



**Government of Montenegro
Prime Minister's Office
European Integration Office**

Montenegro's Programme of Accession to the European Union 2021 – 2023

Podgorica, March 2021

1. Free Movement of Goods

INTRODUCTION

Free movement of goods is one of the four fundamental freedoms at the EU single market. Free movement of goods implies the removal of all technical barriers in the trade between the EU Member States. In that regard Montenegro, as a candidate country aiming to become a full-fledged EU Member State, has to remove all obstacles which might disturb its full integration into a single market, while ensuring a high level of protection of human safety, life and health, as well as protection of animals and plants, environment and consumers. The establishment of quality infrastructure system in accordance with the best European practice and harmonisation of the Montenegrin technical legislation with EU requirements represent the most important tasks of Montenegro under Chapter 1 – Free Movement of Goods.

Chapter 1 is divided into 4 subchapters:

1. General Principles,
2. Horizontal Measures (Conformity Assessment, Standardisation, Metrology, Accreditation, Market Surveillance),
3. Vertical Measures (New Approach, Old Approach) and
4. Procedural Measures.

Institutions dealing with free movement of goods in Montenegro are: the Ministry of Economic Development, Ministry of Capital Investments, Ministry of Health, Ministry of Interior, Ministry of Agriculture, Forestry and Water Management, Ministry of Ecology, Spatial Planning and Urbanism, Ministry of Defence, Ministry of Education, Science, Culture and Sport, Administration for Inspection Affairs, Customs Administration, Bureau of Metrology, Administration for Food Safety, Veterinary and Phytosanitary Affairs, Accreditation Body of Montenegro, Institute for Standardisation of Montenegro, Institute for Pharmaceuticals and Medical Devices, Environmental Protection Agency, Agency for Electronic Communications and Postal Service, Eco-toxicological Examination Centre and the Health Insurance Fund.

Chapter 1 – Free Movement of Goods was opened on 20 June 2017 at the Intergovernmental Conference in Luxembourg.

1. PLANS AND NEEDS						
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Horizontal measures						
1.	MED	Law on Technical Requirements for Products and Conformity Assessment	2021/IV	2022/I	32008D0768 [F] 32008R0765 [F]	
2.	MED	Law on Standardisation	2021/IV	2022/I	32012R1025 [F]	
3.	MED	Law on Market Surveillance of Products	2021/IV	2022/I	32019R1020 [F] 32019R0515 [F] 32001L0095 [F]	
4.	MED	Law on Time Calculation	2021/IV	2022/I	32000L0084 [F]	
A.1) New approach						
5.	MCI	Law Amending the Law on Efficient Use of Energy	2021/III	2021/III	32017R1369 [F]	
6.	MCI	Rulebook on eco-design requirements for professional refrigerated storage cabinets, blast cabinets, condensing units and process chillers	2021/III	2021/III	32009L0125 [F] 32015R1095 [F]	
7.	MCI	Rulebook on eco-design requirements for air heating products, cooling products, high temperature process chillers and fan coil units	2021/III	2021/III	32009L0125 [F] 32016R2281 [F]	
8.	MCI	Rulebook amending the Rulebook on mandatory energy efficiency labelling requirements for products with an impact on energy consumption	2021/IV	2021/IV	32017R1369 [F]	
9.	MCI	Rulebook on eco-design requirements for servers and data storage products	2021/IV	2021/IV	32009L0125 [F] 32019R0424 [F]	
10.	MCI	Rulebook on energy efficiency labelling of light sources	2022/I	2022/I	32019R2015 [F]	
11.	MCI	Rulebook on eco-design technical requirements for light sources	2022/I	2022/I	32019R2020 [F]	
12.	MCI	Rulebook on energy efficiency labelling of local space heaters	2022/II	2022/II	32015R1186 [F]	
13.	MCI	Rulebook on energy efficiency labelling of solid fuel boilers and supplementary heaters, temperature controls and solar devices	2022/II	2022/II	32015R1187 [F]	
14.	MCI	Rulebook on energy efficiency labelling of household washing machines and household washer-dryers	2022/III	2022/III	32019R2014 [F]	
15.	MCI	Rulebook on energy efficiency labelling of refrigerating appliances	2022/III	2022/III	32019R2016 [F]	
16.	MCI	Rulebook on energy efficiency labelling of households dishwashers	2022/III	2022/III	32019R2017 [F]	
17.	MCI	Rulebook on eco-design technical requirements of households washing machines and household washer-dryers	2022/III	2022/III	32019R2023 [F]	

18.	MCI	Rulebook on eco-design technical requirements of refrigerating appliances	2022/III	2022/III	32019R2019 [F]	
19.	MCI	Rulebook on eco-design technical requirements of household dishwasher	2022/III	2022/III	32019R2022 [F]	
20.	MCI	Rulebook on energy efficiency labelling for tyres and other parameters	2022/IV	2022/IV	32020R0740 [F]	
21.	MCI	Rulebook on energy efficiency labelling of electronic displays	2023/II	2023/II	32019R2013 [F]	
22.	MCI	Rulebook on eco-design technical requirements of electronic displays	2023/II	2023/II	32019R2021 [F]	
23.	MCI	Rulebook on energy efficiency labelling of refrigerating appliances with direct sales function	2023/II	2023/II	32019R2018 [F]	
24.	MCI	Rulebook on eco-design technical requirements of refrigerating appliances with direct sales function	2023/II	2023/II	32019R2024 [F]	
25.	MCI	Rulebook amending the Rulebook on eco-design technical requirements of small, medium and large power transformers	2023/II	2023/II	32019R1783 [F]	
26.	MCI	Rulebook on eco-design technical requirements of electric motors	2023/II	2023/II	32019R1781 [F]	
27.	MCI	Rulebook on eco-design technical requirements of external power supplies	2023/IV	2023/IV	32019R1782 [F]	
28.	MCI	Rulebook on eco-design technical requirements of welding equipment	2023/IV	2023/IV	32019R1784 [F]	
29.	MH	Rulebook amending the Rulebook on safety of toys	2021/IV	2021/IV	32009L0048 [P] 32015L2115 [P] 32015L2116 [P] 32015L2117 [P] 32017L0738 [P] 32017L0774 [P] 32019L1922 [P] 32019L1929 [P]	
30.	MED	Rulebook on personal protection equipment	2021/IV	2021/IV	32016R0425 [F]	
31.	MI	Law Amending the Law on Explosive Substances	2021/IV	2022/II	32019R1148 [P] 32013L0029 [P] 32014L0018 [P]	
A.2) Old approach						
32.	MESPU	Rulebook amending the Rulebook on the list of substances of very high concern	2021/II	2021/II	32019R1194 [F]	
33.	MESPU	Rulebook amending the list of classified substances	2021/III	2021/IV	32020R1182 [F]	
34.	MESPU	Rulebook amending the Rulebook on the manner of classification, packaging and labelling of chemicals in accordance with the UN Globally Harmonized System	2021/IV	2021/IV	32019R0521 [F]	
35.	MESPU	Rulebook amending the Rulebook on the content of the safety data sheet on chemicals	2022/II	2022/II	32020R0878 [F]	
36.	MESPU	Rulebook amending the Rulebook on the list of dangerous chemicals and products whose export is prohibited	2022/III	2022/IV	32020R1068 [F]	
37.	MESPU	Decree amending the Decree on prohibited or permitted uses, production and placing on the market of chemicals that pose an unacceptable risk to human health and the environment	2022/IV	2023/I	32020R1203 [F] 32020R1204 [F] 32020R1149 [F] 32020R0784 [F]	

					32020R2081[F] 32020R2096 [F] 32021R0057 [F]	
38.	MESPU	Rulebook amending the Rulebook on the list of substances that are not entered in the register of chemicals and are not subject to expert assessment	2023/I	2023/II	32019R1691 [F]	
39.	MESPU	Rulebook amending the Rulebook on methods for testing the hazardous properties of chemicals	2023/II	2023/III	32019R1390 [F]	
40.	MESPU	Rulebook amending the Rulebook on the detailed content of prior notification for export of chemicals	2023/III	2023/III	32020R1068 [F]	
41.	MESPU	Rulebook amending the Rulebook on lists of active substances authorized for use in biocidal products and low-risk biocidal products	2023/IV	2023/IV	32019D1950 [F] 32019D1973 [F] 32019D1969 [F] 32019D1951 [F] 32019R1819 [F] 32019R1821 [F] 32019R1823 [F] 32019R1824 [F] 32019R1820 [F] 32019D1030 [F] 32019D0994 [F] 32019R1822 [F] 32019R1825 [F] 32020D0027 [F] 32020R1086 [F] 32020D1037 [F]	
42.	MH	Law on the Control of Production and Trade in Substances that can be used in Production of Narcotic Drugs and Psychotropic Substances	2021/III	2021/IV	32004R0273 [P] 32011R0225 [P] 32005R0111 [P] 32009R0219 [P] 32013R1258 [P] 32013R1259 [P] 32015R1011 [P] 32015R1013 [P] 32016R1443 [P]	
43.	MCI	Law on homologation of motor vehicles	2022/IV	2023/III	32018R0858 [P] 32007L0046 [P] 32013R0168 [P] 32013R0167 [P] 32016R1628 [P]	
44.	MCI	Rulebook on homologation of motor vehicles and trailers	2023/IV	2023/IV	32018R0858 [P]	
45.	MCI	Rulebook on homologation of two or three-wheeled motor vehicles	2023/IV	2023/IV	32013R0168 [P]	
46.	MCI	Rulebook on homologation of tractors	2023/IV	2023/IV	32013R0167 [P]	

47.	MCI	Rulebook on emissions from non-road mobile machinery	2023/IV	2023/IV	32016R1628 [P]	
48.	MCI	Technical book on homologation of motor vehicles and trailers, two or three-wheeled motor vehicles, tractors and non-road mobile machinery	2023/IV	2023/IV	31970L0157 [F] 31970L0220 [F] 31970L0221 [F] 31970L0311 [F] 31970L0387 [F] 31970L0388 [F] 31971L0320 [F] 31972L0245 [F] 31972L0306 [F] 31973L0350 [F] 31974L0060 [F] 31974L0061 [F] 31974L0297 [F] 31974L0408 [F] 31974L0483 [F] 31975L0443 [F] 31976L0114 [F] 31976L0115 [F] 31976L0756 [F] 31976L0757 [F] 31976L0758 [F] 31976L0759 [F] 31976L0760 [F] 31976L0761 [F] 31976L0762 [F] 31977L0389 [F] 31977L0538 [F] 31977L0539 [F] 31977L0540 [F] 31977L0541 [F] 31978L0316 [F] 31978L0318 [F] 31978L0507 [F] 31978L0549 [F] 31978L0632 [F] 31978L0932 [F] 31979L0488 [F] 31980L1268 [F] 31980L1269 [F] 31982L0318 [F] 31988L0077 [F] 31988L0195 [F] 31989L0227 [F]	

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B) Procedural measures						
49.	MED	Law on Export Control of Dual Use Goods	2021/III	2022/II	32009R0428 [P] 32011R1232 [P] 32003E0468 [P] 32008E0944 [P] 32000E0401 [P] 52016PC0616 [P]	
50.	MI	Law Amending the Law on Weapons	2021/II	2021/III	31991L0477 [F] 32008L0051 [F] 32017L0853 [F] 32015R2403 [F] 32018R0337 [F]	
51.	MH	Rulebook on composition, manner of work and decision-making of the ethical committee for clinical trials of medicines for human use	2021/III	2022/IV	32001L0020 [P]	
52.	MH	Guidelines on content of documentation required for ethical committee opinion for clinical trials of medicines for human use	2021/III	2022/IV	32001L0020 [P]	
53.	MH	Rulebook on the form and content of a prescription, criteria for classification of medicines, as well as the manner of prescribing and dispensing of medicines for human use	2021/III	2022/IV	32001L0083 [P]	
54.	MH	Rulebook on manner and conditions of advertising of medicines	2022/IV	2022/IV	32004L0027 [P] 32001L0083 [P]	
55.	MH	Guidelines on good clinical practice	2022/I	2022/II	32005L0028 [P] EMA/CHMP/ICH/1 35/1995 [F] 32001L0020 [P]	
56.	MH	Rulebook on conditions for issuance of marketing authorisation, variations, renewal and transfer of the authorization, as well as on content of the marketing authorization	2022/IV	2022/IV	32009L0120 [P] 32009L0053 [P] 32008R1234 [P] 32003L0063 [P] 32001L0082 [P] 32004R0726 [P] 32001L0083 [P]	
57.	MH	Rulebook on conditions and manner of determining fulfilment of conditions for manufacture of medicines and content of manufacturing authorization	2022/II	2022/II	32001L0083 [P] 31991L0412 [P] 32003L0094 [P]	
58.	MH	Guidelines on Good manufacturing practice, form of GMP certificate and report on application of the Guidelines of good manufacturing practice	2022/III	2022/III	32003L0094 [P]	
59.	MH	Rulebook on conditions and manner of determining fulfilment of conditions for performing wholesale of medicines and content of wholesale authorization for human medicines	2022/IV	2022/IV	32001L0083 [P]	
60.	MH	Rulebook on conditions, application content and documentation required for conduct of clinical trials of medicine for human medicines	2023/I	2023/I	32005L0028 [P] 32001L0020 [P]	

61.	MH	Rulebook on conditions to be met and content of manufacturing authorization of investigational medicinal product	2023/I	2023/I	32005L0028 [P] 32003L0094 [P] 32001L0020 [P]	
62.	MH	Guidelines on collecting, assessing and reporting on adverse reactions/events in conducting clinical trials of medicines for human use	2023/I	2023/I	52011XC0611 [01] [P]	
63.	MH	Rulebook on the labelling the outer and immediate packaging of a medicine and content of the package leaflet for human medicines	2023/II	2023/II	32013R0198 [D] 32001L0083 [D]	
64.	MH	Rulebook on the manner of collecting of data, reporting and monitoring adverse reactions to medicines for human use	2023/II	2023/II	32012R1027 [P] 32012L0026 [P] 32010R1235 [P] 31995R0540 [P] 32010L0084 [P] 32001L0083 [P]	
65.	MH	Rulebook on conditions for issuance of authorisation, preparation and use of advanced therapy medicines, which are prepared on a non-routine basis	2023/IV	2023/IV	32007R1394 [P] 32009L0120 [P]	
66.	MH	Decree on the criteria for setting maximum prices of medicines	2021/III	2022/IV	31989L0105 [P]	
67.	MAFWM	Rulebook on the form and content of a prescription, criteria for classification of medicines, as well as the manner of prescribing and dispensing of veterinary medicines	2022/II	2022/III	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
68.	MAFWM	Rulebook on pharmacological-toxicological testing of veterinary medicines and documentation for performing proceeding on pharmacological-toxicological testing of veterinary medicines	2022/III	2022/IV	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
69.	MAFWM	Rulebook on conditions, application content and documentation required for conduct of clinical trials of medicines for veterinary use	2022/II	2022/III	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
70.	MAFWM	Rulebook on the labelling the outer and immediate packaging of a veterinary medicine and content of the package leaflet, as well as the type of veterinary medicine that must contain a safety label	2022/IV	2022/IV	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
71.	MAFWM	Rulebook on the manner of collecting of data, reporting and monitoring adverse reactions to medicines for veterinary use	2021/IV	2022/II	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
72.	MAFWM	Rulebook on conditions and manner of determining fulfilment of conditions for performing wholesale of medicines and content of wholesale authorization for veterinary medicines	2022/III	2022/IV	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
73.	MAFWM	Rulebook on conditions regarding premises, equipment and personnel for retail of veterinary medicines	2023/II	2023/IV	32019R0006 [F] 32004L0028 [F] 32009L0009 [F]	
74.	MH	Rulebook on the detailed content of basic as well as special requirements for medical devices	2022/II	2022/III	32012R0722 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P]	

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75.	MH	Rulebook on the detailed manner and procedure of monitoring medical devices and vigilance systems on the market	2022/IV	2022/IV	32012R0722 [P] 32011L0100 [P] 32005L0050 [P] 32003L0012 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P] 31998L0079 [P] 31990L0385 [P] 31993L0042 [P] 32017R0745 [P] 32017R0746 [P]	
76.	MH	Rulebook on detailed conditions and manner of medical devices advertising	2022/IV	2022/IV	32012R0722 [P] 32011L0100 [P] 32005L0050 [P] 32003L0012 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P] 31998L0079 [P] 31990L0385 [P] 31993L0042 [P] 32017R0745 [P] 32017R0746 [P]	
77.	MH	Rulebook on the detailed content and manner of marking of the medical device and the content of the instruction for use of the medical device	2022/IV	2022/IV	32012R0722 [P] 32011L0100 [P] 32005L0050 [P] 32003L0012 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P] 31998L0079 [P] 31990L0385 [P] 31993L0042 [P] 32017R0745 [P] 32017R0746 [P] 32012R0207 [P]	

78.	MH	Rulebook on the detailed content of application, documentation required for conducting a clinical trial, recording of a non-interventional trial, and basic requirements for a clinical evaluation	2022/II	2022/II	32012R0722 [P] 32011L0100 [P] 32005L0050 [P] 32003L0012 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P] 31998L0079 [P] 31990L0385 [P] 31993L0042 [P] 32017R0745 [P] 32017R0746 [P] 32012R0207 [P]	
79.	MH	Rulebook on detailed content and manner of keeping registers of medical devices, manufacturers with based in Montenegro, i.e. residence or domicile in Montenegro and manufacturers of medical devices with registered office, i.e. residency or domicile outside of Montenegro, wholesalers, specialized retail facilities and importers	2022/II	2022/II	32012R0722 [P] 32011L0100 [P] 32005L0050 [P] 32003L0012 [P] 32001L0104 [P] 32000L0070 [P] 32007L0047 [P] 31998L0079 [P] 31990L0385 [P] 31993L0042 [P] 32017R0745 [P] 32017R0746 [P]	
80.	MH	Rulebook on detailed conditions, manner of determining the fulfilment of conditions for the manufacture of medical devices, content of the decision on the registration of manufacturer, as well as for the manufacture of custom-made medical devices for a particular patient	2023/IV	2023/IV	31990L0385 [P] 31993L0042 [P] 31998L0079 [P] 32017R0745 [P] 32017R0746 [P]	
81.	MH	Rulebook on detailed conditions, manner of determining the fulfilment of conditions and content of the decision on wholesale registration	2023/IV	2023/IV	32017R0745 [P] 32017R0746 [P]	
82.	MH	Rulebook establishing the list of prohibited substances, as well as prohibited substances classified as CMR substances of category 2 and conditions of their use in cosmetic products	2021/IV	2022/I	32013R0483 [F] 32013R0658 [F] 32013R1197 [F] 32014R0358 [F] 32014R0866 [F] 32014R1003 [F] 32014R1004 [F] 32015R1190 [F] 32015R1298 [F] 32016R0314 [F] 32016R0621 [F]	

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83.	MH	Rulebook on labelling and contents of the data that are required to be indicated on packed cosmetic products, on cosmetic products packed at the point of sale on a buyer's request or those repacked for direct sale	2022/II	2022/III	32009R1223 [P]	
84.	MH	Rulebook on verifying the safety and compliance, sampling, method, type, scope and methods of safety analyses and contents of the cosmetic products, as well as the contents of the safety and compliance of cosmetic products assessment report	2022/II	2022/III	32009R1223 [P] 31980L1335 [F] 31982L0434 [F] 31983L0514 [F] 31985L0490 [F] 31993L0073 [F] 31995L0032 [F] 31996L0045 [F] 32019R0831 [F] 32019R0681 [F] 32019R0680 [F] 32019R0698 [F] 32019R1858 [F] 32019R1857 [F] 32019R1966 [F]	
85.	MED	Decree on notification of technical regulations, standards, regulations on information society services and conformity assessment procedure	2022/II	2022/III	32015L1535 [F]	

2. Freedom of Movement for Workers

INTRODUCTION

Freedom of movement for workers, as one of the fundamental principles of the European Union and one of the four freedoms in the internal market, covers the issues related to access to labour market, EURES, coordination of the social security system and the European Health Insurance Card.

According to provisions of the *acquis*, a worker who moves to another EU Member State has certain rights, such as the right to work without work permit (except for workers from new Member States that are covered by transitional period), right of migrant workers to be equally treated as the nationals of the state where they are employed, right of migrant workers to have equal social security as the nationals of the state where they are employed, right of family members to join the worker and receive family benefit, complete coordination of the social security system (right to pension and contributions for social security), and mutual recognition of qualifications. The goal of the aforementioned rights is to encourage mobility of labour force between the EU Member States, which represents an important factor for the internal market.

Negotiating chapter 2 – Freedom of Movement for Workers includes the following subfields: access to labour market, EURES, coordination of the social security systems and European Health Insurance Card.

Institutions that coordinate the activities under this chapter are the Ministry of Economic Development and the Ministry of Finance and Social Welfare, while the following institutions are also involved: Ministry of Health, Ministry of Interior, Ministry of Education, Science, Culture and Sport, Ministry of Foreign Affairs, Ministry of Public Administration, Digital Society and Media, European Integration Office, Employment Office of Montenegro, Police Administration, Health Insurance Fund, Pension and Disability Insurance Fund, Administration for Statistics, Vocational Education Centre, University of Montenegro, Trade Union Association, Free Trade Union Association, Chamber of Commerce, Union of Employers, Montenegro Business Alliance, and Administration for Inspection Affairs.

Regulation (EU) 2019/1149 of the European Parliament and of the Council of 20 June 2019 establishing a European Labour Authority, amending Regulations (EC) No 883/2004, (EU) No 492/2011, and (EU) 2016/589 and repealing Decision (EU) 2016/344 provides for establishment of monitoring authority that should carry out its activities in the fields of labour mobility across the Union and coordination of the social security system, including the freedom of movement for workers, secondment of workers and highly mobile services.

Chapter 2 – Freedom of Movement for Workers was opened at the Intergovernmental Conference in Brussels on 11 December 2017.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Access to labour market						
1.	MED	National Strategy for Employment 2021-2024, with the Action Plan for Employment for 2021	2021/II	2021-2024		
2.	MED	Action Plan for Employment for 2022	2021/IV	2022		
3.	MED	Action Plan for Employment 2023	2022/IV	2023		
4.	MI	Strategy on migration and reintegration of returnees in Montenegro, for the period 2021-2025, with the Action Plan for 2021 and 2022	2021/II	2021-2025		
5.	MI	Action Plan for the Implementation of the Strategy for Integrated Migration Management in Montenegro for the period 2023-2024, with the Report on Implementation of the Action plan for the Implementation of the Strategy on migration and reintegration of Returners in Montenegro, for 2022	2023/I	2024		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Access to labour market						
1.	MED	Law on the Protection of Employed Citizens of Montenegro referred to Work Abroad	2021/IV	2022/I		
2.	MI	Law Amending the Law on Foreigners	2022/IV	2022/IV	31996L0071 [F] 32018L0957 [F]	
3.	MED	Law on Professional Rehabilitation and Employment of Persons with Disabilities	2021/IV	2022/I	32000L0078 [F]	
4.	MED	Decision determining the annual number of temporary residence and work permits for foreigners for 2022	2021/IV	2022		
5.	MED	Decision on determining the annual number of temporary residence and work permits for foreigners for 2023	2022/IV	2023		
B) Coordination of Social Security System						
6.	MFSW	Law on Confirmation of the Agreement on Social Security between Montenegro and Romania	2023/III	2024/IV		

C) European Health Insurance Card						
7.	MH	Rulebook on closer conditions and manner and procedure for achieving cross-border health care	2022/III	2022/IV	32011L0024 [F]	

3: Right of Establishment and Freedom to Provide Services

INTRODUCTION

Freedom to provide services is one of four freedoms that enable functioning of the single EU market, along with freedom of movement of goods, persons and capital. Under this negotiating chapter, legislative framework that allows the freedom to provide services and right of establishment is considered. This chapter covers three subfields:

- Right of establishment and freedom to provide cross-border services;
- Mutual recognition of professional qualifications and
- Postal services.

In accordance with requirements of Directive 2013/55/EU of the European Parliament and of the Council of 20 November 2013 amending Directive 2005/36/EC on the recognition of professional qualifications, the Law on Recognition of Professional Qualifications for Performing Regulated Professions was adopted (Official Gazette of Montenegro 56/18), along with Decision determining the List of regulated professions (Official Gazette of Montenegro 80/18), while the study programmes (Doctor of Medicine, Doctor of Dentistry, Pharmacist, Nurse, Architect) whose completion enable acquiring qualifications for performing a regulated profession in Montenegro, have been harmonized.

In the field of freedom to provide services, the Law on Services was adopted (Official Gazette of Montenegro 71/17). The harmonization of sectoral legislation with the Services Directive 2006/123 / EC is carried out in the manner provided for by the Action Plan for transposition of the Services in the Internal Market Directive for the period 2015-2018. Regarding the harmonization of future legislation, according to the Government Conclusion 022-27/2018-1 of 21 June 2018 and the Government Conclusion 04-699/2 of 25 February 2021, the competent line ministries are responsible for taking into account the obligations arising from the Services Directive when adopting regulations governing services, and to report to the Ministry of Economic Development, which prepared and provided the guidelines on this issue on 19 July 2018. In order to fully harmonize with the Services Directive, it is necessary to adopt a Regulation on a single point of contact (SPOC) for services in the fourth quarter of 2020, while the Law on Services also contains the legal basis for the adoption of a by-law that will define the manner of cooperation and exchange of information with EEA countries, particularly co-operation regarding the supervision over provision of services, taking warning measures and the way in which the Ministry works with regard to the IMI system. The adoption of the legal act for the IMI system is foreseen under the project, which will be implemented through IPA 2020.

In order to achieve full alignment with Directive 2013/55/EU of the European Parliament and of the Council of 20 November 2013 amending Directive 2005/36/EC on the recognition of professional qualifications, by the date of accession to the EU,

Montenegro is obliged to establish the Chamber of Nurses, Midwives and Technicians. In this regard, with a view to improving conditions for the performance of these professions, protecting their professional interests, promoting professional health ethics and participating in the improvement of quality of health care, by provisions of the Law on Health Care (Official Gazette of Montenegro 3/16, 39/16 and 2/17), Montenegro envisaged establishment of the Medical Chamber of Montenegro, Dental Chamber of Montenegro, and the Pharmaceutical Chamber of Montenegro, while the Chamber of Physiotherapists has been established in accordance with Article 120 of this law. Establishment of the Chamber of Nurses, Midwives and Technicians is defined by Article 20 of the Law on Health Care of Patients (Official Gazette of Montenegro 25/10).

Institutional framework: Ministry of Justice, Human and Minority Rights, Ministry of Interior, Ministry of Finance and Social Welfare, Ministry of Education, Science, Culture and Sports, Ministry of Economic Development, Ministry of Capital Investments, Ministry of Agriculture, Forestry and Water Management, Ministry of Health, Ministry of Public Administration, Digital Society and Media, European Integration Office, Chamber of Commerce of Montenegro, Chamber of Engineers of Montenegro, Chamber of Lawyers of Montenegro, Medical Chamber of Montenegro, Administration for Inspection Affairs, Environmental Protection Agency, Agency for Electronic Communication and Postal Services and Energy and Water Regulatory Agency.

This negotiating chapter was opened on 11 December 2017 at the Intergovernmental Conference in Brussels.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adoption	Period of validity	Acquis	
					Celex No	Other
A) Postal services						
1.	MED	Action Plan for the Postal Development Strategy for 2021-2022	2021/II	2021-2022		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title of the legal act	Adoption	Application	Acquis	
					Celex No	Other
A) Right of Establishment and Freedom to Provide Services						
1.	MED	Decree on a point of single contact for services	2022/IV	2022/IV	32006L0123[F]	
B) Postal services						
2.	AECPS	Rulebook amending the Rulebook on the type and manner of submitting data of postal operators	2022/IV	2023/I	32018R0644 [P]	

4: Free Movement of Capital

INTRODUCTION

Free movement of capital represents one of the basic principles of the single EU market, and it is the only one of four freedoms that exceeds the borders of the European Union. Basic principles of the single market are the principle of non-discrimination and the principle of mutual recognition. Principle of non-discrimination derives from Chapter II Article 18 of the Treaty on the Functioning of the European Union (TFEU), which prohibits any discrimination based on citizenship, i.e. different treatment in equal circumstances. Grounds of internal market are laid down by provisions of Article 26 Chapter III Title 1 of the Treaty on the Functioning of the European Union, which defines the single EU market as “the space without internal borders with free trade of goods, as well as free movement of persons, services and capital”.

Free movement of capital enables the flow of capital within the EU, facilitates cross-border trade, contributes to the mobility of workers, and facilitates the collection of capital required for launching business and growth of businesses, as well as the functioning of an integrated, open and efficient internal market, which is in the best interest of all EU citizens.

This negotiating chapter lays down the rules of free movement of capital between the Union Member States. These rules include prohibition of all restrictions on capital movement and payments, both within the EU Member States and between Member States and third countries. There are, however, certain exceptions that are primarily related to taxes, prevention of money-laundering, financing of terrorism, etc. This chapter of the acquis also contains the rules for cross-border investment into financial services sector and ownership rights over the real estate outside the national frameworks and within the EU.

Free movement of capital includes three fundamental areas:

- 1) free movement of capital and payment,
- 2) payment operations services and
- 3) prevention of money laundering and financing of terrorism.

Institutional framework: Ministry of Finance and Social Welfare, Central Bank of Montenegro, Police Administration (Sector for Prevention of Money Laundering and Financing of Terrorism), Capital Market Commission, Insurance Supervision Agency and European Integration Office.

This chapter was opened at the Intergovernmental Conference on 24 June 2014.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Policies						
1.	MI	Strategy for prevention and suppression of terrorism, money laundering and financing of terrorism for the period 2022–2025 with the Action Plan for 2022-2023	2021/III	2022-2025		
1.1. LEGAL FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) General principles						
1.	MFSW	Law on Insurance	2022/IV	Upon accession	32009L0138 [P] 32016L0097 [P] 32011L0089 [F] 32014L0051 [F] 32018L0843 [F] 32019R1935 [F] 32019L2177 [P]	
B) Horizontal measures						
2.	MFSW	Law on the Comparability of Fees related to Payment Accounts, Payment Account Switching and Access to Payment Accounts with Basic Features	2021/II	2022/I	32014L0092 [F] 32018R0032 [F] 32018R0033 [F] 32018R0034 [F]	
3.	MFSW	Law on Interchange Fees and Special Rules for Card-Based Payment Transactions	2021/II	2023/I	32015R0751 [F]	
4.	MFSW	Law Amending the Law on Payment Operations	2021/IV	Upon accession	32015L2366 [F] 32018R0389 [F] 32009R0924 [P] 32012R0260 [P] 32014R0248 [P] 32019R0518 [P]	
C) Prevention of money laundering and financing of terrorism						
5.	MI	Law on Prevention of Money Laundering and Financing of Terrorism	2021/IV	2022/II	32015L0849 [P] 32018L0843 [P]	
6.	MI	Rulebook on indicators for the identification of suspicious clients and transactions	2021/IV	2021/IV	32015L0849 [P] 32018L0843 [P]	

7.	MI	Rulebook on conditions and manner of submitting the data on cash transactions in the amount of at least EUR 15 000 and suspicious transactions	2021/IV	2021/IV	32015L0849 [P] 32018L0843 [P]	
8.	MI	Rulebook on guidelines for analysis and risk factors to prevent money laundering and financing	2022/III	2022/III	32015L0849 [P] 32018L0843 [P]	
9.	MI	Rulebook on the manner of keeping the register of beneficial owners, collecting, entering and deadlines for entering and updating the data kept in the register and manner of accessing of that data	2022/III	2022/III	32015L0849 [P] 32018L0843 [P]	
10.	MI	Rulebook on the manner of operation of the authorized person, the manner of carrying out internal control, storage and protection of data, the manner of keeping records and training of employees	2022/III	2022/III	32015L0849 [P] 32018L0843 [P]	
11.	MI	Rulebook on the content and type of data on the payer that accompany the electronic transfer of funds	2022/III	2022/III	02015R0847 [P]	
12.	MI	Rulebook on electronic identification of clients when opening bank accounts	2022/III	2022/III	32015L0849 [P] 32018L0843 [P]	
13.	MI	Guidelines on risk analysis to prevent money laundering and terrorism financing	2022/III	2022/III	32015L0849 [P] 32018L0843 [P]	

5: Public Procurement

INTRODUCTION

Public procurement in the European Union includes a set of activities of contracting authorities from EU Member States for the purpose of acquisition of goods, provision of services or execution of works. Contracting authority implies public authorities such as public institutions, cities, municipalities and sectoral contracting authorities dealing with water supply, energy supply, provision of transport and postal services.

The goal of European legislation in this field is to provide the possibility for service providers, suppliers of goods and contractors to compete in public tenders in the EU Member States. The goal, on the one hand, is to strengthen economic development and efficiency, but also to give full meaning to the EU single market. The institutions established for this purpose should secure adherence to the legislative framework at all levels and ensure an efficient system of legal protection in public procurement procedures, which is, inter alia, based on the right to file an appeal. The contracting authorities are obliged to conduct public procurement procedure with full respect for the principle of transparency. Public private partnership projects are the projects implemented with the aim of satisfying a certain public need, i.e. projects aimed at provision of a public service under the competence of the public authority.

Legislative framework governs the following: principles of public procurement; procurement procedures operating in the water, energy, transport and postal sectors; coordination of procedures for the award of public procurement contracts, public supply contracts and public service contracts; rights protection procedure in the public procurement procedure, "concessions and public-private partnership", electronic public procurement; a single public procurement dictionary (CPV); sustainable public procurement and procurement procedures in the field of defence and security.

Institutional framework: Ministry of Finance and Social Welfare, Ministry of Economic Development, Ministry of Public Administration, Digital Society and Media, Commission for the Protection of Rights in Public Procurement Procedures and Administration for Inspection Affairs.

The chapter was opened at the Intergovernmental Conference on 18 December 2013.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Horizontal measures						
1.	MFSW	Strategy for the improvement of public procurement policy and public-private partnership for the period 2021-2025 with the Action Plan for 2021	2021/II	2021-2025		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Horizontal measures						
1.	MFSW	Decree on the list of military equipment and products, procedure and manner of conducting public procurement in the field of defence and security	2021/IV	2021/IV	32019R1830 [P]	
2.	MFSW	Rulebook on report forms in public procurement procedures	2021/IV	2021/IV	52019IR1136 [P]	
3.	MFSW	Expert guidance for contracting authorities regarding the implementation of public procurement procedures in the situation of the COVID-19 pandemic	2021/II	2021/II	52020XC0401(05) [P]	

6. Company Law

INTRODUCTION

Company law refers to the establishment, functioning and control of financial operations of companies in the EU Member States. It is composed of two parts: company law in a narrow sense and accounting and auditing.

Company law *acquis* includes regulations on establishment, registration, division of joint stock companies, national and cross-border mergers, takeover of joint stock companies, shareholder's rights, capital requirements, transparency requests, recommendations on the compensation policy for directors of listed stock companies, recommendations on the role of non-executive directors and members of the supervisory board of listed companies, as well as commission boards of these companies. Company law, in a narrow sense, also includes rules incorporated in the Regulation on the Statute for a European Company (SE) and Regulation on the European Economic Interest Grouping (EEIG).

The field of accounting and auditing includes the establishment of the system for quality control of the auditing profession and an effective system of public supervision of its work in general, the system for publishing annual financial reports, as well as the establishment and consistent implementation of international financial reporting standards. This segment will also have direct impact on the structure of certain bodies of capital companies in Montenegro, through the obligation of introducing an auditing committee in charge of conducting internal control of financial operations.

Institutions dealing with the adoption and implementation of legislation in this field are the following: Ministry of Economic Development, Ministry of Finance and Social Affairs, Commercial Court of Montenegro, Chamber of Commerce of Montenegro, Insurance Supervision Agency of Montenegro, Capital Market Authority and the Institute of Accountants and Auditors of Montenegro.

Chapter 6 – Company Law was opened on 18 December 2013 at the Intergovernmental Conference, which took place in Brussels.

1. PLANS AND NEEDS						
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Accounting						
1.	MFSW	Law on Accounting	2021/IV	2022/I	32013L0034 [F] 32014L0095 [F] 32019R0402 [F] 32019R0237 [F]	

7: Intellectual Property Law

INTRODUCTION

EU acquis in the field of intellectual property law includes the issue of copyright and related rights, industrial property law and provisions concerning their implementation. The key challenges in the forthcoming period refer to the adoption of strategic and legislative documents, including the National Intellectual Property Strategy for the period 2021-2025, Law Amending the Law on Copyright and Related Rights, Law on Trade Secret, Law Amending the Law on Trademarks as well as the Law Amending the Law on Patents.

Copyright and related rights protect works of literature, science and art, while the industrial property law includes the right to a patent, trademark, and industrial design, designation of origin and geographical indications and topographies of semiconductors.

Protection of intellectual property rights includes: administrative protection; civil legal protection; criminal justice and misdemeanour protection.

Institutions in charge of activities carried out under this chapter are the following: Ministry of Economic Development; Police Administration; Customs Administration; Administration for Food Safety, Veterinary and Phytosanitary Affairs; Administration for Inspection Affairs; judicial authorities and the public prosecution office. Montenegro has set up its legal framework for the implementation of intellectual property law in specific laws governing the field of intellectual property.

Montenegro opened Chapter 7 – Intellectual Property Law on 31 March 2014, at the Intergovernmental Conference in Brussels.

1.PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent instituion	Title	Period validity		EU Acquis	
					Celex No	Other
A) Intellectual property Law						
1.	MED	National Strategy for Intellectual Property for the period 2022-2025	2021/IV	2022-2025		
Mark	Competent institution	1.2. LEGISLATIVE FRAMEWORK				
		Title	Adoption	Application	EU Acquis	
					Celex No	Other
A) Intellectual property Law						
1.	MED	Law Amending the Law on Copyright and Related Rights	2022/II	2022/IV	32017L1564 [F]	
2.	MED	Law Amending the Law on Copyright and Related Rights	2023/III	2024/I	32019L0789 [F] 32019L0790 [F]	
B) Industrial property rights						
3.	MED	Law Amending the Law on Trademark	2022/I	2022/III	32015L2436 [F]	
4.	MED	Law on Business Secret	2022/I	2022/III	32016L0943 [F]	
5.	MED	Law Amending the Law on Patents	2022/II	2022/IV	32019R0933 [F]	

8. Competition Policy

INTRODUCTION

Rules related to the protection of competition represent the basis for establishment of a country's market economy. Within the EU accession process, competition policy is one of the most important elements, since its efficient implementation contributes to improvement of economy, development and increase in the number of companies, improvement of investments in research and development of new products, as well as attracting new investments and increased production and exports.

The competition *acquis* is divided into competition policy and state aid. This includes rules and procedures for suppression of anti-competitive behaviour of market participants (restrictive agreements between undertakings, abuse of dominant position and monitoring of the concentration of market participants), as well as procedure of awarding and control of dedicated use of the state aid, for the purpose of protecting the competition.

In the forthcoming period, particular attention will be dedicated to the strengthening of administrative capacities of the institution competent for competition policy and state aid control – Agency for Protection of Competition, in order to provide the appropriate track record and completely ensure equal and fair conditions for all participants in the Montenegrin market.

Besides the Agency for Protection of Competition, the competent institutions in this field are: Ministry of Economic Development, Ministry of Finance and Social Welfare, competent courts, Public Prosecution Office, as well as all providers of the state aid and the State Audit Institution.

1. PLANS AND NEEDS						
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Competition policy						
1.	MED	Law on Compensation Procedures for Market Competition Injuries	2022/II	2022/IV	32014L0104 [F]	
2.	MED	Proposal for the Law Amending the Law on Protection of Competition	2021/II	2021/II		
B) State aid						
3.	MFSW	Decision on the regional aid map in Montenegro	2021/II	2021/II		
4.	MFSW	Decree on the method of keeping the State Aid records	2021/IV	2021/IV		
5.	MFSW	Rulebook on the method and calculation of the reference and discount rates	2021/IV	2021/IV		

9: Financial Services

INTRODUCTION

Chapter Financial Services is related to the alignment of regulations in the field of banking, insurance and reinsurance, pension funds covered by employers, capital markets and financial market infrastructure with the acquis, as well as its efficient implementation by the competent supervisory institutions, with the ultimate goal to encourage and maintain financial stability.

This chapter covers four subchapters:

1. banking and financial conglomerates,
2. insurance and pension insurance covered by employer,
3. securities markets and investment services, and
4. financial market infrastructure.

Institutions responsible for the implementation of the acquis in this field are: the Ministry of Finance and Social Welfare, Central Bank of Montenegro – CBM, Capital Market Commission, Insurance Supervision Agency and the Deposit Insurance Fund.

Montenegro will continue with further alignment and implementation of the EU acquis in the field of financial services in order to achieve an advanced level of compliance and demonstrate the rigor and independence of regulatory and supervisory institutions with adequate administrative capacity for its implementation and enforcement.

The chapter was opened on 22 February 2015.

1. PLANS AND NEEDS						
1.1. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Banking and financial conglomerates						
1.	MFSW	Law on Additional Control of Financial Conglomerates	2022/IV	2023/III	32011L0089 [F] 32002L0087 [F] 32014R0342 [F]	
2.	MFSW	Law Amending the Law on Credit Institutions	2022/IV	2023/III	32019L0878 [P]	
3.	CBM	Decision amending the Decision on capital adequacy of credit institutions	2022/IV	2023/III	32020R0866 [P] 32020R0125 [P]	
4.	CBM	Decision amending the Decision on reports submitted to the Central Bank of Montenegro	2022/IV	2023/III	32020R0429 [P]	
5.	MFSW	Law Amending the Law on Resolution of Credit Institutions	2022/IV	2023/III	32019L0879 [P]	
B) Insurance and occupational pensions						
6.	MFSW	Law on Pension Funds	2022/IV	Upon the accession	32003L0041 [P] 32013L0014 [F]	
7.	MFSW	Insurance Law	2022/IV	Upon the accession	32009L0138 [P] 32016L0097 [P] 32011L0089 [F] 32014L0051 [F] 32018L0843 [F] 32019R1935 [P] 32019L2177 [P]	
C) Securities markets and investments services						
8.	MFSW	Law Amending the Law on Capital Market	2022/IV	2023/II	32017R1129 [P] 31997L0009 [F] 32014L0057 [P] 32014L0065 [P] 32014R0596 [F] 32004L0109 [F]	

					32019R1851 [F] 32019R2033 [F] 32019L2034 [F] 32019R2115 [F] 32019R2099 [F] 32019R2100 [F] 32019R2160 [F] 32020R0447 [F] 32020R0448 [F] 32020R1212 [P]	
9.	MFSW	Law on Open-End Investment Funds with Public Offering	2022/IV	2023/II	32009L0065 [P] 32010L0078 [F] 32011L0061 [P] 32013L0014 [P] 32014L0091 [F] 32017R2402 [P] 32019L2162 [P]	
10.	MFSW	Law on Alternative Investment Funds	2022/IV	2023/II	32011L0061 [F] 32013L0014 [P] 32014L0065 [P]	

10. Information Society and Media

INTRODUCTION

Chapter Information Society and Media consists of three fields: electronic communications, information society services and audio-visual policy. Key issues within the field of electronic communications are: broadband internet access, standardization, interconnection, market and market analysis, universal service and users' rights, privacy issues, digitalization and radio spectrum policy. Key issues within the field of information society services are: e-government, information security, e-health, e-signature, public sector, and e-commerce. Key issues within the field of audio-visual policy are: audio-visual media services, public radio broadcasting services of Montenegro, protection of minors, cinematographic heritage, and cultural diversity.

Institutions responsible for work in this chapter are: Ministry of Public Administration, Digital Society and Media, Ministry of Economic Development, Ministry of Education, Science, Culture and Sports, Ministry of Interior, Health Insurance Fund, Agency for Electronic Communications and Postal Services, Agency for Electronic Media, Agency for the Protection of Personal Data and Free Access to Information, Broadcasting Centre and the Radio and Television of Montenegro.

The chapter was opened on 31 March 2014.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Information society services						
1.	MPADSM	Digital Transformation Strategy 2021-2025, with Action plan for 2021-2022	2021/III	2021/III		
2.	MPADSM	Cyber Security Strategy of Montenegro 2022-2026, with the Action Plan for the implementation of the Strategy for 2022	2021/IV	2022-2026		
3,	MPADSM	Action plan for the implementation of the Cyber Security Strategy of Montenegro 2018 – 2021 for 2021 with Report on the implementation of the Action Plan for 2020	2021/II	2021		
B) Audio-visual policy						
4.	MPADSM	Media Strategy 2021-2025, with the Action Plan for 2021-2022	2021/III	2021-2025		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent inst.	Title	Adoption	Applicati on	Acquis	
					Celex No	Celex No
A) Information society services						
1.	MPADSM	Law Amending the Law on Electronic Document	2021/III	2022/I		
2.	MPADSM	Law Amending the Law on Information Security	2021/II	2021/II		
B) Electronic communications						
3.	MED	Law Amending the Law on Electronic Communications	2021/II	2021/III	32014L0061 [F]	
4.	MED	Law on Use of Physical Infrastructure for Establishing High-Speed Electronic Communication Networks	2021/II	2021/III	32014L0061 [F]	

5.	MED	Rulebook amending the Rulebook on radio-frequencies and conditions according to which radio-frequencies can be used without approval	2022/III	2022/IV		
6.	MED	Law on Electronic Communications	2022/IV	2023/I	32018L1972 [F]	
C) Audio-visual policy						
7.	MJUDDM	Law on Audio-Visual Media Services	2021/IV	2022/II	32018L1808 [F]	
8.	MJUDDM	Law Amending the Law on Radio Television of Montenegro	2021/IV	2022/I		
9.	MJUDDM	Law Amending the Law on Media	2021/IV	2022/I		

11: Agriculture and Rural Development

INTRODUCTION

The acquis under Chapter 11 – Agriculture and Rural Development includes a large number of binding rules, many of which are directly applicable. Their proper application and effective enforcement by an efficient administration are essential for the functioning of the Common Agricultural Policy (CAP).

CAP is divided into two pillars: direct payment and market measures (first pillar) and rural development (second pillar). The basis of the first pillar consists of various measures of support, which directly or indirectly influence the farmers' income. Rural development policy aims to improve quality of life from both economic and social aspect through support to various economic activities in rural areas. First pillar measures are integrally financed from the common EU budget, while the principle of co-financing from the national budget is applied for the second pillar. One of the main characteristics of the CAP is financing in a seven-year period, with precisely determined amounts of subsidies for possible beneficiaries.

A Member State must be ready to apply the acquis for direct payment schemes and to implement the policy of the common organization of the market, as well as to implement the rural development measures.

Chapter 11 –Agriculture and Rural Development is divided into the following sub-chapters: direct payments, common market organization, State aid, rural development, quality policy and organic production.

As of the date of accession to the EU, Montenegro will be applying the Common Agricultural Policy, which implies establishment of an administrative and institutional framework for its implementation. Proper implementation of the Common Agricultural Policy requires that Montenegro strengthen the existing and establish new appropriate administrative structures, such as: Payment Agency, managerial body, as well as certain systems such as Integrated Administration and Control System (IACS) and Farm Accountancy Data Network (FADN).

The institution in charge of policies belonging to this negotiating chapter is the Ministry of Agriculture, Forestry and Water management.

Negotiating Chapter 11 – Agriculture and rural development was opened at Intergovernmental conference held on 13 December 2016.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
1.1. STRATEGIC FRAMEWORK						
1.	MAFW	Strategy for development of agriculture and rural areas 2022-2027	2022/I	2022-2027		
2.	MAFW	Action Plan for harmonization with the EU acquis	2022/I	2022-2027		
3.	MAFW	Action plan for establishing IACS and Payment Agency	2022/III	2022/IV- until EU accession		
B) IPARD Programme						
4.	MAFW	Programme for development of agriculture and rural development IPARD III 2022-2027 ¹	2021/IV	2022-2027		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) General provisions						
1.	MAFW	Law Amending the Law on Agriculture and Rural Development	2021/III	2021/IV	32011R0543 [P] 32014R0640 [P] 32014D0825 [P] 32013R1305 [P] 32014R0807 [P] 32015R1366 [P] 32016R0232 [P] 32013R1307 [P] 32013R1308 [P] 32018R1046 [P] 32014R0447 [P] 32013R1306 [P] 32013R1305 [P] 32014R0907 [P] 32014R0251 [P] 32013R1308 [P] 32015R1366 [P] 32020R0198 [P]	
2.	MAFW	Rulebook on flavoured wine products	2021/III	2021/IV	32014R0251 [P]	

¹ The right time frame of the **Programme for agriculture and rural development IPARD III** will be **2021-2027**, even though it is not in the official version of the MPA

					32020R0198 [P]	
3.	MAFW	Rulebook on implementation of direct payments and IACS rural development measures	2021/IV	2022/I	32013R1306 [P] 32013R1307 [P] 32014R0639 [P] 32014R0640 [P] 32014R0641 [P] 32014R0809 [P] 32014R0907 [P] 32018R0746 [P]	
4.	MAFW	Rulebook on the methodology of data collection for the farm accounting system	2022/I	2022/II	32009R1217 [P] 32013R1318 [P] 32016R2129 [P]	
5.	MAFW	Rulebook amending the Rulebook on the form and manner of keeping a register of entities and a register of agricultural holdings	2022/II	2022/IV	32013R1306 [P] 32013R1307 [P]	
6.	MAFW	Rulebook amending the Rulebook on the detailed content and method of establishing records of agricultural parcels	2022/II	2022/IV	32013R1306 [P] 32013R1307 [P]	
B) Horizontal issues						
7.	MAFW	Law Amending the Law on Olive Growing and Olive Oil	2021/III	2021/IV	32012R0029 [P] 31991R2568 [P] 32013R1308 [P] 32011R0061 [P] 32007R0702 [P] 32003R1989 [P] 32005D0800 [P]	
8.	MAFW	Rulebook on the implementation of the Food Availability Improvement Program - fruits, vegetables, milk and milk products for schools	2021/IV	2022/I	32013R1308 [P] 32016R0791 [P] 32018R0891 [P] 32018R0892 [P] 32017R0040 [P]	
9.	MAFW	National apiculture programme	2021/IV	2022/I	32013R1308 [F]	
10.	MAFW	Law Amending the Law on the Regulation of the Agricultural Products Market	2022/II	2022/IV	32013R1308 [P] 32012R0880 [P] 32012R0511 [P] 32016R0791 [P] 32016R1237 [P] 32016R1238 [P] 32014R0499 [P] 32018R0891 [P] 32018R0892 [P] 32015R1366 [P] 32016R1237 [P] 32017R1182 [P] 32017R1185 [P]	

					32020R0760 [P]	
11.	MAFW	Law Amending Law on Wine	2021/II	2021/IV	31999R1493 [P] 32002R0753 [P] 32013R1308 [P] 32019R0934 [P] 32019/C 409/01 [P] 32020R0601 [P]	
12.	MAFW	Law on Establishing a Paying Agency in Agriculture, Rural Development and Fisheries	2022/II	2022/IV	32014R0908 [P]	
13.	MAFW	Rulebook amending the Rulebook on general and specific standards for the putting on market of fruit and vegetables	2022/III	2022/III	32019R0428 [F]	
14.	MAFW	Rulebook amending the Rulebook on reporting prices of certain agricultural products	2022/IV	2022/IV	32003R0546 [P]	
B.1) Spirit drinks						
15.	MAFW	Law on Spirit Drinks	2021/IV	2022/II	32019R0787 [F]	
C) Organic production						
16.	MAFW	Law on Organic Production	2022/IV	2022/IV	32018R0848 [F] 32020R0427 [F]	
17.	MAFW	Rulebook on establishing closer rules in organic production and control rules	2023/I	2023/I	32019R2164 [F] 32020R0464 [F]	

12: Food Safety, Veterinary and Phytosanitary Policy

INTRODUCTION

The European approach in the field of food safety, veterinary and phytosanitary control includes the implementation of integrated "farm-to-fork" principle, which covers all segments of food production chain: primary production, processing, storage, transport and trade.

The acquis for this chapter consists of three mutually complementing parts:

1. Food safety contains the following: rules for production and marketing of food, feed and animal by-products (hygiene rules, specific rules for animal products, declaration and advertising, rules for additives, enzymes, supplements and colours, as well as materials intended to come into contact with food), rules for official controls and mechanisms for provision of food safety, with strict rules for food of animal origin.
2. Veterinary policy contains the following: rules for internal trade of animals and animal products, control and health requirements for import of animals, products of animal origin and by-products, identification and registration of animals and monitoring their movement, control and eradication of animal diseases and zoonoses, trade in live animals, semen, egg cells and embryos, control of residues and other substances, zootechnics, as well as requirements for animal welfare.
3. Phytosanitary policy contains the following: rules for control of harmful plant organisms, plant products and supervised facilities, rules for plant protection products, quality and marketing of seeds and planting material and protection of new plant varieties.

Furthermore, this chapter contains the rules for GMOs (genetically modified organisms).

Institutions dealing with issues of food safety, veterinary and phytosanitary control in Montenegro are the Ministry of Forestry and Water management and Administration for Food Safety, Veterinary and Phytosanitary Affairs.

Based on the fact that the European Union sets strict rules in these fields that have to be completely met on the path of accession, it is important, inter alia, to meet the following preconditions: adopt appropriate regulations (laws and bylaws), ensure the implementation of stipulated norms by animal and plant keepers, as well as food business operators, employ professional staff,

provide adequate budget, necessary technical equipment and assets for work, laboratories, inspections and adequate administrative capacities.

Through alignment of legislation with the acquis, all products on the market will have to meet equal requirements. That will raise the general level of food safety, as well as trust of citizens in products they buy.

Negotiating Chapter 12 –Food Safety, Veterinary and Phytosanitary Policy was opened at the Intergovernmental Conference, which was held on 30 June 2016.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No (veza)	Other
A) Horizontal measures						
1.	AFSVPA	National Plan for sustainable use of plant protection products	2021/II	2021-2026	32019L0782 [F] 52020SA0005(01) [F]	
2.	AFSVPA	Programme for the Control of Dog Population in Montenegro	2021/II	2021-2024		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Food safety – general part						
A.1) Food safety						
1.	AFSVPA	Rulebook on trainings for performing official controls, i.e. physical checks at border control posts	2021/III	2022/I	32019R1081 [F]	
2.	AFSVPA	Order on measures for the import of food and feed originating in Japan	2021/IV	2022/I	32019R1787 [F]	
3.	AFSVPA	Guidelines on food safety management systems for food retail activities, including food donations	2021/IV	2022/I	52020XC0612(08) [F]	
A.2) Placing on the market of food, feed and animal by-products						
A.2.1) Specific rules for animal products						
4.	AFSVPA	Decree Amending the Decree on Food Hygiene	2021/IV	2022/I	32019R0624 [F] 32019R0978 [F] 32019R1139 [F] 32019R0649 [F]	
A.2.2) Specific control rules for animal products						
5.	AFSVPA	Rulebook amending the Rulebook on maximum permitted residue levels of pharmacologically active ingredients in veterinary medicines in animal products	2021/IV	2022/I	32020R0192 [F]	
A.2.3) Special control rules for products of animal origin						
6.	AFSVPA	Rulebook amending the Rulebook on classification and handling of animal by-products, hygienic and veterinary-health conditions for by-products	2022/III	20227IV	32020R0205 [F]	
7.	AFSVPA	Rulebook amending the Rulebook on hygiene, veterinary health and other requirements for by-products and facilities for processing or destruction of animal by-products	2022/III	2022/IV	32020R0757 [F] 32020R0762 [F] 32020R0797 [F]	
A.3) Food Safety Rules						
A.3.1) Labelling presentation and advertising of foodstuffs including nutrition and health claims and nutritional labelling						

15.	AFSVPA	Rulebook on the conditions for import of food and feed, monitoring of radioactivity levels and certificate forms and conditions for issuing certificates	2021/IV	2022/I	32020R1158 [F]	
A.4) Specific Rules for Feed						
A.4.1) Feed Additives						
16.	AFSVPA	Decree amending the Decree on additives in feed and premixtures that can be placed on the market	2022/I	2022/II	32019R1964 [F] 32019R1965 [F] 32019R1977 [F] 32019R1976 [F] 32020R0106 [F] 32020R0107 [F] 32020R0146 [F] 32020R0147 [F] 32020R0148 [F] 32020R0149 [F] 32020R0150 [F] 32020R0151 [F] 32020R0157 [F] 32020R0159 [F] 32020R0160 [F] 32020R0161 [F] 32020R0162 [F] 32020R0163 [F] 32020R0164 [F] 32020R0165 [F] 32020R0166 [F] 32020R0167 [F] 32020R0172 [F] 32020R0173 [F] 32020R0180 [F] 32020R0196 [F] 32020R0197 [F] 32020R0207 [F] 32020R0228 [F] 32020R0229 [F] 32020R0238 [F] 32020R0354 [F] 32020R0376 [F] 32020R0377 [F] 32020R0378 [F] 32020R0763 [F] 32020R0992 [F] 32020R0994 [F]	

					32020R0995 [F] 32020R0996 [F] 32020R0997 [F] 32020R1018 [F] 32020R1031 [F] 32020R1032 [F] 32020R1033 [F] 32020R1034 [F] 32020R1090 [F] 32020R1091 [F] 32020R1092 [F] 32020R1094 [F] 32020R1096 [F] 32020R1097 [F] 32020R1098 [F] 32020R1175 [F]	
B) Veterinary						
B.1) Animal products						
17.	AFSVPA	Rulebook on import requirements for food of plant and animal origin (mixed products)	2021/II	2021/II	32019R0759 [F] 32019R1873 [F]	
B.2) Control measures for animal diseases						
18.	AFSVPA	Rulebook amending Rulebook on measures to prevent, detect, control and eradicate transmissible spongiform encephalopathies	2021/IV	2022/I	32020R0772 [F]	
B.2.1) Foot and Mouth Disease						
19.	AFSVPA	Order on measures for prevention of the entry of foot-and-mouth disease	2021/III	2021/III	32019D0242 [F]	
B.2.2) TSE						
20.	AFSVPA	Rulebook on control of Transmissible Spongiform Encephalopathies	2021/IV	2021/IV	32019R1091 [F] 32019R0319 [F]	
B.2.3) Zoonoses						
21.	AFSVPA	Rulebook amending the Rulebook on the method and control measures of Salmonella in poultry and other specific foodborne zoonotic agents	2021/IV	2021/IV	32019R0268 [F]	
B.3) Semen, ova and embryos						
22.	AFSVPA	Rulebook on import conditions of semen, ova and embryos related to the health of dogs, cats and ferrets	2021/III	2021/III	32019D1206 [F] 32019D0294 [F] 32019R1293 [F]	
23.	AFSVPA	Rulebook for establishments keeping terrestrial animals and hatcheries, and the traceability of certain kept terrestrial animals and hatching eggs	2023/IV	2024/I	32019R2035 [F]	
B.4) Import requirements for live animals and animal products						
24.	AFSVPA	Rulebook amending the Rulebook on requirements for import and transits of equidae	2021/III	2021/III	32020R2235 [F] 32020R0692 [F]	

25.	AFSVPA	Rulebook on the conditions for the import of equidae, semen and embryos	2021/III	2021/IV	32019R2147 [F] 32020R0485 [F] 32020R0581 [F]	
26.	AFSVPA	Rulebook on detailed conditions for the entry of consignments of products of animal origin and pet food entered by travellers as a personal consignment	2021/III	2021/IV	32020R0178 [F]	
B.5) Animal welfare						
27.	AFSVPA	Law Amending Law on Animal Welfare Protection	2021/IV	2022/I	32019R0268 [F]	
B.6) Zootechnics						
28.	AFSVPA	Instructions for publishing information on zootechnics on the website	2022/I	2022/II	32020D0388 [F]	
29.	AFSVPA	Instructions amending the Instructions on the content and form of the register for operators performing activities in the field of veterinary medicine and animal husbandry, which are published on the website	2022/II	2022/III	32020D0397 [F]	
30.	AFSVPA	Models of zootechnical certificate forms for breeding animals and their embryos	2022/III	2022/IV	32020R0602 [F]	
C) Phytosanitary policy						
C.1) Plant Health - Harmful Organisms						
31.	AFSVPA	Rulebook amending the Rulebook on the manner of conducting phytosanitary checks and requirements for issuing plant passports	2021/II	2021/III	32019R0827 [F]	
32.	AFSVPA	Rulebook amending the Rulebook on phytosanitary measures to prevent the introduction, spreading and control of harmful organisms and lists of harmful organisms of plants, plant products and objects under supervision	2021/IV	2022/I	32019R1702 [F] 32019R2072 [F] 32019R2148 [F] 32020R0887 [F] 32020R0918 [F] 32020R1002 [F] 32020R1164 [F] 32020R1213 [F] 32020R1214 [F]	
33.	AFSVPA	Order on the adoption of measures for the prevention of the introduction into the Union of the Rose Rosette virus and the spread on the territory of Montenegro	2021/II	2021/III	32019D1739 [F]	
34.	AFSVPA	Rulebook on phytosanitary measures for the prevention of the introduction and spread of the harmful organism <i>Fusarium circinatum</i> Nirenberg & O'Donnell	2021/II	2021/III	32019D2032 [F]	
35.	AFSVPA	Order amending the Order on prohibition of introduction of plant consignments to prevent introduction and spreading of the harmful organism <i>Xylella fastidiosa</i>	2021/II	2021/III	32020D0758 [F]	
36.	AFSVPA	Rulebook amending the Rulebook on phytosanitary measures for the prevention of the introduction and spread of the bacterium <i>Pseudomonas syringae</i> pv. <i>actinidiae</i> Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto	2021/IV	2022/I	32020R0885 [F]	

42.	AFSVPA	Rulebook amending the Rulebook on production and marketing vegetable seed material	2021/IV	2021/IV	32019L0990 [F] 32020L0177 [F] 32020L0432 [F] 32020D1106 [F]	
43.	AFSVPA	Rulebook amending the Rulebook on the conditions for the production and marketing of the fruit planting material	2021/IV	2022/I	32019L1813 [F]	
D) Official controls						
44.	AFSVPA	Order on increased controls and measures for the imports of certain goods	2021/IV	2022/I	32020R0625 [F]	
45.	AFSVPA	Rulebook amending the Rulebook on the manner of performing official control of food of non-animal origin and animal feed of non-animal origin	2022/IV	2023/I	32019R1602 [F]	
46.	AFSVPA	Rulebook on official controls of wood packaging material	2023/IV	2024/I	32019R2125 [F]	
47.	AFSVPA	Rulebook amending the Rulebook on the manner of performing official controls on products of animal origin intended for human consumption	2023/IV	2024/I	32020R0692 [F]	

13: Fisheries

INTRODUCTION

In Montenegro, fisheries represent a centuries-old economic branch, represented both in the territorial sea of Montenegro and on Skadar Lake. Apart from the economic one, it also has an important sociological and cultural role. From a historic point of view, a fishery is a long present activity in EU countries. Rational exploitation of renewable fishery resources, issues of regulation of the market of fishery and aquaculture products, structural policy, monitoring and control and international cooperation in fisheries are regulated by the EU Common Fisheries Policy. By establishing the Common Fisheries Policy, the following objectives were defined: increasing productivity, improvement of living standard of employees in the fisheries sector, stabilization of the market, more efficient supply and provision of food supplies at affordable prices.

Negotiating Chapter 13 is divided into six subchapters: resource and fleet management, inspection and control, structural measures, State aid control, market policy and international agreements.

Since the establishment of the Directorate for fisheries, continuous steps have been taken in Montenegro to strengthen the administrative capacity, particularly in the field of inspection and control, provision of the necessary infrastructure, and their adjustment to the needs and size of the fisheries sector of Montenegro.

In order to align with the EU acquis, as well as to provide conditions for the full implementation of the EU Common Fisheries Policy, the adoption of the Law on Structural Measures, State Aid in Fisheries and Aquaculture and the Law on Market Regulation of Fisheries and Aquaculture Products has been planned during 2021, while the adoption of the Law on Marine Fisheries and Mariculture has been planned during 2022, after which a set of bylaws to the mentioned laws will be adopted.

In the forthcoming period, in addition to alignment with the acquis, it is necessary to make efforts to further strengthen administrative capacity, as well as to modernize the fisheries sector through the renewal of the fishing fleet, procurement of navigation equipment and improvement of safety on vessels, construction, reconstruction and equipping of ports, construction of the first landing points, reconstruction of the existing fish markets, improvement of catch statistics, etc.

The institution that coordinates the work under this negotiating chapter is the Ministry of Agriculture, Forestry and Water Management - Directorate for Fisheries, while the following institutions are also involved: Institute of Marine Biology, Specialist Veterinary Laboratory, Ecotoxicological Examination Centre and the Public Health Institute of Montenegro.

Negotiating Chapter 13 - Fisheries was opened at the Intergovernmental Conference, which was held on 30 June 2016.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
		A) General provisions				
1.	MAFW	Strategy of Fisheries of Montenegro 2022-2027 with an Action Plan for the transposition, implementation and enforcement of the acquis	2022/II	2022-2027	32019R1241 [P] 32013R1380 [P] 32009R1224 [P] 32011R0404 [P] 32017R0218 [P] 32006R1967 [P] 32011R1343 [P] 32008R1005 [P] 32017R1130 [P] 32018D1283 [P] 32019R0909 [P] 32019R0982 [P] 32006L0123 [P]	
B) Regulating the market						
2.	MAFW	Analysis of the current state of market in fisheries	2022/III	2022	32013R1379 [P] 32013R1419 [P] 32013R1418 [P]	
C) Resources and fleet management						
3.	MAFW	National plan for fishing gear management	2023/II	2023-2027	32019R1241 [P] 32013R1380 [P] 32006R1967 [P]	
4.	MAFE	National plan of management for certain economically important species	2023/II	2023-2027	32019R1241 [P] 32013R1380 [P] 32006R1967 [P]	
D) Aquaculture						
5.	MAFW	Multi-annual national strategic plan for aquaculture	2023/IV	2023-2027	32013R1380 [P]	
E) Control system in fisheries						
6.	MAFW	Standard operating procedures for inspection	2023/I	2023-2027	32019R1241 [P]	
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
		A) General provisions				
1	MAFW	Law on Marine Fisheries and Mariculture	2022/IV	2023/I	32006L0123 [P] 32019R1241 [P] 32013R1380 [P]	EU-99 [P]

					32009R1224 [P] 32011R0404 [P] 32006R1967 [P] 32008R1005 [P] 32017R1130 [P] 32018D1283 [P] 32019R0909 [P] 32019R0982 [P] 32011R1343 [P] 32020R0004 [P] 32020R0038 [P] 32020R0423 [P] 32020R0967 [P] 32020R0030 [P]	
2.	MAFW	Rulebook on the electronic catch logbook	2023/II	2023/III	32011R0404 [P] 32009R1224 [P]	
3.	MAFW	Rulebook on the manner and place of marking of fishing gear and equipment	2023/II	2023/III	32009R1224 [P] 32006R1967 [P]	
4.	MAFW	Rulebook on the control and validation of engine power	2023/II	2023/III	32009R1224 [P]	
5.	MAFW	Rulebook on technical requirements and the point of first sale, conditions and method of sale at the point of first sale	2023/II	2023/III	32011R0404 [P] 32009R1224 [P] 32006R1967 [P]	
6.	MAFW	Rulebook on technical conditions and location for unloading and transshipment	2023/II	2023/III	32011R0404 [P] 32009R1224 [P] 32008R1005 [P]	
7.	MAFW	Rulebook on the method of keeping a register of fish wholesalers, form and content of application, list of fish wholesalers	2023/II	2023/III	32011R0404 [P] 32009R1224 [P] 32006R1967 [P]	
8.	MAFW	Rulebook on the basic constructive and technical characteristics, method of use, time, purpose, amount and type of fishing gear and equipment that may be used in large and small-scale commercial fishing	2023/II	2023/III	32011R0404 [P] 32009R1224 [P] 32010R0640 [P] 32007R0520 [P] 32003R1984 [P] 32007R1100 [P] 32019R1241 [P] 32006R1967 [P] 31984R3440 [P]	
B) Market organisation in fisheries and aquaculture						
9.	MAFW	Law on Market Organisation in Fisheries and Aquaculture	2021/II	2021/III	32013R1379 (P) 32013R1419 (P) 32013R1418 (P) 31996R2406 (P) 32014R1388 (P)	

					32007R0498 [P] 32018R0390 [P]	
10.	MAFW	Law on Structural Measures, Market Organisation and State Aid in Fisheries and Aquaculture	2021/II	2021/III	32014R0508 [P] 32014R0717 [P]	
11.	MAFW	Rulebook on the recognition of producer organizations in the fisheries sector	2022/IV	2023/I	32013R1419 [D] 32013R1420 [D]	
12.	MAFW	Rulebook on market names for fishery products	2022/IV	2023/I	32013R1418 [P] 32013R1420 [P]	
13.	MAFW	Rulebook on the labelling of fishery products	2022/IV	2023/I	32013R1418 [P] 32013R1420 [P]	
14.	MAFW	Rulebook on market standards for certain fishery and aquaculture products	2022/IV	2023/I	31996R2406 [P]	

14. Transport Policy

INTRODUCTION

Transport policy is aimed at improving the functioning of the internal market of the European Union by ensuring safety, effectiveness, accessibility and quality of transport services, as well as protection of interests of users of these services and environmental protection.

Chapter Transport policy covers:

- road transport,
- rail transport,
- satellite navigation,
- road infrastructure,
- combined transport,
- air transport,
- maritime transport and
- inland navigation.

The challenge in this field that Montenegro is facing is the issue of inland waterways and transposition of the *acquis* on technical conditions for boats and issuing inland navigation certificates to captains. In this respect, it is necessary, in accordance with Directive 2006/87/EC, to classify inland waterways in one of the four zones of waters which are defined by this Directive. Furthermore, it is necessary to ensure independence of regulatory body in railway transport in accordance with the EU *acquis*, even though a certain degree of independence from the Ministry of Capital Investments has been achieved thus far. Furthermore, it is necessary to work on strengthening of administrative capacities of the regulatory body and body in charge of railway transport safety, so that they could truly perform their functions in full capacity, in order to completely implement regulations that are aligned with EU regulations and raise the level of railway transport safety and quality of railway transport services. In addition, the major challenge is to strengthen capacities of the railway accident investigation body, which was formed in 2014, both in administrative and technical terms.

The institutions in charge of work under this chapter are: the Ministry of Capital Investments, Ministry of Interior, Ministry of Ecology, Spatial Planning and Urbanism, Administration for Maritime Safety and Port Management, Police Administration, Transport Administration, Railway Administration, Harbour Master's Office of Kotor, Harbour Master's Office of Bar, Railway

Infrastructure of Montenegro JSC, Railway Transport of Montenegro JSC, Maintenance of Railway Rolling Stock JSC, Civil Aviation Agency, Airports of Montenegro JSC, Airport Podgorica JSC, Montenegro Airlines JSC, Port of Bar JSC.

The chapter was opened at the Intergovernmental Conference in Brussels on 21 December 2015.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Road transport						
1.	MCI	Action plan of the Transport Development Strategy 2021-2022 with the Report on realization of the Action plan 2019-2020.	2021/II	2021-2022		
B) Railway transport						
2.	MCI	National program of Railway infrastructure 2021 – 2023 .	2021/II	2021-2023		
C) Road infrastructure						
3.	MCI	Report on realization of the Plan of regular and investment maintenance, reconstruction and construction of public roads for 2020 with the Annual Plan of regular and investment maintenance, reconstruction and construction of public roads for 2021	2021/II	2021		
4.	MCI	Annual Plan of regular and investment maintenance, reconstruction and construction of public roads for 2022, with Report on realization of the AP in 2021	2022/I	2022		
5.	MCI	Annual Plan of regular and investment maintenance, reconstruction and construction of public roads for 2023, with Report on realization of the AP in 2022	2023/I	2023		
6.	MCI	Medium-term Program of construction, reconstruction, maintenance and protection of public roads for 2022-2025	2021/IV	2022-2025		
7.	MCI	National program for development and introduction of ITS in road transport	2021/IV	2021-2025	32010L0040 [F]	
D) Air transport						
8.	MCI	National Programme amending the National Programme for reliefs in air traffic	2021/III			
9.	MCI	National Programme Amending the National Programme on civil air traffic security	2021/II		32019R1583[F] 32020R0111[F]	
E) Maritime transport						
10.	MCI	National Plan on safety protection of ships and ports	2023/III	2023/IV	32004R0725 [P] 32005L0065 [P]	
2.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Applicati on	Acquis	
					Celex No	Other
A) Road transport						
1.	MCI	Rulebook on technical and performance requirements for tachographs, record sheets and memory cards	2022/III	2022/III	32014R0165 [F] 32014R1161[F]	

					32016R0130 [F] 32016R0799 [F]	
2.	MCI	Rulebook on conditions in terms of space, equipment and tools of the tachograph workshops	2022/III	2022/III	32017R0548 [F]	
3.	MCI	Law Amending the Law on Contracts for Road Transport	2021/III	2021/III	32011R0181 [P]	
4.	MI	Law Amending the Law on Transport of Dangerous Substances	2021/IV	2022/I	31995L0050 [P] 32004L0112 [P]	
5.	MESCS	Rulebook on minimum requirements to be fulfilled by driver training vehicle	2021/II	2021/II	32006L0126 [F]	
B) Railway transport						
6.	MCI	Law on Safety and Interoperability in Railway Transport	2022/IV	2023/II	32016L0797 [P] 32016L0798 [P] 32007L0059 [P] 32016R0424 [P] 32009L0149 [P] 32008L0057 [P] 32018R0762 [P]	
7.	MCI	Rulebook on transport	2021/IV	2021/I	32004L0049 [F]	
8.	MCI	Rulebook on jobs and level of education on railway workers	2021/IV	2022/II	32004L0049 [F]	
9.	MCI	Rulebook on program of professional training of railway workers and requirements and method of conducting professional examination	2021/IV	2022/I	32004L0049 [F]	
10.	MCI	Rulebook on conditions to be fulfilled by training organizers for train drivers	2021/IV	2022/I	32004L0049 [F]	
11.	MCI	Rulebook on the manner and keeping of machine licenses register	2021/IV	2022/I	32004L0049 [F]	
12.	MCI	Law on Railways	2021/IV	2022/I	32012L0034 [P] 32007R1370[F] 32007R1371[F] 32010R0913[P]	
C) Road infrastructure						
13.	MCI	Rulebook on minimum safety requirements for tunnels on the Trans-European road networks longer than 500m	2021/III	2021/III	32004L0054 [F]	
14.	MCI	Rulebook on the manner of conducting the assessment of the impact of the road on traffic safety, revision of the road project from the aspect of road safety characteristics and road safety inspection	2021/IV	2021/IV	32008L0096 [F]	
15.	MCI	Rulebook on ranking of roads according to road safety	2021/IV	2021/IV	32008L0096 [F]	
16.	MCI	Decision determining the amount of annual fee for usage of roads when registering motor road vehicles, tractors and trailers	2021/IV	2021/IV	31999L0062 [F]	

17.	MCI	Rulebook on special conditions and technical requirements for electronic toll payment and elements of interoperability	2021/IV	2021/IV	32004L0052 [F] 32009D0750 [F]	
18.	MCI	Rulebook determining toll payment, i.e. infrastructure fees and external costs, user fees and content of the report	2021/III	2021/III	31999L0062 [F] 32006L0038 [F] 32011L0076 [F]	
D) Air transport						
19.	MCI	Law amending the Law on ratification of Multilateral Agreement between European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, Montenegro, the Kingdom of Norway, the Republic of Serbia and United Nations Interim Administration Mission in Kosovo on the establishment of European Common Aviation Area (ECAA).	2021/II	2021/II	22019D1343 [F]	
20.	ACA	Rulebook amending the Rulebook on continuous airworthiness of aircraft and aeronautical products, parts and appliances, and the approval of organizations and persons conducting these operations.	2021/II	2021/II	32020R0270 [F]	
21.	ACA	Rulebook on common rules of European Union in field of civil aviation and competence of European Union Aviation Safety Agency	2021/IV	2021/IV	32018R1139 [F]	
22.	ACA	Rulebook amending the Rulebook on aircraft crew	2021/II	2021/II	32019R1747 [F]	
23.	ACV	Rulebook amending the Rulebook on aircraft crew	2021/IV	2021/IV	32020R0359 [F] 32020R0723 [F]	
24.	ACA	Rulebook amending the Rulebook on aircraft crew	2022/I	2022/I	32020R2193 [F]	
25.	ACA	Rulebook on conditions for use of unmanned aircraft vehicles and aeronautical models	2021/IV	2021/IV	32019R0947 [F] 32020R0639 [F]	
26.	ACA	Rulebook on detailed rules for the implementation of network functions in air transport management	2021/II	2021/II	32019R0123 [F] 32019D0709 [F]	
27.	ACA	Rulebook on conducting operations with sailboats	2021/II	2021/II	32018R1976 [F] 32020R0358 [F]	
28.	MCI	Rulebook on technical requirements for an unmanned aircraft vehicles system	2021/IV	2021/IV	32019R0945 [F] 32020R1058 [F]	
29.	ACA	Rulebook amending the Rulebook on continuous airworthiness of aircraft and aeronautical products, parts and appliances, and the approval of organizations and persons conducting these operations.	2021/IV	2021/IV	32020R1159 [F]	

30.	ACA	Rulebook amending the Rulebook on additional airworthiness specification for a specific type of operation	2021/IV	2021/IV	32020R1159 [F]	
31.	ACA	Rulebook amending the Rulebook on additional airworthiness specification for a specific type of operation	2022/IV	2022/IV	32021R0097 [F]	
32.	ACA	Rulebook amending the Rulebook on technical requirements and procedures for the performing air operations	2022/I	2022/I	32020R2036 [F]	
33.	ACA	Rulebook amending the Rulebook on manner and rules of the performing ballon flight operations	2022/III	2022/III	32020R0357 [F]	
34.	ACA	Rulebook amending the Rulebook on requirements and administrative procedures related to the aerodromes	2022/II	2022/II	32020R2148 [F]	
35.	ACA	Rulebook amending the Rulebook on common requirements for providers of air traffic management/air navigation services and other air traffic management network functions and their oversight	2022/II	2022/II	32020R0469 [F]	
E) Maritime transport						
36.	MCI	Law Amending the Law on Maritime Safety	2022/IV	2023/I	31999L0063 [P] 31996L0098 [P] 31998L0041 [P] 32002L0059 [P] 32009L0017 [P] 32009L0015 [P] 32009L0021 [P] 32009L0016 [P] 32012L0035 [P] 32009L0018 [P] 32009L0013 [P] 32009L0020 [P] 31996L0040 [P] 32010L0065 [P] 32011R1286 [P] 31999L0095 [P] 32008L0106 [P] 32014L0111 [P] 32014R1355 [P] 31992L0029 [P] 32014L0111 [P] 32014R1355 [P]	
37.	MCI	Rulebook on detailed manner and conditions of loading and unloading of dry bulk cargo on board	2023/III	2023/III	32001L0096 [F]	
38.	MCI	Law Amending the Law on Ports	2021/IV	2022/I	32001L0096[P] 32019L0883 [P]	

					31999L0095 [P] 32002L0059[P]	
39.	MCI	Law on the Protection of the Sea from Pollution of Maritime Facilities	2021/IV	2022/I	32014R1143 [P] 32019L0883 [P] 32005L0035 [P] 32009L0123 [P] 32014L0090 [P] 32013R1257 [P] 32003R0782 [P] 32012R0530 [P] 32009L0020 [P] 32002L0084 [P]	
F) Inland navigation						
40.	MCI	Law on Inland Navigation	2021/IV	2022/I	32017L2397 [P] 32016L1629 [P] 32009L0100 [F] 32013L0053 [P]	

15. Energy

INTRODUCTION

Energy is one of the most important fields of activity of the European Union. Energy sector management represents a particularly important field of activity of the European Union institutions. The energy sector is divided into the following subfields: electricity, gas, hydrocarbons, renewable energy sources, energy efficiency and nuclear safety and protection against radiation.

The companies involved in the energy sector include the Montenegrin Electricity Production Company (EPCG), a company involved in electricity production and supply. Montenegrin Electricity Transmission System (JSC CGES) is the operator of the electricity transmission system, Montenegrin Electricity Distribution System (L.L.C. CEDIS) is the operator of the electricity distribution system, and the Montenegrin Electricity Market Operator (L.L.C. COTEE) is the market operator. In order to further develop the electricity market, the Montenegrin Electricity Exchange was established under the name of Electricity Stock Exchange Podgorica (BELEN). The Coal Mine Pljevlja JSC (RUP) is a large company operating in the mining sector. In the oil and gas sector, where petroleum products and liquefied petroleum gas (LPG) are fully imported in Montenegro, the main energy undertakings include: JSC Jugopetrol Podgorica – joint-stock company for research, production and trade in oil and oil products. After the privatization in 2002, the Greek company Hellenic Petroleum International AG became the owner of 54.5% of the shares of the company; L.L.C. Montenegro Bonus Cetinje – a public company dealing with wholesale trade in oil products, trading and supply of electricity, and Petrol MNE, INA Montenegro and a number of other companies that are licensed to import and distribute oil products in Montenegro (42).

The level of alignment of Montenegro with the *acquis* in this field is supported by Montenegro's membership and active participation in the Energy Community, which seeks to expand the internal energy market of the European Union to the neighbouring countries.

The screening has shown that the Montenegrin legislation is largely aligned with the *acquis* in this field. However, during negotiations, special attention will be paid to Directive 2009/119/EC, which imposes an obligation to the member states to maintain minimal reserves of crude oil and/or petroleum products.

Institutions responsible for this chapter are the following: Ministry of Capital Investments, Administration for Inspection Affairs and the Energy and Water Regulatory Agency of Montenegro, while radiation and nuclear safety, as well as security and

protection against ionizing radiation are the responsibility of the Ministry of Ecology, Spatial planning and Urbanism, Ministry of Interior, Environmental Protection Agency and the Administration for Inspection Affairs.

This negotiating chapter was opened on 21 December 2015 at the Intergovernmental Conference in Brussels.

1. PLANS AND NEEDS						
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Electricity						
1.	MCI	National Energy and Climate Plan	2022/II	2022-2030	32018R1999 [D]	
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
1.	MCI	Law on Supervision of Wholesale Electricity and Gas Market	2021/II	2021/III	32011R1227 [P]	
2.	MCI	Law Amending the Law on Energy	2022/IV	2022/IV	32015L1513 [F] 32014L0094 [P] 32019L0944 [P] 32019R0941 [P] 32019L0692 [P] 32019R0826 [P] 32019R1745[P]	
3.	MCI	Law Amending the Law on Transboundary Exchange of Electricity and Natural Gas	2022/II	2022/III	32019R0943 [P]	
4.	MCI	Decree on guidelines for the allocation of cross-border electricity transmission capacities and congestion management	2021/II	2021/II	32015R1222 [P]	
5.	MCI	Decree on guidelines for the long-term allocation of cross-border electricity transmission capacities	2022/II	2022/II	32016R1719 [F]	
B) Hydrocarbons						
6.	MCI	Law on the Supply of Petroleum Products in the Event of Disruptions in Supply	2021/III	2022/I	32009L0119 [P]	
7.	MCI	Rulebook on the methodology for calculating the average daily net import and average daily consumption of petroleum products and the amount of formed strategic reserves of petroleum products	2022/II	2022/II	32009L0119 [F]	
8.	MCI	Rulebook on the methodology for collecting and processing data on imports, exports, consumption and reserves of petroleum products	2022/II	2022/II	32009L0119 [F]	
9.	MCI	Decree on storage conditions, technical and technological conditions of the location of storage facilities, the quality requirements of strategic reserves, deadlines, manner and conditions of quality and quantity of stored strategic reserves and requirements for accredited person for quality control	2022/II	2022/II	32009L0119 [F]	

10.	MCI	Law on Safety Measures in Undersea Exploration and Production of Hydrocarbons	2021/IV	2022/II	32013L0030 [F]	
11.	MCI	Rulebook on more detailed content of plans and documentation for the safety of hydrocarbon operation	2022/IV	2022/IV	32013L0030 [F]	
C) Gas						
12.	MCI	Decree establishing network rules for interoperability and data exchange in gas transmission systems	2023/IV	2023/IV	32015R0703 [F]	
13.	MCI	Decree on guidelines for the allocation of cross-border gas transmission capacities and congestion management	2023/IV	2023/IV	32009R0715 [F]	
D) Renewable energy sources						
14.	MCI	Decree on the criteria regarding the determination of high indirect land-use change-risk feedstock for which a significant expansion of the production area into land with high carbon stock is observed and the certification of low indirect land-use change-risk biofuels, bio liquids and biomass fuels	2023/IV	2023/IV	32019R0807 [F]	
E) Energy efficiency						
15.	MCI	Law Amending the Law on Energy Efficiency	2021/III	2021/III	32018L0844 [F] 32018L2002 [F] 32017R1369 [F]	
16.	MCI	Rulebook on requirements for eco-design of professional cooling cabinets, freezers, condensing devices and process cooling devices	2021/III	2021/III	32009L0125 [F] 32015R1095 [F]	
17.	MCI	Rulebook on requirements for eco design of the device for heating air, cooling equipment, high-temperature process cooling equipment and fan convectors	2021/III	2021/III	32009L0125 [F] 32016R2281 [F]	
18.	MCI	Rulebook Amending the Rulebook on mandatory energy efficiency labelling of products affecting energy consumption	2021/IV	2021/IV	32017R1369 [F]	
19.	MCI	Rulebook on eco design requirements for servers and storage products	2021/IV	2021/IV	32009L0125 [F] 32019R0424 [F]	
20.	MCI	Rulebook on the labelling energy efficiency of electrical light bulbs	2022/I	2022/I	32019R2015[F]	
21.	MCI	Rulebook on technical requirements of the eco-design for the light bulbs	2022/I	2022/I	32019R2020 [F]	
22.	MCI	Rulebook on the labelling energy efficiency of local space heaters	2022/II	2022/II	32015R1186 [F]	
23.	MCI	Rulebook on the labelling energy efficiency of solid fuels boilers and kits which including additional heaters, temperature controllers and solar devices	2022/II	2022/II	32015R1187 [F]	
24.	MCI	Rulebook on the labelling of energy efficiency of washing machines and tumble dryers	2022/III	2022/III	32019R2014 [F]	

25.	MCI	Rulebook on the labelling of energy efficiency of cooling devices	2022/III	2022/III	32019R2016 [F]	
26.	MCI	Rulebook on the labelling of energy efficiency of dishwashers	2022/III	2022/III	32019R2017 [F]	
27.	MCI	Rulebook on requirements for eco design of the washing machines and tumble dryers	2022/III	2022/III	32019R2023 [F]	
28.	MCI	Rulebook on requirements for eco design of the cooling devices	2022/III	2022/III	32019R2019[F]	
29.	MCI	Rulebook on requirements for eco design of dishwashers	2022/III	2022/III	32019R2022 [F]	
30.	MCI	Rulebook on the labelling energy efficiency of the vehicle tires and other parameters	2022/IV	2022/IV	32020R0740 [F]	
31.	MCI	Rulebook on the labelling energy efficiency of electronic displays	2023/II	2023/II	32019R2013 [F]	
32.	MCI	Rulebook on technical requirements for eco design of the electronic displays	2023/II	2023/II	32019R2021 [F]	
33.	MCI	Rulebook on the labelling energy efficiency of the cooling devices with direct sales function	2023/II	2023/II	32019R2018 [F]	
34.	MCI	Rulebook on technical requirements for eco- design of the cooling devices with direct sales function	2023/II	2023/II	32019R2024 [F]	
35.	MCI	Rulebook amending the Rulebook on technical requirements for eco design for electrical transformers	2023/II	2023/II	32019R1783 [F]	
36.	MCI	Rulebook on technical requirements for eco design of electrical motors	2023/II	2023/II	32019R1781[F]	
37.	MCI	Rulebook on technical requirements for eco design for external power supply devices	2023/IV	2023/IV	32019R1782[F]	
38.	MCI	Rulebook on technical requirements for eco design of the welding equipment	2023/IV	2023/IV	32019R1784[F]	
G) Nuclear safety and protection against radiation						
39.	MESPU	Law on the Protection against Ionizing Radiation, Nuclear and Radiation Safety	2022/IV	2024/IV	32013L0059[P] 32013L0051[P] 32011L0070[P] 32009L0071[P] 32014L0087[P]	

					32006L0117[P] 32005R0302[P] 32008D0312[P] 31989L0391[P] 31992L0058[P] 31989L0654[P] 31989L0656 [P] 32009L0104[P]	
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16: Taxation

INTRODUCTION

Each EU member state is responsible for managing its own tax policy, which is a fundamental feature of national sovereignty. In the area of taxation, consensual decision-making between Member States continues to apply. However, there are some common rules that, in the spirit of not distorting market competition, prescribe minimum tax rates. Differences in the tax systems of the member states, as well as in the national tax policies they lead, cause discrimination in terms of investments between member states, so a certain tax harmonization has become a necessary condition for the functioning of the EU single market.

Tax policy of Montenegro relies on comprehensiveness of taxpayers (legal and natural persons), low and competitive tax rates and highly selective tax reliefs. The taxation system of Montenegro consists of several types of taxes and other tax levies.

Direct taxes, which are charged and which directly affect the taxpayer's economic performance, wealth or income are: corporate profit tax, personal income tax, real estate taxes, tax on motor vehicles, vessels and aircraft; premium insurance tax, contributions, charges, concessions and fees.

Indirect taxes, which are charged in connection with the activities of production, consumption or trade in goods, are divided as follows: value added tax, excise tax, customs duty, capital transfer tax, sales tax on used motor vehicles, vessels and aircraft.

The structure of tax revenue is dominated by indirect tax, which are value added tax and excise duties, followed by personal income tax and profit tax.

State revenues which belong entirely to the state are: the value added tax, excise duty and income tax.

The tax on personal income and concessions are joint incomes which belong to the state budget (77%) and municipal budgets (23%).

The Ministry of Finance and Social Welfare is responsible for conducting the taxation policy, and the responsible departments within the Ministry are the Directorate for Taxes and Customs System and Directorate for Direct and Indirect Taxation. The Revenue Administration, which is a part of the Ministry of Finance and Social Welfare, is in charge of the implementation of the tax policy. The Customs Administration is in charge of the implementation of customs policy.

The chapter was opened on 30 March 2015.

1. PLANS AND NEEDS						
1.1. LEGISLATIVE FRAMEWORK						
Ma rk	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Direct taxation						
1.	MFSW	Law Amending the Law on Corporate Profit Tax	2021/IV	Upon the accession	32003L0049 [F] 32011L0096 [F] 32015L0121 [F] 32014L0086 [F]	
2.	MFSW	Rulebook on the manner of issuance and closer content of the certificate issued by the tax authority to the recipient of interest and royalties	2022/IV	Upon the accession	32003L0049 [F]	
3.	MFSW	Law Amending the Law on Corporate Profit Tax	2023/III	Upon the accession	32009L0133 [F]	
B) Indirect taxation						
4.	MFSW	Law Amending the Law on Excise Duties	2022/IV	2023/I	32003L0096 [P] 32008L0118 [P] 32020L0262 [P]	
5.	MFSW	Law Amending the Law on Excise Duties	2023/IV	Upon the accession	32020L1151 [P] 32019R2222 [P] 32020D0263 [P]	
6.	MFSW	Law Amending the Law on Value Added Tax	2022/III	2022/IV	32006L0112 [P]	
7.	MFSW	Law Amending the Law on Value Added Tax	2023/III	2023/IV	32006L0116 [P]	
C) Administrative cooperation and mutual assistance						
8.	MFSW	Law Amending the Law on Tax Administration	2021/III	2021/IV	32011L0016 [F] 32014L0107 [F] 32016L0881 [F] 32016L2258 [F]	
9.	MFSW	Rulebook on the detailed method of reporting on the accounts of residents of EU Member States, other countries or territories of countries	2021/IV	2023/IV	32014L0107 [F]	

10.	MFSW	Rulebook on the method of exchanging information with the competent authorities of the EU Member States, other countries or territories of countries	2021/IV	2023/IV	32011L0016 [F]	
11.	MFSW	Rulebook on the detailed method of reporting on the operations of associated enterprises	2022/I	2023/IV	32016L0881 [F]	
12.	MFSW	Law Amending the Law on Tax Administration	2023/III	2023/IV	32010L0024 [F]	
13.	MFSW	Law on Ratification of the Multilateral Agreement of Competent Authorities on Automatic Exchange of Information on Financial Accounts	2021/IV	2023/IV	32014L0107 [F]	

17: Economic and monetary union

INTRODUCTION

EU acquis in the area of economic and monetary union refers to specific rules that require the independence of central banks in Member States, prohibit the financing of the public sector by the central bank, as well as privileged access of the public sector to financial institutions and respect of rules in the area of fiscal policy and supervision. The relevant legal framework includes the Treaty on the Functioning of the EU, Protocol no. 4 on the Statute of the European System of Central Banks (ESCB) and the European Central Bank (ECB), as well as a number of regulations and decisions. In addition, it is necessary to comply with provisions of the Stability and Growth Pact, as well as rules relating to fiscal control.

Chapter Economic and Monetary union is divided into two subsections:

1. Monetary policy covers the EU acquis in the area of central bank independence, prohibition of the public sector financing by the central bank, prohibition of privileged access of the public sector to financial institutions and standards for the use of the euro;
2. Economic policy covers the legal framework in the area of fiscal policy and fiscal control.

Montenegrin legal framework for monetary policy is largely aligned with principles and legislation of the EU relating to independence of the central bank, prohibition of privileged access of the public sector to financial institutions and standards for the use of the euro, while the legal framework in the area of fiscal policy and control is largely aligned with the relevant EU Directive.

Responsible institutions for the implementation of the EU acquis in this chapter are as follows: Central Bank of Montenegro is responsible for monetary policy, the area of central bank independence, financing of the public sector by the central bank, privileged access of the public sector to financial institutions (partly in the jurisdiction of the Insurance Supervision Agency and the Capital Market Commission) and the standards for the use of the euro; Ministry of Finance and Social Welfare is responsible for economic policy, fiscal policy and control.

This Chapter was opened at the Intergovernmental Conference on 25 June 2018.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adoption	Period of validity	Acquis	
					Celex No	Other
A) Policies						
1.	MFSW	Guidelines for macroeconomic and fiscal policy 2021 - 2024	2021/II	2021-2024	32011L0085 [P]	
2.	MFSW	Guidelines for macroeconomic and fiscal policy 2022 - 2025	2022/II	2022 - 2025	32011L0085 [P]	
3.	MFSW	Guidelines for macroeconomic and fiscal policy 2023 - 2026	2023/II	2023 - 2026	32011L0085 [P]	
4.	MFSW	Public Debt Management Strategy 2021-2024	2021/III	2021-2024	32011L0085 [P]	
5.	MFSW	Fiscal strategy of Montenegro for the period 2021-2024	2021/II	2021-2024	32011L0085 [P]	
B) Programmes						
6.	MFSW	Economic Reform Programme 2021 - 2023	2021/II	2021-2023	32011L0085 [P]	
7.	MFSW	Economic Reform Programme 2022 - 2024	2022/I	2022-2024	32011L0085 [P]	
8.	MFSW	Economic Reform Programme 2023 - 2025	2023/I	2023-2025	32011L0085 [P]	
9.	MFSW	Public Financial Management Reform Program 2022-2026	2021/IV	2022-2026	32011L0085 [P]	
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Monetary policy						
1.	CB	Law Amending the Law on the Central Bank of Montenegro	2022/IV	2023/II	12012E130 [F] 12012E/PRO/04 [F]	
B) Economic policy						
2.	MFSW	Law Amending the Law on Budget and Fiscal Responsibility	2021/II	2021/II	32011L0085 [P]	
3.	MFSW	Insurance Law	2022/IV	Date of accession	31993R3604 [F] 32009L0138 [P] 32012L0023 [P] 32013L0058 [P]	

18: Statistics

INTRODUCTION

The Statistical Office of the European Union (Eurostat) collects and processes comparable statistical information from EU Member States, which is used as a basis for the preparation and implementation of common EU policies. Eurostat does not produce data, but ensures that the data provided by Member States are comparable and collected by harmonized methodologies. European statistics are important for decision-makers at the EU level, in order to direct their policy on the basis of data, but also for the public and the media to be able to evaluate the implementation of policies.

Chapter Statistics refers to production of the official statistics of Montenegro's statistical system in the following areas:

- demographic and social statistics,
- macroeconomic statistics,
- short-term statistics and prices,
- agricultural and environmental statistics and registries, and
- coordination of the statistical system, in line with the international methodology and principles of the European Statistics Code of Practice.

This chapter is regulated by the EU *acquis* which consists of approximately 350 regulations, directives and recommendations.

The main coordinator of the statistical system of Montenegro is the Statistical Office of Montenegro, while the important role in the process of alignment with the EU *acquis* belongs to the Ministry of Finance and Social Welfare as regards the statistics of public debt and deficit and the Central Bank of Montenegro in the area of financial and monetary statistics.

In order to ensure the timely production of official statistics, it is necessary to strengthen the administrative capacity of Montenegro, both the Statistical Office (Monstat) and the Ministry of Finance and Social Welfare, which is responsible for the production of government finance statistics.

The chapter was opened on 16 December 2014.

1. PLANS AND NEEDS						
1.1. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Aplication	Acquis	
					Celex No	Other
A) Demographic and social statistics						
1.	MFSW	Law on Census of Population, Households and Dwellings in 2021	2021/IV	2021/IV	32008R0763 [F]	
B) Agricultural statistics						
2.	MFSW	Law on Agricultural Census	2022/II	2022/III	32018R1091 [F]	
c) General principles of official statistics						
3.	MFSW	Annual Plan of the Official Statistics for 2022	2021/IV	2022/I	32019R0505 [P] 32019R0516 [P] 32019R0803 [P] 32019R0280 [P] 32017R0881 [P] 31995Y1207(01) [P] 32003D1608 [P] 32005R1552 [P] 32006R0198 [P] 32008R0452 [P] 32009R0540 [P] 32010R0822 [P] 32010R0823 [P] 32011R0088 [P] 22008A1119(02) [P] 31998D2179 [P] 32002R2150 [P] 32004R0574 [P] 32005R0782 [P] 32005R1445 [P] 32007L0030 [P] 32009R0221 [P] 32009R1185 [P] 32010R0849 [P] 32016R0172 [P] 31991H0141 [P] 31993D0704 [P] 31994Y1230(02) [P] 31996R2223 [P] 31996S2390 [P] 31998R0448 [P] 31998R0577 [P] 32000R1897 [P]	

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4.	MFSW	Annual Plan of the Official Statistics for 2023	2022/IV	2023/I	32019R0505 [P] 32019R0516 [P] 32019R0803 [P] 32019R0280 [P] 32017R0881 [P] 31995Y1207(01) [P] 32003D1608 [P] 32005R1552 [P] 32006R0198 [P] 32008R0452 [P] 32009R0540 [P] 32010R0822 [P] 32010R0823 [P] 32011R0088 [P] 22008A1119(02) [P] 31998D2179 [P] 32002R2150 [P] 32004R0574 [P] 32005R0782 [P] 32005R1445 [P] 32007L0030 [P] 32009R0221 [P] 32009R1185 [P] 32010R0849 [P] 32016R0172 [P] 31991H0141 [P] 31993D0704 [P] 31994Y1230(02) [P] 31996R2223 [P]	

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5.	MFSW	Annual Plan of the Official Statistics for 2024	2023/IV	2024/I	32019R0505 [P] 32019R0516 [P] 32019R0803 [P] 32019R0280 [P] 32017R0881 [P] 31995Y1207(01) [P] 32003D1608 [P] 32005R1552 [P] 32006R0198 [P] 32008R0452 [P] 32009R0540 [P] 32010R0822 [P] 32010R0823 [P] 32011R0088 [P] 22008A1119(02) [P] 31998D2179 [P] 32002R2150 [P] 32004R0574 [P] 32005R0782 [P] 32005R1445 [P] 32007L0030 [P] 32009R0221 [P] 32009R1185 [P] 32010R0849 [P] 32016R0172 [P]	

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19. Social Policy and Employment

INTRODUCTION

The EU *acquis* in the field of social policy and employment concerns the areas of labor law, health and safety at work, equal treatment of men and women in terms of employment, social protection, social inclusion, employment policies and social dialogue. In addition, there are special rules binding for all Member States of the European Union regarding prohibition of discrimination based on racial and ethnic origin, religion and belief, disability, age and sexual orientation. The most important objectives of the social policy of the European Union are achieving unique and equitable access to basic social services, improving the social security system, high educational level of the labor force, high employment rate with special attention to groups that are underrepresented in the labor market, achieving secure and sustainable income, as well as decent working conditions for women and men.

Chapter 19 includes the following subareas: 1) Labor legislation, 2) Health and safety at work; 3) Social dialogue, 4) Employment policy, 5) European Social Fund, 6) Social inclusion and protection, 7) De-institutionalization, 8) Prohibition of discrimination in employment and social policy and 9) Equality between women and men in employment and social policy.

By developing the Action Plan for gradual alignment of legislation and building of capacities required for implementation and enforcement of the *acquis*, Montenegro fulfilled the condition required for opening this chapter, which was done at the Intergovernmental Conference on 13 December 2016.

Coordinator for this chapter is the Ministry of Economic Development, while the following institutions are involved in activities conducted under this chapter: Ministry of Health, Ministry of Justice, Human and Minority Rights, Ministry of Capital Investments, Ministry of Ecology, Spatial Planning and Urbanism, Ministry of Economic Development, Ministry of Education, Science, Culture and Sport, European Integration Office, Administration for Inspection Affairs, Employment Office, Statistical Administration of Montenegro, Agency for Amicable Settlement of Labor Disputes, Labour Fund, Pension and Disability Insurance Fund, Parliament of Montenegro, Union of Municipalities, University of Montenegro, Chamber of Commerce, Union of Employers, Trade Unions, Union of Free Trade Unions, NGO Association of Youth with Disabilities, NGO Juventas and NGO Association for Democratic Prosperity – Zid.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Validity period		Acquis	
					Celex No	Celex No
A) A)Health and Safety at Work						
1.	MED	Strategy for improvement of safety and health at work in Montenegro 2022-2027 with the Action Plan for the Implementation of the Strategy for 2022	2021/IV	2022-2027		
2.	MED	Action Plan for the Implementation of the Strategy for improvement of safety and health at work in Montenegro 2022-2027, for 2023	2022/IV	2023		
B) Employment Policy						
3.	MED	National Strategy for Employment 2021-2024, with the Action plan for Employment, for 2021	2021/II	2021-2024		
4.	MED	Action plan for Employment for 2022	2021/IV	2022		
5.	MED	Action plan for Employment for 2023	2022/IV	2023		
C) Social Inclusion						
6.	MFSW	Strategy for development of social protection system for the elderly for the period 2022-2026	2022/II	2022-2026		
7.	MFSW	Action plan for implementation of the Strategy for development of social protection system for the elderly for the period 2018 - 2022, for 2021, with Report on the implementation of the Action plan for the implementation of the Strategy for 2020	2021/II	2021		
8.	MFSW	Strategy for development of social and child protection system for the period 2022 - 2026	2022/II	2022-2026		
9.	MFSW	Action plan for the implementation of the Strategy for development of social and child protection system for the period 2018 - 2022, for 2021, with Report on the implementation of the Action plan for the implementation of the Strategy for 2020	2021/II	2021		
10.	MFSW	Action plan for the implementation of the Strategy for development of social and child protection system for the period 2018 - 2022, for 2022, with Report on the implementation of the Action plan for the implementation of the Strategy for 2021	2021/IV	2022		

11.	MFSW	Action plan for the implementation of Recommendations of the UN Committee on the Rights of Persons with Disabilities, for 2021 and 2022	2021/III	2021-2022		
D) Anti-discrimination and equal opportunities						
12.	MJHMR	National Strategy for gender equality 2021 – 2025 with the Action Plan 2021-2022 and Final Report on implementation of the Action Plan for achieving the gender equality 2017-2021	2021/II	2021-2025		
13.	MJHMR	Action Plan for the Implementation of the National Strategy for Gender Equality for the period 2023-2024	2023/I	2023-2024		
14.	MJHMR	Strategy for social inclusion of Roma and Egyptians in Montenegro 2021-2025, with the Action Plan for 2021	2021/II	2021-2025		
15.	MJHMR	Strategy for protection of the disabled persons from discrimination and promotion of equality 2022-2027	2022/I	2022-2027		
16.	MJHMR	Action Plan for the Implementation of the Strategy for improvement of the quality of life of LGBTI persons in Montenegro for the period 2019-2023, for 2021, with the Report on the implementation of the Action Plan for 2020	2021/II	2021		
17.	MJHMR	Action plan for 2021 for the implementation of the Strategy for Social Inclusion of Roma and Egyptians in Montenegro 2021-2025, for the period 2022-2023	2022/I	2022-2023		
18.	MJHMR	Action Plan for the Implementation of the Strategy for elderly persons from discrimination and promotion of equality for the period 2022-2023	2022/I	2022-2023		
19.	MJHMR	Action Plan for the Implementation of the Strategy for Improvement of the quality of life of LGBTI persons in Montenegro for the period 2019-2023, for 2021, with the Report on the Implementation of the Action Plan for 2020	2021/II	2021		
20.	MJHMR	Implementation of the Strategy for Improvement of the quality of life of LGBTI persons in Montenegro for the period 2019-2023, for 2022, with the Report on the Implementation of the Action Plan for 2021	2022/I	2022		
21.	MJHMR	Implementation of the Strategy for Improvement of the quality of life of LGBTI persons in Montenegro for the period 2019-2023, for 2023, with the Report on the Implementation of the Action Plan for 2022	2023/I	2023		

8.	MED	Law on Professional Rehabilitation and Employment of Persons with Disabilities	2021/IV	2022/II	32000L0078 [P]	
D) Anti-discrimination and Equal Opportunities						
9.	MJHMR	Law Amending the Law on Prohibition of Discrimination	2021/IV	2022/I	32004L0113 [F] 32000L0078 [F] 32000L0043 [F] 31979L0007 [F] 32006L0054 [F]	

20. Enterprise and Industrial Policy

INTRODUCTION

The European Union emphasises entrepreneurship and industrial policy as one of priorities for the future of European economy and sets out three main policies defining this chapter: entrepreneurial policy, industrial policy and sectoral policies that aim to increase market competitiveness. The main objective of this chapter is the promotion of entrepreneurial spirit of the companies, competitiveness of the Montenegrin industry, as well as capacities and competitiveness of business entities at the market, while ensuring market, technological-technical, financial, administrative and organisational adjustments along with overall adaptation to structural changes, along with creating of favourable business environment within the EU. According to guidelines of the Europe 2020 strategy for growth and employment, the aforementioned principles aim to create better business environment, increase national and foreign investments, improve small and medium sized enterprises (SMEs), increase industrial production and strengthen competitiveness. European Union, through numerous programmes on financial assistance aimed at boosting entrepreneurship, innovation and industry, promotes programmes which can facilitate the process of starting business, improving the business of the existing ones as well as possibility for creating new jobs. Chapter 20 is divided into several sub-areas, namely: industrial policy, small and medium sized enterprises, innovation policy, improvement of business environment, Directive on combating late payment in commercial transactions, tourism, construction and air and maritime industry.

The following institutions are involved in the Working group for chapter 20: Ministry of Economic Development, European Integration Office, Ministry of Defence, Ministry of Education, Science, Culture and Sport, Ministry of Agriculture, Forestry and Water Management, Ministry of Health, Ministry of Finance and Social Welfare, Parliament of Montenegro, Central Bank of Montenegro, Chamber of Commerce of Montenegro, Investment and Development Fund of Montenegro, Institute for Entrepreneurship and Economic Development, Statistical Office of Montenegro, Engineers Chamber of Montenegro, Faculty of Economics of the University of Montenegro, Montenegrin Employers Union, Association of Trade Unions of Montenegro, Free Trade Unions Association of Montenegro and Montenegro Business Alliance.

Chapter 20 – Enterprise and Industrial Policy was opened on 18 December 2013, at the Intergovernmental Conference which took place in Brussels.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Industrial policy						
1.	MED	Action Plan for the implementation of Industrial Policy of Montenegro 2019-2023, for 2021-2022	2021/II	2021-2022		
2.	MED	Action Plan for the implementation of Industrial Policy of Montenegro 2019-2023, for 2023	2023/II	2023		
3.	MED	Programme for cluster development in Montenegro for period 2021-2023	2021/II	2021-2023		
B) Small and medium-sized enterprises						
4.	MED	Action plan for the Strategy for development of micro, small and medium sized enterprises 2018-2022, for 2021-2022	2021/II	2021		
5.	MED	Strategy for development of micro, small and medium sized enterprises 2023-2027	2023/II	2023-2027		
6.	MED	Strategy for development of Women Entrepreneurship 2021-2024, with Action plan for 2021 and 2022	2021/II	2021-2024		
7.	MED	Action Plan for the implementation of the Strategy for Lifelong Entrepreneurial Learning for 2022-2023	2022/I	2022-2023		
C) Innovation policy						
8.	MED	Operational Programme for the implementation of the Smart Specialisation Strategy 2021-2024 with Action Plan for 2021-2022	2021/IV	2021-2024		EU-40 [F]
9.	MESCS	Road Map for research infrastructure (2021-2025)	2021/IV	2021-2025		EU-30 [F]
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Tourism						
1.	MED	Law on Tourism and Hospitality	2021/IV	2022/I	32015L2302[F]	
B) Construction						
2.	MESPU	Law Amending the Law on Construction Products	2023/IV	2023/IV	32011R0305[F]	
C) Directive on combating late payments in commercial transactions						
3.	MFSW	Law on Deadlines for the Settlement of Financial Liabilities	2021/IV	2022/I	32011L0007 P]	

21. Trans-European Networks

INTRODUCTION

Through the implementation of the *acquis* in chapter Trans-European Networks, the European Union provides financial assistance in construction of Trans-European transport, energy and telecommunication networks, by ensuring that certain funds are provided through cohesion funds and other financial instruments. The aim of establishing and developing Trans-European networks and improvement of a proper interconnection and inter-operability between national networks is to take full advantage of the internal market and to contribute to economic growth and creation of new jobs in the European Union.

Trans-European networks include:

- Trans-European transport network (TEN-T), which covers road and intermodal transport, waterways and sea ports, air transport, as well as the network of European high-speed railways;
- Trans-European energy network (TEN-E), which covers the sector of electricity and gas, and
- Trans-European telecommunication network (e-TEN), covering telecommunication network set up as services.

Montenegro has signed the Treaty establishing the Transport Community, which succeeded the Memorandum of Understanding for developing the South East Europe Core Regional Transport Network (*SEETO Memorandum*). The Treaty promotes the establishment of a Transport Community in the field of road, railway, inland waterways and maritime transport, as well as development of transport network between the European Union and the contracting parties (Western Balkan countries). Transport Community shall be based on progressive integration of transport markets of the Western Balkans into the European Union transport market on the basis of the relevant *acquis*, including the areas of technical standards, interoperability, safety, security, traffic management, social policy, public procurement and environment, for all modes of transport except for air transport. More substantial positioning of the Treaty has also been made possible through the implementation of the Protocol IV on land transport under the Stabilization and Association Agreement between the European Communities and their member states, on the one side, and Montenegro on the other. This Treaty is particularly important for Montenegro from the aspect of chapters opened in the field of transport: 14 – Transport Policy and 21 – Trans-European Networks, since it represents an additional platform that provides support in the process of harmonization with the EU *acquis*, all with the goals of reaching the level of infrastructure development, technical standards, safety and security standards, and those applicable to the environmental and social aspects, such as opening up markets in the way they are regulated in the Trans-European Transport network (network of the EU).

Montenegro is a member of the Energy Community and participated in the adoption of the Energy Community Energy Strategy, which was adopted on 18 October 2012. Goals of the Strategy include the following: attracting investments in the field of energy, development of integrated and competitive energy market and provision of secure and sustainable energy supply for consumers. Montenegro also participated in the process of proposing and approving of projects of interest for the Energy Community (PECI) and projects of mutual interest between contracting parties of the Energy Community and member states of the European Union (PMI). On 29 November 2018, participants of the meeting of the Energy Community Council of Ministers adopted the list of PECI containing the Project of construction of a power transmission network as a part of the Trans-Balkan Electricity Corridor, and a list of projects of mutual interest (PMI) which includes the Project of construction of gas interconnection between Albania, Montenegro and Croatia (Adriatic-Ionian Pipeline).

It is necessary for Montenegro to prepare, through strategic planning, a legal framework as well as to strengthen the administrative capacities in order to be prepared to implement the EU *acquis* under Chapter 21 upon accession. The current priority is to improve the road and railway connections included in the SEETO comprehensive network and improve the power transmission system.

Institutions in charge of work in this chapter are: Ministry of Capital Investments, Montenegrin Electricity Transmission System JSC, Energy and Water Regulatory Agency, Ltd Montenegro Bonus

Chapter was opened on 22 June 2015, at the Intergovernmental Conference in Luxembourg.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		Acquis	
					Celex No	Other
A) Trans-European transport network						
1.	MCI	Action plan of the Transport Development Strategy 2021-2022, with the Report on the implementation of the Action plan of the Transport Development Strategy 2019-2020.	2021/II	2021-2022		
2.	MCI	Medium-term program of construction, reconstruction, maintenance and protection of public roads for 2022-2025	2021/IV	2022-2025		
3.	MCI	National programme for development and introduction of ITS in road transport	2021/IV	2021-2025	32010L0040 [F]	
4.	MCI	National programme of Railway infrastructure for the period 2021 – 2023	2021/II	2021/2023		
5.	MCI	Report on implementation of the National programme of Railway infrastructure 2018-2020.	2021/II			
B) Trans-European energy network						
6.	MCI	National Energy and Climate Plan	2022/II	2022-2030	32018R1999[P]	
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Trans-European transport network						
1.	MCI	Rulebook on minimum safety requirements for tunnels on the Trans-European road networks longer than 500m	2021/III	2021/III	32004L0054 [F]	
2.	MCI	Decision determining amount of annual fee for use of roads when registering motor road vehicles, tractors and trailers	2021/IV	2021/IV	31999L0062[F]	
3.	MCI	Rulebook on special conditions and technical requirements for electronic toll payment and elements of interoperability	2021/IV	2021/IV	32004L0052[F] 32009D0750[F]	
4.	MCI	Rulebook on the manner of conducting the assessment of the impact of the road on traffic safety, revision of the road project from the aspect of road safety characteristics and road safety inspection	2021/IV	2021/IV	32008L0096[F]	
5.	MCI	Rulebook on ranking of roads according to road safety	2021/IV	2021/IV	32008L0096[F]	
6.	MCI	Rulebook determining toll payment, i.e. infrastructure fees and external costs, user fees and content of the report	2021/III	2021/III	1999L0062 [F] 32006L0038[F] 32011L0076 [F]	
7.	MCI	Law on Railways	2021/IV	2022/I	32012L0034 [P] 32007R1370[F]	

					32007R1371[F] 32010R0913[P]	
B) Trans-European energy network						
8.	MCI	Law on Cross-Border Energy Infrastructural Projects	2021/III	2021/III	32013R0347 [F] 32020R0389[P]	

22. Regional policy and coordination of structural instruments

INTRODUCTION

Regional policy and coordination of structural instruments is a part of EU policy related to issues of financial support to countries and regions of the European Union. The goal of this policy is aimed at ensuring adequate financial support for financing projects for development of infrastructure, providing incentives for industry and employment, all with a view to further economic developing of underdeveloped regions in the EU, equalising regional development and strengthening regional competitiveness. Regional policy programmes are financed from the European Structural and Investment Funds (ESI funds), namely the European Regional Development Fund and European Social Fund and (for some Member States) from the Cohesion fund. European Regional Development Fund (ERDF) is the main instrument of the EU for the implementation of regional policy measures. Funds from the ERDF are aimed at financing projects in order to bridge the gap between the EU regions and strengthen economic and social cohesion. The European Social Fund (ESF) is the instrument for the implementation of EU policy in the area of employment and human resources development. Cohesion Fund provides financial support for the implementation of projects in the area of environmental protection and projects which will help development of Trans-European Network for transport and energy.

EU acquis and practice in implementation of Chapter 22 define six basic areas: (1) Legislative framework; (2) Institutional framework; (3) Administrative capacity; (4) Programming; (5) Monitoring and Evaluation and 6) Financial Control and Management. The EU acquis that refers to this chapter consists of framework and implementing regulations, which do not require transposition into the national legislation.

Legislative framework defines the necessity for multi-annual programming at the national and local level, multi-annual budget, as well as creating the preconditions that will enable co-financing at the national and local level. The use of ESI funds requires the establishment of an appropriate institutional framework, with a clear definition of responsibilities and relations of all elements of the structure at the national and local level. Important precondition for effective use of ESI funds requires the existence and continued development of administrative capacity that must be present in all relevant structures. Programming process includes the preparation of strategic documents (Partnership Agreement in the area of ESI funds and Operational Programmes), including ex-ante evaluations. Efficient functioning of the entire system involves the establishment of an appropriate system for monitoring and evaluating, which requires the establishment of structures and procedures for the evaluation in various institutions/bodies, as well as development of a comprehensive and computerized Management Information System (MIS). Also, it is necessary to establish a special framework for financial management and control, including audit. Negotiating Chapter 22 - Regional policy and Coordination of Structural Instruments was officially opened on 20 June 2017.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adoption	Period of validity	Acquis	
					Celex No	Other
A) Programming						
1.	MED	Regional Development Strategy of Montenegro 2022-2026	2022/I	2022-2026		
2.	EIO	Partnership Agreement between Montenegro and the EU on the use of European Structural and Investment Funds	2023 III	2022-2027		
3.	MFSA	Development directions of Montenegro 2022 - 2025	2021/IV	2022-2025		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Aplication	Acquis	
					Celex No	Other
A) Financial management						
1.	EIO	Law on European Structural and Investment Funds	2022/IV	On the date of accession	32013R1303 [P]	

23: Judiciary and Fundamental Rights

INTRODUCTION

Negotiating chapter 23 is dedicated to judiciary and fundamental rights. Regulations and standards related to this chapter refer to strengthening independence, impartiality and professionalism in the judiciary, fight against corruption, as well as protection and strengthening of fundamental rights. In accordance with this division of standards, division into sub-areas has been made as well. Thus, the negotiating chapter 23 is divided into the following sub-areas: judiciary, fight against corruption (prevention and repression) and fundamental rights.

In accordance with the new approach in negotiations with the EU, the development of Action Plan was set as the first opening benchmark in this chapter for Montenegro. The Government of Montenegro adopted the Action Plan on 27 June 2013 and adapted it subsequently on 19 February 2015. The Action Plan was prepared in accordance with recommendations from the Screening Report, in such a way that recommendations are set as objectives, which will be achieved through implementation of specific measures. The Action Plan and its structure follow the above division of chapter by sub-areas. As annex to the adapted Action Plan for Chapter 23, the Operational Document for Preventing Corruption in Special Risk Areas was adopted in July 2016. Most of the measures in the Action Plan and the accompanying annex relate to establishment of legislative and institutional framework and have been largely implemented to date.

When it comes to judiciary, the following institutions are relevant for the implementation of measures from the Action plan: Ministry of Justice, Human and Minority Rights, State Prosecutor's Office, courts, Judicial Council, Prosecutorial Council, Parliament, Bar Association, Centre for Training in Judiciary and State Prosecution. In the area of anti-corruption, the key institutions and bodies in addition to the State Prosecutor's Office and courts are: Agency for Prevention of Corruption, Ministry of Interior, Ministry of Finance and Social Welfare, Ministry of Education, Science, Culture and Sport, Ministry of Health, Ministry of Public Administration, Digital Society and Media, State Property Administration, State Audit Institution, Privatisation Council. When it comes to fundamental rights, the key institutions are: Protector of Human Rights and Freedoms (Ombudsman), Ministry of Justice, Human and Minority Rights, Ministry of Education, Science, Culture and Sports, Agency for Personal Data Protection and Free Access to Information, and Commission to monitor the actions of competent authorities in investigating cases of threats

of violence against journalists, murders of journalists and attacks on media assets. Support for all these sub-areas of Chapter 23 is provided by eight NGO sector representatives in the Working Group for Chapter 23.

Chapter 23 - Judiciary and Fundamental Rights was officially opened on 18 December 2013, at the Intergovernmental Conference in Brussels.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
No.	Competent Authority	Title	Period of Validity		EU Acquis	
					Celex No.	Other
A) Judiciary						
1.	MPADSM	Public Administration Reform Strategy for the period 2022 - 2026 with the Action Plan for the period 2022 - 2023	2021/IV	2022-2026		
2.	MJHMR	Action Plan for the Implementation of the Judicial Reform Strategy 2019-2022 (for the period 2021-2022)	2021/IV	2021-2022		
B) Fundamental rights						
3.	MFSW	National document for the implementation of the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention)	2021/II	2021-2025		
4.	MFSW	Action plan for the implementation of the Strategy for the development of the social and child protection system for the period from 2018 to 2022, for 2021, with the Report on the implementation of the Action Plan for the implementation of the Strategy, for 2020	2021/II	2018-2022		

5.	MJHMR	National Strategy for Gender Equality 2021-2025 with the Action Plan 2021-2022 and the Final Report on the Implementation of the Action Plan for Achieving Gender Equality 2017-2021	2021/II	2025/I		
6.	MJHMR	Action plan for the implementation of the Minority Policy Strategy 2019-2023 for 2021-2022	2021/II	2022/IV		
7.	MJHMR	Strategy for Social Inclusion of Roma and Egyptians 2021-2025, with accompanying Action Plan for 2021	2021/II	2025/IV		
8.	MJHMR	Action Plan for the implementation of the Strategy for the Protection of Persons with Disabilities from Discrimination and the Promotion of Equality for the period 2017-2021, for 2021, with the Report on the Implementation of the Action Plan for 2019 and 2020	2021/II	2021/IV		
9.	MJHMR	Action Plan for the implementation of the Strategy for Improving the Quality of Life of LGBTI persons in Montenegro for the period 2019-2023, for 2021, with the Report on the Implementation of the Action Plan for 2020	2021/II	2022/I		
10.	MPADSM	Media Strategy 2021-2025, with Action Plan for 2021-2022	2021/III	2021-2025		
11.	MFSW	Action plan for the implementation of the recommendations of the UN Committee on the Rights of Persons with Disabilities, for 2021 and 2022	2021/III	2021-2022		

12.	MJHMR	Action plan for the Implementation of the National Strategy for Gender Equality 2021-2025, for the period 2023-2024	2023/I	2024/IV		
13.	MJHMR	Action plan for the Implementation of the Minority Policy Strategy 2019-2023 for 2023	2023/I	2023/IV		
14.	MJHMR	Action Plan for the Implementation of the Strategy for Social Inclusion of Roma and Egyptians 2021-2025, for the period 2022-2023	2022/I	2023/IV		
15.	MJHMR	Strategy for the Protection of Persons with Disabilities from Discrimination and the Promotion of Equality 2022-2027	2022/I	2027/IV		
16.	MJHMR	Action Plan for 2022-2023 of the Strategy for the Protection of Persons with Disabilities from Discrimination and the Promotion of Equality 2022-2027	2022/I	2023/IV		
17.	MJHMR	Action Plan for the Implementation of the Strategy for Improving the Quality of Life of LGBTI Persons in Montenegro for the period 2019-2023, for 2022, with the Report on the implementation of the Action Plan for 2021	2022/I	2023/I		
18.	MJHMR	Action plan for the Implementation of the Strategy for Improving the Quality of Life of LGBTI Persons in Montenegro for the period 2019-2023, for 2023, with the Report on the implementation of the Action Plan for 2022	2023/I	2024/I		

C) Cooperation with NGOs						
19.	MPADSM	Strategy of Cooperation Between State Administration Bodies and NGOs with the Action Plan for the period 2022-2026	2021/IV	2022-2026		
1.2. LEGISLATIVE FRAMEWORK						
No.	Competent Authority	Title	Period of Validity	EU Acquis		
				Celex No.	Other	
A) Judiciary						
1.	MJHMR	Law Amending the Law on Criminal Procedure Code	2021/IV	2022/II	32016L0343 (F)	
B) Fight against corruption						
2.	MJHMR	Law on the Origin of Property	2021/IV			
3.	MJHMR	Law on Lustration	2021/IV			
4.	MJHMR	Law on Lobbying	2021/IV			
C) Fundamental rights						
5.	MJHMR	Law Amending the Law on Prohibition of Discrimination	2021/IV	2022/I	32004L0113 [F] 32000L0078 [F] 32000L0043 [F] 31979L0007 [F] 32006L0054 [F]	
6.	MPADSM	Law Amending the Law on Free Access to Information	2021/III	2021/VI	32003L0098 [P] 32013L0037 [P]	

7.	MI	Law on Personal Data Protection	2021/IV	6 months from the date of entry into force	32016R0679 [F]	
8.	MI	Law on Personal Data Protection for Bodies Dealing with Prevention, Investigation and Prosecution of Perpetrators of Criminal Offenses and Execution of Criminal Sanctions	2021/IV	6 months from the date of entry into force	32016L0680 [F]	
9.	MPADSM	Law on Audio-Visual Media Services	2021/IV	2022/I	32018L1808 [F]	
10.	MPADSM	Law Amending the Law on Media	2021/IV	2022/I		
11.	MPADSM	Law Amending the Law on Public Broadcaster RTCG	2021/IV	2022/I		
12.	MED	Law on Professional Rehabilitation and Employment of Persons with Disabilities	2021/IV	2022/II	32000L0078 [P]	
C) Cooperation with NGOs						
13.	MPADSM	Law Amending the Law on Non-Governmental Organizations	2021/IV	2022/I		

24: Justice, Freedom and Security

INTRODUCTION

The main objective of implementation of activities identified under Chapter 24 – Justice, Freedom and Security is to ensure the free movement of people, while guaranteeing their safety. Such a wide framework includes a large number of issues, which are divided into the following sub-areas: migrations, asylum, visa policy, external borders and Schengen, judicial cooperation in civil and criminal matters, police cooperation and fight against organised crime, fight against terrorism, cooperation in the field of drugs, customs cooperation and combating euro counterfeiting.

In accordance with the new approach in negotiations on accession to the EU, which implies that negotiating chapters 23 and 24 are the first to be opened and the last to be closed, Montenegro defined the Action Plan as the first opening benchmark in relation to this chapter. On 27 June 2013, the Government of Montenegro adopted the Action Plan and adapted it subsequently on 19 February 2015. The Action Plan was prepared in accordance with recommendations from the Screening Report, in such a way that recommendations are set as objectives, which will be achieved by imposing specific measures. The Action Plan and its structure follow the above mentioned division of chapter by sub-areas.

The following institutions are responsible for implementation of activities in Chapter 24: Ministry of Interior, Ministry of Justice, Human and Minority Rights, Ministry of Foreign Affairs, Ministry of Health, Ministry of Finance and Social Welfare, Ministry of Economic Development, Ministry of Ecology, Spatial Planning and Urbanism, Environment Protection Agency, Administration for Inspection Affairs, State Property Administration, Customs Administration, Supreme Court of Montenegro and State Prosecutor's Office. Support for all the above mentioned sub-areas of Chapter 24 is provided by four NGO sector representatives in the Working Group for Chapter 24, selected through a public call.

Chapter 24 - Justice, Freedom and Security was officially opened on 18 December 2013 at the Intergovernmental Conference in Brussels.

No.	Competent Authority	Title	Adoption	Implementation	EU Acquis	
					Celex No.	Other
A) Migration						
1.	MI	Law amending the Law on Foreigners	2022/IV	2022/IV	31996L0071 [F] 32018L0957 [F]	
B) Judicial cooperation in civil and criminal matters						
2.	MJHMR	Law Amending the Law on Treatment of Juveniles in Criminal Proceedings	2021/IV	2022/II	32016L0800 (F)	
3.	MJHMR	Law Amending the Criminal Code of Montenegro	2021/IV	2022/II	32002F0584 (F)	
4.	MJHMR	Law Amending the Law on Enforcement and Security	2021/IV	From EU Accession Day	32014R0655 (F)	

5.	MJHMR	Law Amending the Law on Judicial Cooperation in Criminal Matters with EU Member States	2021/IV	From EU Accession Day	32018R1727 [F] 32017R1939 [F] 32002F0465 [F] 32009F0315 [F] 32009D0316 [F] 32019L0884 [F] 32018R1726 [F] 32019R0816 [F] 32018R1805 [F]	
C) Police cooperation and fight against organized crime						
6.	MI	Law Amending the Law on Weapons	2021/II	2021/II	31991L0477 [F] 32008L0051 [F] 32017L0853 [F] 32015R2403 [F]	
7.	MI	Law Amending the Law on Transport of Dangerous Goods	2021/IV	2022/I	31995L0050 [P] 32004L0112 [P]	
8.	MI	Law on Prevention of Money Laundering and Terrorist Financing	2021/IV	2021/IV	32015L0849 [P] 32018L0843[P]	
9.	MI	Law on Data Processing of Air Passengers for the Prevention, Detection and Conduct of Criminal Proceedings for Terrorist Offenses and Other Serious Crimes	2021/IV	2021/IV	32016L0681 [P]	

10.	MI	Rulebook on indicators for identifying suspicious clients and transactions	2021/IV	2021/IV	32015L0849 [P] 32018L0843 [P]	
11.	MI	Rulebook on the conditions and manner of submitting data on cash transactions in the amount of at least EUR 15,000 and suspicious transactions	2021/IV	2021/IV	32015L0849 [P] 32018L0843 [P]	
12.	MI	Rulebook on guidelines for the development of analysis and risk factors with the purpose of prevention of money laundering and terrorism financing	2022/III	2022/III	32015L0849 [P]	
13.	MI	Guidelines for the Development of Risk Analysis with the purpose of Prevention of Money Laundering and Terrorism Financing	2022/III	2022/III	32015L0849 [P]	
14.	MI	Rulebook on the manner of keeping a register of real owners, gathering, entering, and deadlines for entering and updating data being kept in the register and the manner of accessing this data	2022/III	2022/III	32015L0849 [P]	
15.	MI	Rulebook on the manner of work of authorized persons, manner of conducting internal control, keeping and protecting data, manner of record keeping and professional training of employees	2022/III	2022/III	32015L0849 [P]	
16.	MI	Rulebook on the contents and types of data regarding the payer which track the electronic transfer of financial resources	2022/III	2022/III	02015R0847 [P]	

20	MH	Law on Control of Production and Trade in Substances that Can Be Used for Illicit Production and Trade in Narcotic Drugs and Psychotropic Substances	2021/III	2021/III	32004R0273 [F] 32013R1258 [F] 32005R0111 [F] 32013R1259 [F] 32015R1011 [F] 32015R1013 [F]	
21.	MH	Rulebook amending the Rulebook on forming the list of drugs, psychotropic substances and plants which can be used for producing drugs	2022/IV	2022/IV	32019L0369 [F]	

25: Science and Research

INTRODUCTION

In the area of science and research, Montenegro aligned the legal system with the Lisbon Treaty and accepted goals, guidelines and priorities of the European Union in this field. Montenegro's priority activity in this area refers to positioning of the Montenegrin research community under the European Research Area – ERA, opening of opportunities for access to modern technologies and large international infrastructures, as well as further involvement in international science programmes. This chapter was opened and provisionally closed on 18 December 2012 at the Intergovernmental Conference in Brussels.

Institutional framework and scientific-research community enable the implementation of research policy in Montenegro.

Institutions responsible for the adoption and implementation of legislation from this area are: Ministry of education, science, culture and sport, Ministry of economic development, Council for Scientific Research Activity, Council for innovation and smart specialisation, Innovation fund of Montenegro, scientific research community and innovative organisations (Montenegrin Academy of Sciences and Arts, three Centres of Excellence, Innovation and Entrepreneurship Centre “Tehnopolis” and 57 licensed scientific research institutions, as well as 93 innovative organisations that are registered in the Register of the Ministry of education, science, culture and sport – universities, institutes, faculties and enterprises).

The achieved level of development of scientific-research activity in Montenegro allowed establishing new instruments within the scientific system of Montenegro: three Centres of Excellence, Innovation and entrepreneurship Centre “Tehnopolis” and Science and Technology Park, which will particularly encourage scientific excellence and innovation in the economy sector.

This chapter was opened and provisionally closed on 18 December 2012 at the Intergovernmental Conference in Brussels.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adopting	Application	EU Acquis	
					Celex No	Other
A)Research and Innovation						
1.	MED	Operational Program for the Implementation of the Smart Specialization Strategy 2021-2024 with the Action Plan 2021-2022	2021/III	2021-2022		EU-40 [F]
2.	MESCS	Road map for the research infrastructure 2021-2025	2021/IV	2021-2025		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adopting	Application	EU Acquis	
					Celex No	Other
	A)Research and innovation					
1.	MESCS	International Agreement between the European Union and Montenegro on the Participation of Montenegro in the Horizon European Union Programme - Research and Innovation Framework Program (2021-2027)	2021/II	2021/I		
2.	MESCS	Framework Programme for Cooperation of Montenegro with the International Atomic Energy Agency - IAEA (2021-2027)	2021/IV	2021/IV		

26: Education and Culture

INTRODUCTION

The areas of education and culture are the responsibility of the Member States. With the mechanisms available, the European Union contributes to development of education and mobility and takes measures for education to become a part of the employment strategy and for the European Union to become a global centre of knowledge.

The European Union promotes preservation of cultural properties with European values, encourages work in the field of culture in the EU Member States of persons involved in activities related to culture outside their home countries, as well as free circulation of cultural work across the European Union and dialogue among different cultures. The European Union aims at providing equal opportunities to acquire the knowledge necessary to engage in social processes, while taking into account the national, regional, cultural and linguistic diversity, sovereignty of educational policy of the Member States, as well as encouraging cooperation between Member States.

Areas covered by this chapter are:

- education and training,
- youth and sport,
- culture,
- access to education,
- programs and other EU instruments.

Institutions responsible for work in this chapter are: Ministry of Education, Science, Culture and Sports, Education Office, Examination Centre, Higher Education Quality Control and Assurance Agency, Bureau for Textbooks and Teaching Aids, and national and local public institutions of culture.

The chapter was opened and provisionally closed at the session of the Intergovernmental Conference on 15 April 2013.

1.PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Compet ent instituti on	Title	Adoption	Application	EU Acquis	
					Celex No	Other
		A) 26.1. Education, training, youth and sports				
1.	MESCS	Strategy for development of high education in Montenegro 2021-2025, with Action Plan for 2021 – 2022	2021/II	2021-2025	52010DC2020 [F] 52003AE0406[F]	
2.	MESCS	Strategy for early and preschool education in Montenegro 2021-2025, with Action Plan 2021-2025	2021/III	2021-2025	32019H0605(01) (F)	
3.	MESCS	Programme for development of general secondary education in Montenegro (2021-2023) with Action Plan for 2021-2022	2021/III	2021-2023	52003AE0406 (F)	
4.	MESCS	Lifelong career guidance and counselling programme 2021 -2023, with Action Plan for 2021-2023	2021/III	2021-2023	52003AE0406 (F) 32008R0452 (F) 32006H0962 (F) 32008H0506(01) (F)	
B) 26.2. Culture						

5.	MESCS	Program for the protection and preservation of cultural property for 2021	2021/II	2021	32006D0515 [F] 32007G1129(01) [F] 52014XG1223(02) [F] 52018DC0267 [P]	
6.	MESCS	National Programme for development of culture 2021-2025, with Action Plan 2021-2022	2021/III	2021-2025	32006D0515 (F) 32013R1295 (F) 32014R0390 (F) 32007G1129(01) (F) 52014XG1223(02) (F) 52018DC0267 (F)	
7.	MESCS	Agreement on Montenegro's participation in the Creative Europe Program 2021-2027	2021/III	2021-2027	32013R1295 [F]	
8.	MESCS	Cinema digitization program	2021/IV	2022-2023	32005H0865 [P]	
9.	MESCS	Programme for the protection and preservation of cultural property for 2022 with Report on the implementation of the programme for 2021	2021/IV	2021-2022	32006D0515 (F) 32007G1129(01) (F) 52014XG1223(02) (F) 52018DC0267 (P)	
10.	MESCS	Action Plan for the implementation of the Cultural Development Programme 2021-2025 for 2023, with reports for 2021 and 2022	2022/IV	2023	32006D0515 (F) 32013R1295 (F) 32014R0390 (F) 32007G1129(01) (F) 52014XG1223(02) (F) 52018DC0267 (P)	
11.	MESCS	Programme for the protection and preservation of cultural property for 2023 with Report on the implementation of the Programme in 2022	2022/IV	2023	32006D0515 (F) 32007G1129(01) (F) 52014XG1223(02) (F) 52018DC0267 (P)	

2.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	EU Aquis	
					Celex No	Other
		A) 26.1. Education, training, youth and sports				
1.	MESCS	Law Amending the Law on National Qualifications Framework	2021/IV	2022/I	32008H0506(01) (F) 42005X1124(02) (F)	
2.	MESCS	Draft Law on High Education	2021/II	2021/III	32004L0114 (F) 32008D1298 (F) 32006D1720 (F) 32006H0962 (F) 32008H0506(1) (F) 31998H0561 (F)	
3.	MESCS	Draft Law Amending the Law on Recognition of Foreign Educational Documents and Equalization of Qualifications	2021/II	2021/III		
B) 26.2. Culture						
4.	MESCS	Draft Law Amending the Law on Culture	2021/III	2021-2023	32007G1129(01) [F] 32006D0515 [F] 52018DC0267[F]	

27: Environment and Climate Change

INTRODUCTION

The government has adopted the National Strategy with the Action Plan for Transposition, Implementation and Enforcement of the EU Acquis on Environment and Climate Change for the period 2016-2020 on 28 July 2016, which represents overall strategical framework for Chapter 27 – Environment and Climate Change, as well as opening benchmark for negotiations with the European commission. In line with the dynamics of accession negotiations, after adoption of the Negotiating Position for Chapter 27, the Action plan of the Strategy has been revised so the Action plan of the National Strategy with the Action Plan for Transposition, Implementation and Enforcement of the EU Acquis on environment and climate change for the period 2016-2020 has been adopted on 21 June 2018, keeping the implementation deadlines fully in line with the Negotiating position and adapted to the current state and progress achieved in the field of environment and climate change.

Chapter 27 was opened at the Intergovernmental Conference on 10 December 2018 in Brussels and EU Common position for Chapter 27 defined eight closing benchmarks that Montenegro is to fulfil so as to reach internal readiness for provisional closing of the Chapter in next period. Working Group for the preparation and conduct of negotiations on the accession of Montenegro to the European Union in the field of the acquis related to the negotiating chapter 27 – Environment and Climate Change has analysed in detail the requirements of the EU within all 10 areas of the Chapter 27 and prepared the Draft action plan for the fulfilment of closing benchmarks in Chapter 27 - Environment and Climate Change, which has been submitted to the European Commission in December 2019.

Law on Environment (Official Gazette of Montenegro 52/16) is the umbrella law in the area of environment and it lays down the principles of environmental protection and sustainable development, entities, environmental protection instruments and measures, access to information, public participation, and access to justice in environmental matters, environmental financing and other issues relevant for the environment. Beside this Law, there is a large number of other laws and implementing acts regulating specific environmental issues. A large number of sectoral strategies that regulate specific areas in detail, regarding the Chapter 27, have also been adopted.

Montenegro has established basic institutional structures for implementation of requirements in the area of environment and climate change. A complex institutional system has been put in place with a clear division of competences between institutions involved in creation and implementation of environment and climate change policy (there are 33 institutions with different types of competences).

As far as the environment and climate change policy making is concerned, including approximation of the EU acquis, the greatest part of competences was delegated to the Ministry of Ecology, Spatial Planning and Urbanism (MESPU). Beside concrete competences in the majority of sectors (horizontal legislation, air quality, waste management, waste waters, marine environment protection and planning and integrated marine area management, nature protection, industrial pollution, chemicals, noise and climate change), MESPU is the pillar institution in the process of EU integration, that is, it coordinates the activities of other institutions that participate in accession process in the area of environment. MESPU is also the first competent authority for implementation of obligations ensuing from the majority of international agreements in the area of environment, for monitoring investments in the area of environment and for cooperation with international financial institutions and EU funds in implementation of projects in the area of environment and utility services. European Integration Office is in charge of coordination of the process of accession to the European union.

On the other hand, other ministries have more specific obligations within the scope of their respective competences in the area of environment and climate change: Ministry of Agriculture and Rural Development (water quality, forestry, hunting, fishery, phytosanitary area, veterinary), Ministry of Capital Investments (marine fuel oils, CO₂ emissions from vehicles, use of ODS and F gases in vehicle air conditioning systems), Ministry of Health (medical waste, drinking water), Ministry of Finance (financing policy, cadastral data and customs affairs), Ministry of Interior–MI (civil protection, vehicle registration and border crossing control), Ministry of Justice, Human and Minority Rights (legal protection of the environment), Ministry of Economic Development (quality control of fuel and biofuel, energy, energy efficiency and mining) and Ministry of Education, Science, Culture and Sports (scientific and research activities).

Nature and Environmental Protection Agency has prevailing competences in the area of implementation of legislation, including monitoring and establishment of reporting system, issue of permits and approvals, keeping the registry and inventory and data exchange with international institutions. The Institute of Hydrometeorology and Seismology plays an important role in the area of monitoring and assessment of climate, analysis of extreme weather and climate conditions, including air quality monitoring within the EMEP Program, as well as the monitoring of quality and quantity of surface and ground waters, flood forecast and monitoring of hydrological conditions. The Water Administration is competent for the issue of water use permits, development of plans, programs and balances in the area of water management, establishment of sanitary protection zones, etc. The Forest

Administration is competent for issues related to forest management and protection. The Administration for Food Safety, Veterinary and Phytosanitary Affairs is responsible, inter alia, for implementation of legislation related to animal welfare protection. The Public Health Institute conducts physical and chemical analyses of water and microbiological tests of drinking water and monitors the impact of air quality on human health. The Real Estate Administration is competent for cadastral affairs, whereas the Maritime Safety Department is competent for establishing mechanisms for control of marine fuels. The Customs Administration monitors the control of import and export, whereas the Police Department controls border crossings. The Administration for Statistics is competent for collection of statistical data in accordance with EUROSTAT methodologies, including environmental statistics.

An important role in implementation is played by the following public enterprises and business companies established by the state: Public Enterprise National Parks of Montenegro, competent for management, exploitation, protection, development and upgrading of national parks, Public Enterprise for Coastal Zone Management of Montenegro, competent for management of natural protected areas within the marine domain, „Project-Consulting” Ltd, competent for strategic and financial planning of water supply, waste and waste water management projects financed from loans of international financial institutions and coordination of their implementation, Public Enterprise „Regional Water Company of the Coastal Area”, competent for ensuring a continuous water supply to water supply systems in municipalities in the Coastal Area of Montenegro and „Vodacom” Ltd, competent for water supply and waste water disposal in the Coastal Area and the Old Royal Capital Cetinje and provision of professional assistance in project implementation in the area of utility services. On its session from 22 November 2018 Government has adopted the Decision on establishment of Eco fund (Official Gazette of Montenegro 81/18), the establishment of which is foreseen by the Law on Environment, and the work on creating the conditions for its operational functioning are ongoing.

Laboratory tests and other technical activities are performed by the Centre for Eco-Toxicological Research of Montenegro Ltd and the Public Health Institute as accredited laboratories. Technical and research activities are carried out by the University of Montenegro, more specifically by the Marine Biology Institute as its organizational unit in the area of marine biodiversity as well as Natural History Museum.

Inspection supervision is carried out by a unique inspection body – Administration for Inspection Affairs. Environmental inspection, as the most relevant in this area is competent for the following controls: implementation of environmental monitoring and reporting, air pollution protection, implementation of established technologies and monitoring of technological requirements (ex. discharge of technological waste waters), implementation of waste management legislation, trade and use of ozone depleting substances, implementation of nature protection measures, implementation of noise protection legislation,

implementation of chemicals management legislation, industrial pollution, etc. Beside the environmental inspection, the following inspections are relevant: water management, veterinary, phytosanitary, sanitary, forestry and hunting, market and mining. Also, the Port Authority is competent for monitoring pollution of sea from vessels (inspection for navigation safety and security of Harbour master's offices Bar and Kotor).

In accordance with vertical division of competences, local self-government units (LSUs) are also competent for the implementation of environment and climate change legislation. Inspection supervision within LSUs in the area of management of municipal and other non-hazardous waste is carried out by communal inspection and communal police. Communal inspection and communal police are responsible for the area of environmental noise for those projects that are implemented at the local level.

The Chapter 27 was opened at the Intergovernmental Conference held on 10 December 2018 in Brussels.

5.	MESPU	National Strategy of Biodiversity with and Action plan 2022-2026	2022/I	2022-2026	31993D0626 [F]	
6	MESPU	National action plan for combating desertification	2022/II	2022-2030	21998A0319 (01) [F]	
7.	MAFW	Strategy on forestry development 2021-2026	2021/IV	2021-2026		
F) Civil protection						
8.	MI	Disaster risk assessment of Montenegro	2022/I	2022 - 2030		
G) Climate Change						
9.	MESPU	Report for preparation of the revised National Determined Contribution	2021/IV	2021-2030		
1.2. LEGISLATIVE FRAMEWORK						
Mar k	Compet ent inst.	Title	Adoption	Applicati on	Acquis	
					Celex No	Other
A) Horizontal legislation						
1.	MESPU	Rulebook on reporting and monitoring	2021/IV	2021/IV	32019D1372 [F]	
B) Air Quality						

2.	MESPU	Decree on emission limit values from combustion plants	2021/II	2021/II	32015L2193 [F]	
C) Waste management						
3.	MESPU	Law on Waste Management	2022/III	2021/IV	31994L0062 [F] 32006R1013 [F] 32010L0075 [F] 31987L0217 [F] 31999L0031 [F] 31996L0059 [F] 32006L0066 [F] 32012L0019 [F] 32000L0053 [F] 32008L0098 [F] 32019R1021 [F] 32006L0123 [F] 32019L0904 [F]	
4.	MESPU	Decree on the manner and the procedure for establishing the system of acceptance, collection and treatment of waste batteries and accumulators, detail content of the data kept in the register of producers of batteries and accumulators and the manner of keeping the register, detail content of requests for registration of organized systems of acceptance, collecting and treatment waste batteries and accumulators and the operation of that system, annual quantities of waste batteries and accumulators that must be accepted for treatment, treatment and recycling and manner of calculation of the average weight of accepted waste batteries and accumulators	2022/II	2022/II	32006L0066 [P]	

5.	MESPU	Decree on the manner and the procedure for establishing the system of acceptance , collection and treatment of waste electrical and electronic equipment, detail content of the data kept in register of producers of the electric and electronic equipment and the manner of keeping the register, detail content of requests for registration of organised systems of acceptance, collection and treatment of waste electric and electronic equipment and the operation of the system, annual quantities of waste electric and electronic equipment that must be treated and recycled, including the waste of electric and electronic equipment that is delivered from other countries via internet sale	2021/IV	2021/IV	32012L0019 [F] 32017R0699 [F] 32019R0290 [P]	
6.	MESPU	Decree on the manner and the procedure for establishing the system of acceptance , collection and treatment of waste tires and detail content of requests for registration in registry of organised systems of acceptance, collection and treatment of waste tires and operation of that system, including the obligation of the annual quantities of waste tires that must be accepted, treated and recycled	2021/IV	2021/IV	32008L0098 [F]	
7.	MESPU	Decree on the manner and procedure of establishing a system for acceptance, collection and treatment of waste vehicles and detailed content of requests for entry in the register of organized systems for acceptance, collection and treatment of waste vehicles and operation of that system and annual quantities of waste vehicles that must be treated, processed or recycled	2022/II	2022/II	32020L0363 [F]	
8.	MESPU	Rulebook on general conditions, content of the plan, content of applications and documentation required for the issuance of a permit for mining waste management, details of the plan and reporting in case of a major accident in mining waste management, as well as criteria, characterization, classification and reporting on mining waste	2023/II	2023/II	32020D0248[F]	

9.	MESPU	Rulebook on limit values for the presence of hazardous substances in certain parts of electrical and electronic equipment which after use become waste and which are produced in Montenegro or imported for placing on the market or use, as well as indications on the type and manner of waste management arising from this equipment, internal production control, obligations of manufacturers, importers, distributors and authorized representatives, identification of economic operators, declaration of conformity, CE marking	2023/I	2023/I	32019L0178 [P] 32019L0169 [P] 32019L0177 [P] 32019L0171 [P] 32019L0174 [P] 32019L0175 [P] 32019L0170 [P] 32019L0173 [P] 32019L0176 [P] 32019L0172 [P]	
D) Water quality						
10.	MCI	Law on Protection of the Sea from Pollution from Maritime Facilities	2021/IV	2022/I	32014R1143 [P] 32019L0883 [P] 32005L0035 [P] 32009L0123 [P] 32014L0090 [P] 32013R1257 [P] 32003R0782 (P) 32012R0530 (P) 32009L0020 (P) 32002L0084 (P)	

11.	MESPU	Rulebook regulating the analysis of the basic properties and characteristics of the current state of the marine environment, in particular hydrographic, physical and chemical characteristics, habitat types, biological characteristics and hydromorphology, as well as a list of characteristics of the current state and impact on the marine environment, including human activities	2021/II	2021/II	32008L0056 [F] 32017L0845 [F] 32017D0848 [F]	
12.	MESPU	Rulebook regulating qualitative indicators, criteria and methodological standards for determining the good ecological status of the marine environment	2021/II	2021/II	32008L0056 [F] 32017L0845 [F] 32017D0848 [F]	
13.	MESPU	Rulebook regulating the method of defining objectives and indicators for the achievement and maintenance of good ecological status of the marine environment	2021/II	2021/II	32008L0056 [F] 32017L0845 [F] 32017D0848 [F]	
14.	MESPU	Rulebook regulating the more detailed content of the marine monitoring program, as well as the manner in which such monitoring should be carried out	2021/II	2021/II	32008L0056 [F] 32017L0845 [F] 32017D0848 [F]	

15.	MESPU	Rulebook regulating detailed content of the program of measures that are being implemented to achieve and/or maintain the good ecological status of the marine environment and to achieve the objectives of protecting the marine environment and the coastal zone	2021/II	2021/II	32008L0056 [F] 32017L0845 [F] 32017D0848 [F]	
16.	MH	Rulebook amending the Rulebook on Parameters, Conformity Assessment, Methods, Mode, Scope of Analysis and Implementation of the Monitoring of Healthy Water Quality for Human Use	2021/II	2021/III	32015L1787 [F]	
17.	MESPU	Rulebook on the reuse of treated municipal wastewater for special purposes	2021/III	2021/III	32020R0741 (F)	
E) Nature protection						
18.	MAFW	Law Amending the Law on Forests	2023/IV	2023/IV	32010R0995 [P]	
19.	MESPU	Law Amending the Law on Nature Protection	2022/IV	2022/I	32014R0511 [P]	
20.	MESPU	Rulebook on the list of permitted alien species and the manner of updating the list and the manner of preparing the risk assessment	2021/II	2021/II	32014R1143 [F]	
21.	MESPU	Rulebook on the list of invasive alien species of concern in Montenegro and/or the European Union and the method of updating the list	2021/II	2021/II	32014R1143 [F] 32017R1263 [F] 32019R1262 [F]	

22.	MESPU	Rulebook on the list of habitat types and species including bird species, priority habitat types and species for which ecological network sites should be determined	2023/IV	2023/IV	31992L0043 [P] 32009L0147 [P]	
23.	MESPU	Rulebook on the list of wild bird species that may be offered for sale alive or dead, transported and kept for sale and offered for sale and sell any of their identifiable parts or derivatives if they were killed, captured or obtained in accordance with the Law on Nature Protection and the Law on Game and Hunting	2023/IV	2023/IV		
24.	MAFW	Rulebook amending the Rulebook on hunting seasons	2023/IV	2023/IV	31991R3254 [PF] 32009L0147 [P]	
F) Control of industrial pollution						
25.	MESPU	Rulebook amending the Rulebook on types of activities, emission limit values and the method of monitoring in plants that are using organic solvents	2022/III	2022/IV	32010L0075 [P]	
26.	MESPU	Memorandum on cooperation in performing joint inspection supervision	2021/III	2021/IV	32010L0075 [P] 32001H0331 [P]	

G) Chemicals						
27.	MESPU	Rulebook amending the Rulebook on the List of Substances of High Concern	2021/II	2021/II	32019R1194 [F] 32020R0171 [F]	
28.	MESPU	Rulebook amending the list of Classified Substances	2021/III	2021/IV	32020R1182 [F]	
29.	MESPU	Rulebook amending the Rulebook on the manner of classification, packaging and labelling of a chemical in accordance with the globally harmonized UN system	2021/IV	2021/IV	32019R0521 [F] 32020R0011 [F]	
30.	MESPU	Rulebook amending the Rulebook on the content of the Chemical Safety Report	2022/II	2022/II	32020R0878 [F]	
31.	MESPU	Rulebook amending the Rulebook on list of dangerous chemicals and products Prohibited from Export	2022/III	2022/IV	32020R1068 [F]	
32.	MESPU	Decree amending the Decree on prohibited and/or allowed methods of use, production and placing on the market of the chemicals that represent an unacceptable risk to human health and the environment	2022/IV	2023/I	32020R1203 [F] 32020R1204 [F] 32020R1149 [F] 32020R0784 [F] 32020R2081 [F] 32020R2096 [F] 32021R0057 [F]	

33.	MESPU	Rulebook amending the Rulebook on the list of substances that are not entered in the register of chemicals and are not subject to expert assessment	2023/I	2023/II	32019R1691 [F]	
34.	MESPU	Rulebook amending the Rulebook on methods for testing the hazardous properties of chemicals	2023/II	2023/III	32019R1390 [F]	
35.	MESPU	Rulebook amending the Rulebook on the closer content of prior notification for the export of chemicals	2023/III	2023/III	32020R1068 [F]	
36.	MESPU	Rulebook amending the Rulebook on lists of active substances authorized for use in biocidal products and low-risk biocidal products	2023/IV	2023/IV	32019D1950 [F] 32019D1973 [F] 32019D1969 [F] 32019D1951 [F] 32019R1819 [F] 32019R1821 [F] 32019R1823 [F] 32019R1824 [F] 32019R1820 [F] 32019D1030 [F] 32019D0994 [F] 32019R1822 [F] 32019R1825 [F]	

					32020D0027 [F] 32020R1086 [F] 32020D1037 [F]	
H) Noise						
37.	MESPU	Rulebook amending the Rulebook on limit values for noise in the environment, the method of determining noise indicators and acoustic zones and methods for assessing the harmful effects of noise	2022/I	2022/II	32020L0367 [F]	
I) Climate Change						
38.	MESPU	Rulebook on the Professional Training of Persons Performing the Installation, Maintenance and Repair Activity and Exclusion from the Use of Equipment and Products Containing Ozone Depleting Substances	2021/IV	2021/IV	32014R0517 [F] 32009R1005 [P]	
39.	MESPU	Rulebook on the manner and documentation for the authorization for performing installation, maintenance and/or repair as exclusion of equipment and products containing ozone depleting substances	2021/II	2021/II	32014R0517 [F] 32009R1005 [F]	

40.	MESPU	Decree on ozone depleting substances and alternative substances	2021/II	2021/II	32009R1005 [F] 32010R0744 [F] 32011R0291 [F] 32014R0517 [P] 32007R1516 [F] 32007R1497 [F] 32015R2068 [P]	
41.	MESPU	Decree on aviation activities for which a plan for monitoring greenhouse gas emissions is not being prepared	2021/II	2021/II	32017R2392 [F]	

28: Consumer and Health Protection

INTRODUCTION

Chapter Consumer and Health Protection is related to topics and issues divided into two parts: consumer protection and public health. Consumer protection covers area of products safety and protection of consumer economic interests. Key issues in the area of products' safety are: general safety of products, misleading products and quick exchange of information on dangerous products. Key issues in the area of protection of economic interest of consumers are: distance contracting, contracts concluded out of business premises; provisions that are opposed to principals of conscientiousness and fairness (unfair provisions in consumers contracts); sale of consumer goods and following guaranties; highlighting the prices of goods offered to the consumers; misleading and comparative advertising; unfair commercial practice; time-shared use of real estate (timesharing); long-term vacation products; resale and exchange, traveling in travel arrangements and connected travel arrangements; responsibility for defective products; court and administrative injunction; consumers loans; out-of-court-settlement of consumer disputes; cooperation between the authorities responsible for consumer protection.

Public health includes: tobacco control, infectious diseases, blood, tissues, cells and organs, the rights of patients in cross border health care, mental health, the prevention of drug abuse, health inequalities, food, reducing of hazardous consequences caused by alcohol consumption, cancer screening, health environment, promotion of safety including injury prevention, rare illnesses.

Institutional framework: Ministry of Economic Development, Ministry of Health, Administration for Inspections Affairs, Ministry of Agriculture, Forestry and Water Management, Ministry of Capital Investments, Ministry of Interior, Administration for Food Safety, Veterinary and Phytosanitary Affairs, Agency for Electronic Communications and Postal Services, Agency for Electronic Media, Energy and Water Regulatory Agency, Supervision Insurance Agency, Central Bank of Montenegro, Health Insurance Fund, Public Health Institute, Agency for Medicines and Medical Devices, Institute for Blood Transfusion, Institute for Emergency Medical Care, Pharmaceutical Institute "Montefarm", Medical Chamber of Montenegro, Chamber of Pharmacists, Physiotherapists Chamber, Chamber of Economy and Chamber of Skilled Crafts and Entrepreneurship of Montenegro. Local governments also take part in the implementation of the consumer protection policy. NGO sector has particular importance for this area, through the organizations for consumer protection, by means of which the consumer interests are articulated in the best way and competent authorities cooperating with trade associations and service providers.

Chapter was opened on 16 December 2014.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Compete nt institutio n	Title	Period of validity		Acquis	
					Celex No	Other
A) Consumer protection						
1.	MED	Action Plan for implementation of the National Consumer Protection Programme 2019-2021 for 2021	2021/II	2021		
2.	MED	National Consumer Protection Program 2022-2024 with the Action Plan for the implementation of the National Consumer Protection Program (2022-2024) for 2022	2021/IV	2022-2024		
1.2. LEGISLATIVE FRAMEWORK						
Mark	Compete nt institutio n	Title	Adoptio n	Application	Acquis	
					Celex No	Other
A) Consumer protection						
1.	MED	Law Amending the Law on Consumer Protection	2021/II	2021/II	32011L0083 [F] 32005L0029 [F] 31993L0013 [F]	
2.	MED	Law on Market Product Control	2021/IV	2022/I	32019R1020 [F] 32019R0515 [F]	

3.	MED	Law on Consumer Loans	2021/IV	2022/II	32008L0048 [F] 32014L0017 [F]	
4.	MED	Law on Tourism and Hospitality	2021/IV	2022/I	32015L2302 [F]	
5.	MED	Law on Consumer Protection	2022/II	2022/III	32019L0771 [F] 32019L0770 [F]	
6.	MED	Decision on the bodies responsible for supervising the implementation of laws containing provisions on consumer protection	2021/II	2021/II	32017R2394 [F]	
7.	MED	Regulation on the criteria for determining compensation for members of the Committee for Out-of-Court Settlement of Consumer Disputes	2021/II	2021/II		
8.	MED	Rulebook on the training program and the manner of taking the professional exam for persons for conducting the procedure of out-of-court settlement of consumer disputes	2021/II	2021/II	32013L0011 [F]	
B) Health						
9.	MH	Law Amending the Law on Removal and Transplantation of Human Organs for the Medical Treatment Purposes	2022/IV	2023/III	32012L0025 [F]	
10.	MH	Law Amending the Law on Removal and Transplantation of Human Tissues and Cells for the Medical Treatment Purposes	2022/IV	2023/III	32006L0017 [F] 32006L0086 [P]	
11.	MH	Rulebook amending the Rulebook on detailed conditions regarding space, staff and equipment that must be met by authorized health care institutions and legal entities that perform certain tasks related to the collection and transplantation of tissues and cells, as well as measures and activities for establishing and maintaining quality systems	2021/III	2021/IV	32006L0017 [F] 32006L0086 [P]	

12.	MH	Rulebook amending the Rulebook on the manner and conditions for assessing eligibility and selection of donors, the scope and type of laboratory tests of a living donor and the manner of monitoring the health condition of donors	2021/III	2021/IV	32006L0017 [F]	
13.	MH	Rulebook on detailed conditions for ensuring the traceability of tissues and cells, as well as the manner and procedure of monitoring serious adverse events and serious adverse reactions	2021/III	2021/IV	32006L0086 [P]	
14.	MH	Rulebook amending the Rulebook on the content of documentation and conditions for receiving tissues and cells in authorized health care institutions that perform procedures for processing, preservation, storage or distribution, or transplantation of tissues and cells	2021/IV	2022/I	32006L0017 [F]	
15.	MH	Rulebook amending the Rulebook on detailed conditions and manner of marking, identification and packaging of tissues and cells in the procedure of taking and receiving in authorized health institutions as well as the contents of the unique identification number	2021/IV	2022/I	32006L0017 [F]	
16.	MH	Rulebook amending the Rulebook on detailed conditions and manner of transport and processing, receipt of tissues and cells for storage, as well as distribution of tissues and cells	2021/IV	2022/I	32006L0017 [F]	
17.	MH	Rulebook on the content of written consent and its revocation, as well as the manner of identification of persons who gave written consent and statements on its revocation	2021/IV	2022/I	32006L0017 [F]	

29: Customs Union

INTRODUCTION

The basic objectives identified in this chapter refer to strengthening of economic relations among member states, development of trade activities, and protection and safety of society. Customs administrations are responsible for overseeing the Union's internal market, protecting the financial and economic interests of the Union and the Member States, combating fraud and protecting intellectual property rights, enhancing security and safety, protecting citizens and the environment, improving administrative capacity of customs administrations and strengthening competition. These goals will be achieved through a harmonized approach to customs procedures and efficient and effective controls, computerization and improvement of the functioning of the customs service through strengthening the administrative capacity for efficient implementation of the acquis in this chapter.

The key challenge for Montenegro in this chapter is related to the obligation to implement EU projects whose IT implementation should ensure interoperability and interconnection with the EU Member States' systems. In addition, Montenegro is obliged to modernize existing and implement new projects at the national level.

The EU is working on changes to existing and implementation of new projects (Implementation of the new Union Customs Code), which will lead to scenarios (the experience of individual member states) to implement / modify certain IT systems several times.

Institutions responsible for the implementation of obligations under this chapter of the current Program of Montenegro's accession to the European Union are: Ministry of Finance and Social Welfare / Customs Administration, the Ministry of Education, Science, Culture and Sports, the Ministry of Health and the Office for European Integration.

The chapter was opened on 16 December 2014.

A) General customs rules and procedures						
1.	MFSW	Customs law	2021/IV	2022/II	32013R0952 [F] 32019R0474 [F] 32019D2151 [F] 32019R0474 [F] 52020XC0302(01) [F]	
2.	MFSW	Decree on the implementation of the Customs Law	2022/I	2021/II	32015R2446 [F] 32018R1063 [F] 32018R1118 [F] 32015R2447 [F] 32017R0989 [F] 32018R0604 [F] 32019R1394 [F] 32019D2151 [F] 32019R1143 [F] 32020R0893 [F] 32020R0877 [F] 32020R0712 [F] 32020R0523 [F] 32020R0761 [F] 32020R1209 [F] 32020R0760 [F]	
3.	MFSW	Decree on the customs authority treatment of goods under reasonable suspicion of infringing intellectual property rights	2022/III	2022/IV	32013R0608 [F] 32013R1352 [F] 32020R1209 [F]	
B) Customs classification and tariff						
4.	MFSW	Decree on Customs Tariff for 2022	2021/IV	2022/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
5.	MFSW	Decree on Customs Tariff for 2023	2022/IV	2023/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
6.	MFSW	Decree on Customs Tariff for 2024	2023/IV	2024/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
C) Customs status of goods and transit						
7.	MFSW	Law on Ratification of the Convention on Common Transit	2022/I	2022/I	21992D1231(01) [F] 21993A0202(01) [F]	

					21994D0115(02) [F] 21994D1231(19) [F] 21994D1231(21) [F] 21996D0214(01) [F] 21996D0214(02) [F] 21996D0514(02) [F] 21997D0214(01) [F] 21997D0214(02) [F] 21997A0405(01) [F] 21997D0829(02) [F] 21999D0507(01) [F] 22001D0112(02) [F] 22003D0004 [F] 22005D0558 [F] 22005D0559 [F] 22005D0560 [F] 22005D0632 [F] 22005D0882 [F] 22008D0786 [F] 22009D0606 [F] 22013D0510 [F] 22013D0675 [F] 22015D1069 [F] 22015D2467 [F] 22016D0858 [F] 22018D0029 [F] 22020D0487 [F]	
8.	MFSW	Law on Ratification of the Convention on Facilitation of Trade in Goods	2022/I	2022/I	21989D0713(01) [F] 21996D0214(01) [F] 21996D0514(05) [F] 22001D0112(02) [F] 22006D0919 [F] 21996D0514(04) [F] 22005D0711 [F] 22012D0221 [F] 22012D0223 [F] 32015D0836 [F]	
9.	MFSW	Law on Ratification of the Convention on Customs Treatment of Pools Containers Used in International Transport	2022/IV	Upon the accession	21995A0422(02) [F] 31995D0137 [F]	
10.	MFSW	Law on Ratification of Amendments to the Customs Convention on International Transport of Goods under TIR carnet	2022/IV	Upon the accession	22016A1129(02) [F]	
11.	MESCS	Rulebook on detailed conditions and manner of issuing permits for temporary export of cultural goods abroad	2023/IV	2024/I	32019R0880 [P]	

C) Drug precursors						
12.	MH	Law on Control of Production and Trade of Substances that Can Be Used in the Production of Narcotic Drugs and Psychotropic Substances	2021/III	2021/IV	32004R0273 [P] 32005R0111 [P] 32009R0219 [P] 32013R1258 [P] 32013R1259 [P] 32015R1011 [P] 32015R1013 [P] 32016R1443 [P]	

30: External Relations

INTRODUCTION

Negotiations on Chapter 30 - External Relations were opened at the Intergovernmental Conference held on 30 March 2015 in Brussels. For this chapter Montenegro received the closing benchmark which was fulfilled: Action Plan for the remaining preparations in terms of legislative alignment and harmonization of international agreements with the acquis and improving the administrative and control capacity to ensure full implementation and enforcement of the acquis in Chapter 30, which was adopted by the Government of Montenegro on 20 October 2016.

Chapter 30 – External Relations includes common commercial policy of the EU, bilateral agreements with third countries, development policy and humanitarian aid. The acquis in this chapter is mainly composed of directly applicable EU legislation, but some directives in the field of export credits and dual-use goods require transposition into national legislation.

A key challenge for Montenegro in this chapter relates to the strengthening of administrative capacity in the context of Chapter 30 (about 1/4 of the total EU acquis is in this chapter). Montenegro needs to strengthen the capacity to participate in development and humanitarian aid intended for developing and least developed countries, and in the area of export credits and dual-use goods. Also, the candidate country is required to progressively align its policies towards third countries and its positions within international organizations with the policies and positions adopted by the EU.

Institutions responsible for the implementation of obligations under this chapter of the current Program of Accession of Montenegro to the European Union are: Ministry of Economic Development, Ministry of Finance and Social Welfare / Customs Administration, Ministry of Foreign Affairs, Ministry of Interior, Ministry of Ecology, Spatial Planning and Urbanism, Office for European Integration, Agency for Nature and Environmental Protection, Directorate for Inspection Affairs, Investment and Development Fund of Montenegro.

Montenegro provisionally closed Chapter 30 – External relations on 20 June 2017.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Period of validity		EU Acquis	
					Celex No	Other
A) Horizontal measures						
1.	MI	Disaster risk assessment of Montenegro	2022/I	2021/I	32019D0420 [P]	
1.2. LEGISLATIVE FRAMEWORK						
Mar k	Compete nt institutio n	Title	Adoption	Application	EU Acquis	
					Celex No	Other
A) Common commercial policy						
1.	MFSW	Law on the Ratification of the Customs Convention on the International Carriage of Goods with the Application of TIR Carnets	2022/IV	On the day of accesstion	22016A1129 (02) [F]	
2.	MED	The Law on Export Control of Dual-Use Goods	2021/III	2022/II	32009R0428 [P] 32011R1232 [P] 32003E0468 [P] 32008E0944 [P] 32000E0401 [P] 52016PC0616[P]	
3.	MED	Law Amending the Law on Foreign Trade in Goods and Services That May be Used for the Execution of the Death Penalty, Torture or Other Cruel, Inhuman or Degrading Treatment or Punishment	2021/II	2021/III	32019R0125 [F] 32020R0621 [F]	

4.	MFSW	Customs Law	2021/IV	2022/II	32013R0952 [F] 32019R0474 [F] 32019D2151[F] 32019R0474 [F] 52020XC0302(01) [F]	
5.	MESPU	Law on Ionizing Radiation Protection, Radiation and Nuclear Safety and Security	2022/ IV	2024/IV	32013L0059 [P] 32013L0051 [P] 32011L0070 [P] 32009L0071 [P] 32014L0087 [P] 32006L0117 [P] 32005R0302 [P] 32008D0312 [P] 31989L0391 [P] 31992L0058 [P] 31989L0654 [P] 31989L0656 [P] 32009L0104 [P]	
6.	MED	Decision to establish a national checklist for dual-use items	2021/III	2021/IV	32019D2199 [F]	
7.	MESPU	Rulebook amending the Rulebook on the list of dangerous chemicals and products whose export is prohibited	2022/III	2022/III	32020R1068 [F]	
8.	MESPU	Rulebook amending the Rulebook on the detailed content of prior notification for export of chemicals	2023/III	2023/III	32020R1068 [F]	
9.	MFSW	Decree for implementation of Customs Law	2022/I	2022/II	32015R2446 [F] 32018R1063 [F] 32018R1118 [F] 32019R1143 [F] 32015R2447 [F] 32017R0989 [F] 32018R0604 [F] 32019R1394 [F] 32019D2151 [F] 32019R1143 [F] 32020R0893 [F] 32020R0877 [F] 32020R0712 [F]	

					32020R0523 [F] 32020R0761 [F] 32020R1209 [F] 32020R0760 [F]	
10.	MFSW	Decree on Customs Tariff for 2022	2021/IV	2022/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
11.	MFSW	Decree on Customs Tariff for 2023	2022/IV	2023/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
12.	MFSW	Decree on Customs Tariff for 2024	2023/IV	2024/I	32019R1776 [F] 32020R0712 [F] 32020R0523 [F]	
13.	MFSW / IDFM	Decree on insurance export from non-market risks	2022/IV	2023/I	32011R1233 [P] 32018R0179 [P]	
B) Development policy						
14.	MFA	Rulebook on application of international development cooperation	2022/II	2022/III	42017Y0630(01) [P]	
15.	MFA	Rulebook on pointing the international development cooperation	2022/II	2022/III	31996R1257 [P] 42008X0130(01) [P]	
16.	MFA	Rulebook on contents, forms on collecting data and keeping information on international development cooperation and humanitarian aid	2022/II	2022/III		
C) Humanitarian Aid						
17.	MFA	Rulebook on application of international development cooperation	2022/II	2022/III	42017Y0630(01) [P]	

18.	MFA	Rulebook on pointing the international development cooperation	2022/II	2022/III	31996R1257 [P] 42008X0130(01) [P]	
19.	MFA	Rulebook on contents, forms on collecting data and keeping information on international development cooperation and humanitarian aid	2022/II	2022/III		

31: Foreign, Security and Defence Policy

INTRODUCTION

Foreign, security and defence policy is based on legal acts, including legally binding international agreements and political documents. The *acquis* consists of political declarations, activities and agreements. Alignment of Montenegro with the statements of the EU Foreign Affairs Council is 100%. Chapter 31 covers: political dialogue with the EU, questions regarding relation of the candidate country and the EU, its institutions as well, cooperation with international organizations, especially UN, OSCE and Council of Europe, system of arms control, the European Security and Defence Policy (ESDP), cooperation with NATO and fight against terrorism.

Main priorities of the foreign policy of Montenegro are related primarily to membership in the EU and NATO.

Among the priorities, special attention is given to strengthening relations with neighbouring countries, which are founded on constructive dialogue, development of trust and broad regional cooperation. Policy of good neighbourly relations is one of the leading foreign policy goals of Montenegro.

Long lasting contribution of Montenegro, in terms of developing regional cooperation, is provided through active participation in regional initiatives and organizations, such as the Central-European Initiative, South East European Cooperation Process (SEECP), Adriatic-Ionian Initiative, the Berlin Process, the Regional Cooperation Council (RCC), Migration, Asylum, Refugees Regional Initiatives and many other.

Multilateralism is one of the three foreign policy priorities of Montenegro. Through the activities in international organizations, Montenegro protects and promotes its interests, takes part in defining the global political trends and together with the countries in the region and the broader area seeks to affirm cooperation and common presentation in the international arena.

Institutions responsible for the implementation of obligations under this chapter are: Ministry of Foreign Affairs, Ministry of Defence, Ministry of Interior, Ministry of Economic Development, Ministry of Ecology, Spatial Planning and Urbanism, Office for European Integration, Agency for Nature and Environmental Protection, Directorate for Inspection Affairs, Police Directorate - Sector for Prevention of Money Laundering and Terrorist Financing.

Negotiation chapter 31 opened at the Intergovernmental Conference in Luxembourg on 24 June 2014.

1. PLANS AND NEEDS						
1.2. LEGAL FRAMEWORK						
Mar k	Compet ent institut ion	Title	Adoption	Applicatio n	EU Acquis	
					Celex No	Other
A) General principles						
1.	MI	Law Amending the Law on Weapons	2021/II	2021/III	31991L0477 [F] 32008L0051 [F] 32017L0853 [F] 32015R2403 [F] 32018R0337 [F]	
2.	MESPU	Law on Ionizing Radiation Protection, Radiation and Nuclear Safety and Security	2022/IV	2024/IV	32013L0059 [P] 32013L0051 [P] 32011L0070 [P] 32009L0071 [P] 32014L0087 [P] 32006L0117 [P] 32005R0302 [P] 32008D0312 [P] 31989L0391 [P] 31992L0058 [P] 31989L0654 [P] 31989L0656 [P] 32009L0104 [P]	
3.	MFA	Law Amending the Law on International Restrictive Measures	2021/IV	2022/I		

4.	MI	Rulebook amending the Rulebook on the detailed manner of disabling weapons	2021/IV	2022/I	32015R2403 [F] 32018R0337 [F]	
5.	MED	The Decision amending the Decision to establish a national checklist for dual-use items	2021/III	2021/IV	32019D2199 [F]	
6.	MED	The Decision amending the Decision establishing a national checklist for arms and military equipment	2021/II	2021/III	52019XG0312 (01) [F] 52020XG0313(0 7) [F]	
7.	MFA	Decision amending the Decision on the introduction of international restrictive measures established by Council of the European Union Decisions 2014/145 / CFSP of 17 March 2014, 2014/151 / CFSP of 21 March 2014, 2014/238 / CFSP of 28 April 2014 2014/265 / ZVBP of 12 May 2014, 2014/308 / ZVBP of 28 May 2014, 2014/455 / ZVBP of 11 July 2014, 2014/475 / ZVBP of 18 May 2014 July 2014, 2014/499 / CFSP of 25 July 2014, 2014/508 / CFSP of 30 July 2014, 2014/658 / CFSP of 8 September 2014, 2014/801 / CFSP of 17 November 2014, 2014/855 / CFSP of 28 November 2014, 2015/241 / CFSP of 9 February 2015, 2015/432 / CFSP of 13 March 2015, 2015/1524 / ZVBP of 14 September 2015, 2016/359 / ZVBP of 10 March 2016, 2016/1671 / ZVBP of 15 September 2016, 2016/1961 / ZVBP of 8 November 2016 and 2017 / 445 / ZVBP of 13 March 2017, 2017/1386 / ZVBP of 25 July 2017 and 2017/1418 / ZVBP of 4 August 2017, 2017 / 1561 / ZVBP of 14 September 2017, 2017/2163 / ZVBP of 20 November 2017, 2018/392 / ZVBP of 12 March 2018, 2018/706 / ZVBP of 14 May 2018 , 2018/1085 / ZVBP of 30 July 2018, 2018/1237 / ZVBP of 12 September 2018, 2018/1930 / ZVBP of 10 December 2018, 2019/95 / ZVBP of 21 January 2019 2019/415 / ZVBP of 14 March 2019, 2019/416 / ZVBP of 14 March 2019, 2020/120 / ZVBP of 28 January 2020 and 2020/399 / ZVBP of 13 March 2019. March 2020 in relation to actions that undermine or threaten the territorial integrity, sovereignty and independence of Ukraine	2021/IV	2021/IV	32020D0120 [F] 32020D0399 [F] 32020R0119 [F] 32020R398 [F]	

8.	MFA	Decision amending the Decision on the introduction of international restrictive measures established by Council of the European Union Decisions 2014/119 / CFSP of 5 March 2014, 2015/143 / CFSP of 29 January 2015, 2015/364 / CFSP of 5 March 2015 2015/876 / ZVBP of 5 June 2015 and 2015/1781 / ZVBP of 5 October 2015 and 2016/318 / ZVBP of 4 March 2016, 2017/381 / ZVBP of 3 March 2017 and 2020/373 / CFSP on restrictive measures directed against certain persons, entities and bodies with regard to the situation in Ukraine	2021/IV	2021/IV	32020D0373 [F] 32020R0370 [F]	
9.	MFA	Decision amending the Decision on the introduction of international restrictive measures established by Council of the European Union Decisions 2014/512 / CFSP of 31 July 2014, 2014/659 / CFSP of 8 September 2014, 2014/872 / CFSP of 4 December 2014 2015/971 / ZVBP of 22 June 2015 and 2015/1764 / ZVBP of 1 October 2015, 2015/2431 / ZVBP of 21 December 2015, 2019/2192 / ZVBP of 19 June 2015, December 2019 and 2020/907 / CFSP of 29 June 2020 with regard to Russia's actions destabilizing the situation in Ukraine	2021/IV	2021/IV	32019D2192 [F] 32020D0907 [F]	
10.	MFA	Decision amending the Decision on the introduction of international restrictive measures established by Council of the European Union Decisions 2014/386 / CFSP of 23 June 2014, 2014/507 / CFSP of 30 July 2014, 2014/933 / CFSP of 18 December 2014 2015/959 / CFSP of 19 June 2015 and 2020/850 / CFSP of 18 June 2020 in response to the illegal annexation of Crimea and Sevastopol	2021/IV	2021/IV	32020D0850 [F]	
11.	MFA	Decision amending the Decision on the introduction of international restrictive measures established by the decisions of the Council of the European Union 2011/72 / CFSP of 31 January 2011, 2011/79 / CFSP of 4 February 2011, 2012/50 / CFSP of 27 January 2012, 2012/724 / CFSP of 26 November 2012, 2013/72 / CFSP of 31 January 2013, 2013/409 / CFSP of 30 July 2013, 2014/49 / CFSP of 30 January 2014, 2015/157 / CFSP of 30 January 2015, 2016/119 / CFSP of 28 January 2016 and 2020/117 / CFSP of 27 January 2020 on the situation in Tunisia	2022/IV	2022/IV	32020D0117 [F] 32020R0115 [F]	

12.	MFA	Decision on the introduction of international restrictive measures established by Council of the European Union decisions 2013/184 / CFSP of 23 April 2013, 2014/214 / CFSP of 14 April 2014, 2015/666 / CFSP of 28 April 2015 and 2020/563 of 23 April 2020 regarding the situation in Myanmar / Burma	2022/IV	2022/IV	32020D0563 [F] 32020R0562 [F]	
13.	MFA	Decision on the introduction of international restrictive measures established by the Decision of the Council of the European Union 2019/1894 / CFSP of 11 November 2019 on restrictive measures with regard to illegal drilling activities carried out by Turkey in the eastern Mediterranean	2022/IV	2022/IV	32019D1894 [F] 32019R1890 [F]	
14.	MFA	Decision on the introduction of international restrictive measures established by the decisions of the Council of the European Union 2019/797 / CFSP and 2020/1127 of 30 July 2020 on restrictive measures against cyber attacks that pose a threat to the Union or its Member States	2023/III	2023/III	32020D0651 [F] 32020D1127 [F] 32020R1125 [F]	

32: Financial Control

INTRODUCTION

Chapter 32 – Financial Control covers four main areas: public internal financial control (PIFC), external audit, protection of the financial interests of the EU and protection of the euro against counterfeiting.

In accordance with internationally accepted standards and recommendations of the EU, the term PIFC implies a comprehensive system that is established to manage, control, audit and report on the use of funds of the national budget and EU funds. For lawful and successful functioning of the public sector, the existence of institutional, professional and independent external control of disposal of public finance and state assets is of particular importance. In order to secure the protection of the financial interests of the European Union, European office for the fight against fraud (OLAF) has been established, whose aim is to fight against corruption and other illegal activities that cause financial consequences. Penalties for misuse of funds from the budget include prosecution by state authorities, disciplinary proceedings, administrative or financial sanctions. In accordance with the requirements of the European Commission, AFCOS system (Anti-Fraud Coordination Service) is established in all Member States and candidate states, which is responsible for combating irregularities and fraud that may occur by using the funds of the European Union (EU), as well as to provide effective and efficient protection of its financial interests. In order to protect the integrity of euro banknotes and coins against counterfeiting, legal acts were adopted that define suspicious and counterfeited euro banknotes and coins, the treatment of suspected and counterfeited copies of euro banknotes and coins was established, and exchange of information and cooperation with national and international institutions.

Institutional framework: PIFC – Ministry of Finance and Social Welfare and other entities of the public sector at central and local level; External audit – Parliament of Montenegro and the State Audit Institution; Protection of EU financial interests: AFCOS – Ministry of Finance and Social Welfare and the members of the AFCOS network (Ministry of Justice, Human and Minority Rights, Ministry of Interior, Police Administration, Tax Administration, Customs Administration, State Audit Institution, Supreme Public Prosecutor, Agency for Prevention of Corruption); Protection of the euro against counterfeiting – Central Bank of Montenegro, Ministry of Justice, Human and Minority Rights and Police Administration.

The Chapter was opened at the Intergovernmental Conference on 24 June 2014.

1. PLANS AND NEEDS						
1.1. STRATEGIC FRAMEWORK						
Mark	Competent institution	Title	Adoption	Period of validity	Acquis	
					Celex No	Other
A) External audit						
1.	SAI	Strategic Development Plan of the State Audit Institution of Montenegro for the period 2023 – 2028	2023/IV	2024-2028		INTOSAI P – 12 INTOSAI P 20
2.	SAI	Action plan for the implementation of the Strategic Development Plan of the State Audit Institution of Montenegro for the period 2023-2028	2023/IV	2024-2028		INTOSAI P – 12 INTOSAI P – 20
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) PIFC						
1.	MFSW	Decree on the establishment of internal audit in the public sector	2021/II	2021/III		
B) External audit						
2.	SAI	Code of Ethics for state auditors and other employees of the State Audit Institution	2022/II	2022/II		INTOSAI P 130
3.	SAI	Mid-term audits plan of the State Audit Institution	2022/III	2022/IV		INTOSAI P – 12 INTOSAI 100
C) Protection of the financial interests of the EU						
4.	MFSW	Decree on the institutional framework for the functioning of the system for managing irregularities and fraud (AFCOS system) in Montenegro	2021/III	2021/III	32018R1046 [F] 32014R0231 [F] 32014R0236 [F]	
5.	MFSW	Decision on establishing of the AFCOS advisory body	2021/III	2021/III	32018R1046 [F] 32014R0231 [F] 32014R0236 [F]	
D) Protection of the euro against counterfeiting						
6.	CB	Decision amending the Decision on authenticity and fitness checking and recirculation of euro banknotes and coins	2021/IV	2021/IV	32019D0039 [F]	

33: Financial and Budgetary Provisions

INTRODUCTION

The system of own resources of the European Union can be defined as a unilateral irreversible allocation of EU funds in order to finance the EU budget, which is carried out automatically without the need of making specific decisions by national authorities. Own resources of the EU are determined, collected, paid and controlled in accordance with the rules of the system of own resources.

The system of own resources of the EU is currently based on the Council Decision 2007/436/EC, Euratom (ORD 2007) and two regulations: Council Regulation (EC, Euratom) 1150/2000 and Council Regulation (EEC, Euratom) 1553/89.

Own resources of the EU include:

- 1) Traditional own resources (TOR), i.e. mainly customs and duties on sugar (including duties on agricultural products) based on the application of EU customs rules. Duties on sugar were imposed on sugar producers and serve to cover the EU expenses in this sector, which is not relevant in case of Montenegro because it does not have sugar production. TOR is considered a basic form of revenue of the EU, which stems directly from EU legislation. However, it is on the member states to collect this revenue, and from the total amount of funds collected on this basis Member States retain 25% as a compensation for expenses originated in the course of collection.
- 2) Funds based on the VAT base which are arising from the application of a uniform rate for all Member States. However, the limit has been established in the amount of 50% of GNI which the estimated value of the VAT base cannot exceed.
- 3) Funds based on GNI, which are used to finance the costs when all other funds have been utilized. They are determined by applying a flat rate to the total value of all the member countries' total GNI.

Bearing in mind that the acquis in this chapter does not require direct modification of national legislation, i.e. it applies to the Member States, and to Montenegro only after the accession to the EU, Montenegro will continue alignment of legislation in related areas, concerning the areas of Chapter 16 – Taxation, 18 – Statistics, 29 – Customs Union and 32 – Financial Control. Member States are required to fulfil administrative requirements in the area of own funds of the EU prior to accession to the European Union.

The institutions involved in the area of financial and budgetary provisions are: Ministry of Finance and Social Welfare, Customs Administration, Tax Administration, MONSTAT and Central Bank of Montenegro.

The Chapter was opened at the Intergovernmental Conference on 16 December 2014.

1. PLANS AND NEEDS						
1.2. LEGISLATIVE FRAMEWORK						
Mark	Competent institution	Title	Adoption	Application	Acquis	
					Celex No	Other
A) Traditional own resources						
1.	MFSW	Budget Law of Montenegro for 2021	2021/II	2021/III		
2.	MFSW	Budget Law of Montenegro for 2022	2021/IV	2022/I		
3.	MFSW	Budget Law of Montenegro for 2023	2022/IV	2023/I		