Permanent Mission of Montenegro to the United Nations and other International Organizations in Geneva presents its compliments to the Secretariat of the Convention on Certain Conventional Weapons (CCW) and has the honour to enclose the national annual report under the Amended Protocol II CCW for the period 1 January – 31 December 2018. An acknowledgement of the receipt of the Note Verbale would be highly appreciated.

Permanent Mission of Montenegro to the United Nations and other International Organizations in Geneva avails itself of this opportunity to renew to Secretariat of the Convention on Certain Conventional Weapons (CCW) the assurances of its highest consideration.

Geneva, 25 March 2019

Secretariat of the Convention on Certain Conventional Weapons (CCW)
GENEVA
AMENDED PROTOCOL II

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

REPORTING FORMATS

for Article 13 paragraph 4 and Article 11 paragraph 2

NAME OF THE HIGH CONTRACTING PARTY: MONTENEGRO

DATE OF SUBMISSION: 30.12.2018

NATIONAL POINT(S) OF CONTACT: VERIFICATION CENTRE OF MONTENEGRO

vfc@mod.gov.me; tel:00382/20-483-341;
fax: 00382/20-483-341
(Organization, telephones, fax, e-mail)

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

☑ YES
☐ NO
☐ Partially, only the following forms:

A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐
**AMENDED PROTOCOL II**

**Form A**

**Dissemination of information**

Article 13, paragraph 4 (a)  "The High Contracting Parties shall provide annual reports to the Depositary [...] on [...]:

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

**Remark:** REPORT

High Contracting Party:  

**MONTENEGRO**

Reporting for time period
from: 01.01.2018 to: 31.12.2018

**INFORMATION TO THE ARMED FORCES:**

The Armed Forces of Montenegro are familiar with the entry into force and the content of the amended Protocol II. The information on the amended Protocol II has been disseminated through the official acts of the Ministry of Defense, lectures delivered to the members of the Armed Forces by the competent persons from the Ministry of Defense, and as well as by the Ministry of Defense's official magazine "PARTNER" where Protocol's content was published.

The Armed Forces of Montenegro have included the Protocol's content into its Plans and Programmes concerning training of military personnel, and apply all regulations, measures and procedures from the area regulated by the amended Protocol II.

**INFORMATION TO THE CIVILIAN POPULATION:**

The amended Protocol II has been ratified by the Parliament of Montenegro, and the Law on the Ratification has been published in the "Official Gazette of Montenegro" - International Treaties, No. 14/11 from November 11th 2011. It is available to every citizen on the official site of the Official Gazette of Montenegro. Information about Montenegro’s joining to the amended Protocol II together with its basic content was published in the monthly magazine "PARTNER" No. 47 in April 2012, which is issued by the Ministry of Defense and is available to citizens as a free sample in the press section of the official site of the Ministry of Defense.
Form B  

**Mine clearance and rehabilitation programmes**

Article 13, paragraph 4 (b)  

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

(b) mine clearance and rehabilitation programmes;"

*Remark:* REPORT

High Contracting Party:  

**MONTENEGRO**

Reporting for time period  

from: 01.01.2018 to: 31.12.2018

**MINE CLEARANCE PROGRAMMES:**

**REHABILITATION PROGRAMMES:**
Form C

Technical requirements and relevant information

Article 13, paragraph 4 (c)  
"The High Contracting Parties shall provide annual reports to the Depositary [...] on [...]:

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

Remark: REPORT

High Contracting Party: MONTENEGRO

Reporting for time period from: 01.01.2018 to: 31.12.2018

dd/mm/yyyy dd/mm/yyyy

TECHNICAL REQUIREMENTS:
The number of anti-personnel mines (former Yugoslavia make, MRUD) was reduced by 1(one) piece, in 2018.
For the training purposes 1 (one) mine type MRUD was used.

ANY OTHER RELEVANT INFORMATION:
AMENDED PROTOCOL II

Form D  Legislation

Article 13, paragraph 4 (d) "The High Contracting Parties shall provide annual reports to the Depositary [...] on [...]:

(d) legislation related to this Protocol;"

Remark: REPORT

High Contracting Party:

MONTENEGRO

Reporting for time period
from: 01.01.2018 to: 31.12.2018
dd/mm/yyyy dd/mm/yyyy

LEGISLATION:
The legislative framework concerning the implementation of CCW and its Protocols is the following:
The Article 432 of the Criminal Code of Montenegro, adopted on 17th of December 2003
and published in the "Official Gazette of the Republic of Montenegro" no. 70/03,44/17
prescribes the following: (1) Any person who, during the state of war or armed conflict,
orders the use of means and methods of warfare which are prohibited by the rules of the
international law, or uses them by him/herself, shall be punished by an imprisonment
ranging from 2 to 10 years. (2) If commitment of the offence reffered to in paragraph 1 of
the Article results in death of several persons, a perpetrator shall be punished by an
imprisonment ranging from 5 to 30 years. (3) Any person who calls for or prepares the use
of the weapons reffered to in paragraph 1of the Article, shall be punished by the
imprisonment ranging from 6 months to 5 years.
The Article 433 of the Criminal Code of Montenegro prescribes the following:
1) Any person who, against the law, manufactures, purchases, sells, imports, exports or in
any other way obtains or provides others with, keeps or transports weapons which
manufacture or usage is prohibited as well as materials required for their manufacture,
shall be punished by an imprisonment ranging from 1 to 5 years, as perscribed by the
Article 433 of the Code.
2) An official or responsible person ordering or allowing a legal entity to perform the
activities provided for in paragraph 1 of this Article shall be punished by an imprisonment
sentence of one to eight years.

Within its jurisdiction, the Customs Administration carries out control of arms and military equipment in accordance with international conventions and positive regulations that are applied in Montenegro. Regarding the legislative framework, Customs Administration is acting in accordance with the Law on Foreign Trade in Weapons and Military Equipment ("Official Gazete of Montenegro", No.40/16), the Law on Control of Exports of Dual-Use Goods ("Official Gazete of Montenegro", No. 30/12), the Law on Weapons ("Official Gazeta of Montenegro", No.10/15) and the Rulebook on the Manner in which the Customs Authorities Act in Customs Procedures with Weapons and Military Equipment ("Official Gazete of Montenegro", No.82/16), in order to fulfill obligations regarding international agreements on arms control, disarmament and non-proliferation. The goods are controlled in regular customs procedure and they must accompanied by permit of Ministry of Economy or another competent authority, depending on the type of transport.

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

The Army is a professional defense force that defends the independence, sovereignty and state territory of Montenegro and performs other assigned missions and tasks in accordance with the Constitution of Montenegro, national law and international law.
Form E  International technical information exchange, cooperation on mine clearance, technical cooperation and assistance

Article 13, paragraph 4 (e)  “The High Contracting Parties shall provide annual reports to the Depositary […] on […]:

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

Remark:

REPORT

High Contracting Party:  MONTENEGRO

Reporting for time period from: 01.01.2018 to: 31.12.2018

INTERNATIONAL TECHNICAL INFORMATION EXCHANGE:

INTERNATIONAL COOPERATION ON MINE CLEARANCE:

TECHNICAL COOPERATION AND ASSISTANCE:
Form F  Other relevant matters

Article 13, paragraph 4 (f)  “The High Contracting Parties shall provide annual reports to the Depositary […] on […]:

(f) other relevant matters.”

Remark: REPORT

High Contracting Party: MONTENEGRO

Reporting for time period from: 01.01.2018 to: 31.12.2018

dd/mm/yyyy  dd/mm/yyyy

OTHER RELEVANT MATTERS:

Victim Assistance

Injured persons who have been declared civil war invalids are entitled to monthly disability allowance in the amount depending on the degree of physical impairment. In addition, they have the right to financial compensation for material security, right to family allowance, right to health care, right to free and privileged drive and right to funeral expenses. Civil war invalids who are not otherwise insured are entitled to health care and other rights provided by health care regulations. The civil war invalids are entitled to orthopedic and other devices, and to spa and climatic treatment in accordance with health care regulations.

The victims or persons who got harmed, injured or who have developed psychosomatic diseases related to military operations, explosion of the residual war materials or hostile terrorist activity, can realize some of the rights by submitting a request to the local administration in whose territory the claimant resides.
AMENDED PROTOCOL II

Form G  Information to the UN-database on mine clearance

Article 11, paragraph 2, "2. Each High Contracting Party undertakes to provide information to the database on mine clearance established within the United Nations System, especially information concerning various means and technologies of mine clearance, and lists of experts, expert agencies or national points of contact on mine clearance."

Remark: REPORT

High Contracting Party: MONTENEGRO

Reporting for time period from: 01.01.2018 to: 31.12.2018

MEANS AND TECHNOLOGIES OF MINE CLEARANCE:
Manually, on the land and at the sea.

LISTS OF EXPERTS AND EXPERT AGENCIES:
Vladan Burić, Independent Advisor I in the Ministry of Interior Affairs- Department for Emergency Situations, Podgorica
phone:00382-67-112-223; email: vladan.buric@mup.gov.me;

NATIONAL POINTS OF CONTACT ON MINE CLEARANCE:
Verification centre of Montenegro; phone:00382-20-483-341; fax: 00382-20-483-341; email: vfc@mod.gov.me