested parties and relevant organizations:

YES

NO

Partially, only the following forms:

A

B

C

D

E

F

G

AMENDED PROTOCOL II

Form A Dissemination of information

Article 13,
paragraph 4 (a)

“The High Contracting Parties shall provide annual reports to the
Depositary [...] on [...]:

(a) dissemination of information on this Protocol to their armed forces and
to the civilian population;”

Remark: REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period

from: 1st January 2019
dd/mm/yyyy

to: 31st December 2019
dd/mm/yyyy

INFORMATION TO THE ARMED FORCES:

The Armed Forces of Montenegro are familiar with the entry into force and the content of the amended Protocol II, through the official documents of the Ministry of Defence, lectures delivered to the members of the Armed Forces by the competent persons from the Ministry of Defense, as well as through Protocol's content published in the official magazine of the Ministry of Defence "PARTNER".

The Armed Forces of Montenegro have implemented the Protocol's contents into its Plans and Programmes concerning training of military personnel as well as applies regulations, measures and procedures from the area pertaining to the amended Protocol II.

INFORMATION TO THE CIVILIAN POPULATION:

The amended Protocol II has been ratified by the Parliament of Montenegro through the Law, and it has been published into the "Official Gazette of Montenegro" - international treaties, No. 14/11 from 11th November 2011. The amended Protocol II has been available to every citizen at the official site of the Official Gazette of Montenegro.

Montenegro's accession to the amended Protocol II with its basic content was also published in the monthly magazine "PARTNER" No. 47 in April 2012, by the Ministry of Defence and is available to the citizens as a free sample in the press at the official site of the Ministry of Defense.

AMENDED PROTOCOL II

Form C Technical requirements and relevant information

Article 13,
paragraph 4 (c)

“The High Contracting Parties shall provide annual reports to the
Depositary [...] on [...]:

(c) steps taken to meet technical requirements of this Protocol and any
other relevant information pertaining thereto;”

Remark: REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period

from: **1st January 2019**
dd/mm/yyyy

to: **31st December 2019**
dd/mm/yyyy

TECHNICAL REQUIREMENTS:

The number of anti-personnel mines (made by former Yugoslavia-MRUD) was reduced by 110 (one hundred and ten) pieces, in 2019, through ITF Fund.

ANY OTHER RELEVANT INFORMATION:

AMENDED PROTOCOL II

Law on Foreign Trade in Weapons and Military Equipment ("Official Gazzete of Montenegro", No.40/16) and Law on foreign trade of dual-use goods ("Official Gazette of Montenegro" No.30/12) prescribes fines for offences regarding licences and other documents necessary for trade of armaments, military equipment and dual-use goods.

Within its jurisdiction, the Customs Administration carries out control of arms and military equipment in accordance with international conventions and positive regulations that are applied in Montenegro. Regarding the legislative framework, we are acting in accordance with the Law on Foreign Trade in Weapons and Military Equipment ("Official Gazete of Montenegro", No.40/16), the Law on Control of Exports of Dual-Use Goods ("Official Gazete of Montenegro", No. 30/12), the Law on Weapons ("Official Gazeta of Montenegro", No.10/15) and the Rulebook on the manner in which the customs authorities act in customs procedures with weapons and military equipment ("Official Gazete of Montenegro", No.82/16), in order to fulfill obligations regarding international agreements on arms control, disarmament and non-proliferation. These goods are controlled by a regular customs procedure and for it is approved the required customs procedure with the permission of the Ministry of Economy, or with the approval of another competent authority, depending on the type of transport.

According to the Law, the following by-laws (legislation) were adopted: Decision on Establishing the National Control List of Weapons and Military Equipment ("Official Gazette of Montenegro" no. 33/17); Decision on Establishing the National Control List of Dual-Use Goods ("Official Gazette of Montenegro" no. 64/16);

The Law on the Armed Forces ("Official Gazette of Montenegro" no. 051/17) stipulates that the Armed Forces shall defend independency, sovereignty and state territory of Montenegro, as a professional defense force, according to the principles of the International Law on use of force (Article 2).

An official or responsible person ordering or allowing a legal entity to perform the activities provided for in paragraph 1 of this Article shall be punished by an imprisonment sentence of one to eight years.

AMENDED PROTOCOL II

Form E International technical information exchange, cooperation on mine clearance, technical cooperation and assistance

Article 13,
paragraph 4 (e)

“The High Contracting Parties shall provide annual reports to the
Depositary [...] on [...]:

(e) measures taken on international technical information exchange, on
international cooperation on mine clearance, and on technical cooperation
and assistance;”

Remark:

REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period

from: 1st January 2019
dd/mm/yyyy

to: 31st December 2019
dd/mm/yyyy

INTERNATIONAL TECHNICAL INFORMATION EXCHANGE:

--

INTERNATIONAL COOPERATION ON MINE CLEARANCE:

--

TECHNICAL COOPERATION AND ASSISTANCE:

--

AMENDED PROTOCOL II

Form F Other relevant matters

Article 13,
paragraph 4 (f)

“The High Contracting Parties shall provide annual reports to the
Depositary [...] on [...]:

(f) other relevant matters.”

Remark: REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period

from: 1st January 2019
dd/mm/yyyy

to: 31st December 2019
dd/mm/yyyy

OTHER RELEVANT MATTERS:

The injured persons who are characterized as civil war invalids are entitled to disability allowance in the monthly amount of money depending on the degree of physical impairment. In addition to the rights, the right to financial compensation of material security, family allowance, health care, free and privileged drive and funeral expenses can be exercised.

Civil war invalids who are not otherwise insured are entitled to health care and other rights related to health care by health regulations. The civil war invalids are entitled to orthopedic and other devices, to a spa and climatic treatment in accordance with health regulations.

Victims or persons who suffered harm, injury or psychosomatic diseases related to military operations, explosion of obsolete war materials as well as hostile terrorist activity, can exercise right to certain compensation, by submitting a request to the local administration authority, in charge of the territory in which the claimant resides.

AMENDED PROTOCOL II

Form G Information to the UN-database on mine clearance

Article 11,
paragraph 2,

“2. Each High Contracting Party undertakes to provide information to the database on mine clearance established within the United Nations System, especially information concerning various means and technologies of mine clearance, and lists of experts, expert agencies or national points of contact on mine clearance.”

Remark: REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period

from: **1st January 2019**
dd/mm/yyyy

to: **31st December 2019**
dd/mm/yyyy

MEANS AND TECHNOLOGIES OF MINE CLEARANCE:

As mentioned in Form C, the number of anti-personnel mines was reduced by 110 pieces, in 2019, through ITF Fund. The mines were reduced by delaboration processes.

LISTS OF EXPERTS AND EXPERT AGENCIES:

**Milovan Joksimovic, Vladan Buric, Valentina Babovic,
EOD department, Directorate for Emergency Management, Ministry of Interior**

NATIONAL POINTS OF CONTACT ON MINE CLEARANCE:

**EOD department, Directorate for Emergency Management, Ministry of Interior
vladan.buric@mup.gov.me**

**CONVENTION ON THE PROHIBITION OF THE USE, STOCKPILING, PRODUCTION AND TRANSFER OF
ANTI-PERSONNEL MINES AND ON THEIR DESTRUCTION**

Reporting Formats for Article 7

STATE [PARTY]:

MONTENEGRO

POINT OF CONTACT:

**MINISTRY OF DEFENCE, DEFENCE POLICY AND PLANNING
DIRECTORATE**

+382 20 483-244; EMAIL: radmila.perovic@mod.gov.me

(Name, organization, telephone, fax, email)

(ONLY FOR THE PURPOSES OF CLARIFICATION)

COVER PAGE OF THE ANNUAL ARTICLE 7 REPORT

NAME OF STATE [PARTY]: **MONTENEGRO**

REPORTING PERIOD: **1st January 2019** to **31st December 2019**
 (dd/mm/yyyy) (dd/mm/yyyy)

<p>Form A: National implementation measures:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2013)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2013)		non applicable	<p>Form F: Program of APM destruction:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2007)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2007)		non applicable
	changed												
X	unchanged (last reporting: 2013)												
	non applicable												
	changed												
X	unchanged (last reporting: 2007)												
	non applicable												
<p>Form B: Stockpiled anti-personnel mines:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2007)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2007)		non applicable	<p>Form G: APM destroyed:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2007)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2007)		non applicable
	changed												
X	unchanged (last reporting: 2007)												
	non applicable												
	changed												
X	unchanged (last reporting: 2007)												
	non applicable												
<p>Form C: Location of mined areas:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2008)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2008)		non applicable	<p>Form H: Technical characteristics:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2007)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2007)		non applicable
	changed												
X	unchanged (last reporting: 2008)												
	non applicable												
	changed												
X	unchanged (last reporting: 2007)												
	non applicable												
<p>Form D: APMs retained or transferred:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2008)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2008)		non applicable	<p>Form I: Warning measures:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2008)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2008)		non applicable
	changed												
X	unchanged (last reporting: 2008)												
	non applicable												
	changed												
X	unchanged (last reporting: 2008)												
	non applicable												
<p>Form E: Status of conversion programs:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2008)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2008)		non applicable	<p>Form J: Other Relevant Matters</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td style="width: 20px;"></td><td>changed</td></tr> <tr><td>X</td><td>unchanged (last reporting: 2008)</td></tr> <tr><td></td><td>non applicable</td></tr> </tbody> </table>		changed	X	unchanged (last reporting: 2008)		non applicable
	changed												
X	unchanged (last reporting: 2008)												
	non applicable												
	changed												
X	unchanged (last reporting: 2008)												
	non applicable												

Notes on using the cover page:

1. The cover page can be used as a **complement** to submitting detailed forms adopted at the First and Second Meetings of the States Parties in instances when the information to be provided in some of the forms in an annual report is the same as it would be in past reports. That is, when using the cover page, only forms within which there is new information needs to be submitted.
2. The cover page can be used as a **substitute** for submitting detailed forms adopted at the First and Second Meetings of the States Parties only if all of the information to be provided in an annual report is the same as in past reports.
3. If an indication is made on the cover sheet that the information to be provided with respect to a particular form is **unchanged** in relationship to a previous year's form, the **date of submission** of the previous form should be clearly indicated.