

Pursuant to Article 82(1)(2) and Article 91(1) of the Constitution of Montenegro, the Parliament of Montenegro in its 28th convocation, at the First Session of the First Regular (Spring) Sitting in 2025, held on 19 May 2025, adopted the following:

LAW ON AMENDMENTS TO THE LAW ON INNOVATION ACTIVITY

Article 1

In the law on Innovation Activity ("The Official Gazette of Montenegro", Number 82/20), in Article 4, paragraph 3, the words: "for a period of five years" shall be replaced by: "up to five years."

Article 2

In Article 6, paragraph 1, indent 3, after "invest", "and donate" shall be added.

Article 3

In Article 7, paragraph 1, indent 3, the word "social" shall be replaced by "social".

Article 4

In Article 8, paragraph 1, indent 9, words: "to create innovation" shall be replaced by: "aiming towards innovation development".

Article 5

In Article 10, paragraph 1, items 7 and 8 shall be changed as follows:

7) **Social innovation** - includes new solutions (products, services, models, markets, processes, etc.) which simultaneously meet social needs in a more effective manner than the present ones and lead towards new or improved capacities and relations and better use of means and resources, i.e. Are beneficial for the society and strengthen its capacity for action;

8) **Innovative activity** - includes all developmental, financial, and commercial activities undertaken by a natural person or a legal entity intended to promote innovation development.

In Items 9 and 10, "innovative" in different cases shall be replaced by "innovation" in the appropriate case.

Items 11, 13, 15, 17, and 19 shall be amended, reading as follows:

11) **Research and development (RD)** - includes creative and systematic work with the aim of increasing the knowledge fund and creating new applications of the available knowledge. RD must be new, creative, uncertain, systematic, transferable, and/or repeatable. It includes basic (fundamental) and applied research (industrial research and experimental development or their combination).

13) **Transfer technologies** - include transferring results from scientific research onto the market or society, along with the accompanying skills and procedures. As such, they represent a key element of the technological innovation process.

15) **Innovation activity conducting subject** - a natural person who performs an independent activity, registered in line with the specific law or a legal person, established in accordance with the law and based in Montenegro, which creates an innovation, markets new knowledge and technologies, originally and systematically

applies scientific results and modern technological process to create and apply innovation, and which has been entered into the Registry of innovation activity.

17) **Start-up** - a micro or small enterprise that is not older than five years from the day of registration, has not distributed its profit, was not established through a merger, and develops and uses innovation with the potential of accelerated market growth.

19) **Inventor** - a natural person who performs a self-employed activity and deals with research and development of inventions that have been patented at the national or international level.

Item 20 shall be amended and shall read as follows:

20) **Donor** - a legal or natural person who donates their funds to start-ups, spin-offs, licensed scientific research institutions or the Innovation Fund of Montenegro

In Item 21: “independently performs innovative activities” shall be replaced by: “pursues a self-employed activity”.

Item 22 is changed and shall read

Investor - a legal entity or natural person investing finances in other subjects performing innovation activity, specifically in stakes and shares of start-ups and spin-offs; and”.

At the end of item 23, a semi-colon shall be replaced by a period, and the word “and” and item 24 shall be erased.

Article 6

In the title of Article 11, the word “innovative” shall be replaced by “innovation”.

In paragraph 1, the word “innovative” shall be replaced by “innovation”.

Article 7

In Article 12, paragraph 1, the word “Innovative” shall be replaced by “innovation”.

Article 8

In the title of Article 12 and items 1 and 2, the word “innovative” in different cases shall be replaced by “innovation” in an appropriate case.

Following paragraph 1, a new paragraph shall be added as follows:

“A state administration body, local self-government unit and the Fund from paragraph 1 of this Article shall be obliged to protect the identity of the independent expert during the implementation process of the assessment of innovation programmes and projects, as well as within five years from the end of the process, to preserve the integrity and objectivity in assessment.”

The previous paragraph 2 shall become paragraph 3.

Article 9

In the title of Article 14, paragraph 1, and Article 15, paragraph 1, the word “innovative” in different cases shall be replaced by “innovation” in an appropriate case.

Article 10

In Article 18, paragraph 1, Indent 4, “of general interest” shall be erased.

Article 11

In Article 23, paragraph 1, the word “innovators” shall be erased.

Article 12

In Article 25, paragraph 3 shall be erased.
In paragraph 4, “status of a science and technology park member” shall be replaced with “status of a science and technology park tenant.”
In paragraph 5, “members” shall be replaced by “tenants”.
The previous paragraphs 4 and 5 shall become paragraphs 3 and 4.

Article 13

In Article 31, paragraph 1, after “invest”, “and donate” shall be added.

Article 14

In Article 36, paragraph 1, the word “innovative” shall be replaced by “innovation”, and “of general interest” shall be replaced by: “regulating the innovation field”.

Article 15

This Law shall enter into force on the eighth day from the date of being published in the “Official Gazette of Montenegro”

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Podgorica, 19 May 2025

The Parliament of Montenegro
28th convocation

P R E S I D E N T

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