



Montenegro  
Ministry of Foreign Affairs and European Integration

No. 07/5-61/10

The Ministry of Foreign Affairs and European Integration of Montenegro presents its compliments to the United Nations Office in Geneva and has the honor to submit the National Report of Montenegro on the Amended Protocol II to the Convention on Certain Conventional Weapons.

The Ministry of Foreign Affairs and European Integration of Montenegro avails itself of this opportunity to renew to the United Nations Office in Geneva the assurances of its highest consideration.

Podgorica, April 2013

United Nations Office in 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)**

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### REPORTING FORMATS

for Article 13 paragraph 4 and Article 11 paragraph 2

NAME OF THE HIGH  
CONTRACTING PARTY: MONTENEGRO

DATE OF SUBMISSION: 30.12.2012

NATIONAL POINT(S) OF  
CONTACT: VERIFIKATION CENTER OF  
MONTENEGRO

vfc@mod.gov.me; tel:00382/20-265-424;  
fax: 00382/20-265-167

(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

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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: INITIAL REPORT*

High Contracting Party:

MONTENEGRO

Reporting for time period

from: 01.01.2012.

dd/mm/yyyy

to:

31.12.2012

dd/mm/yyyy

#### **INFORMATION TO THE ARMED FORCES:**

**The Armed Forces of Montenegro is being informed on entry into force and on content of the amended Protocol II 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 as well as through Protocol's content published in the Ministry of Defense's official magazine "PARTNER". The Armed Forces of Montenegro has implemented the Protocol's contents into its Plans and Programmes concerning training of military personnel and applies regulations, measures and procedures from the area pertaining the amended Protocol II.**

#### **INFORMATION TO THE CIVILIAN POPULATION:**

**The amended Protocol II has been certified by the Parliament of Montenegro through the Law, and it has been published into the "Official Gazette of Montenegro" - international treaties, no. 14/11 from November 11 2011, and is available to every citizen at the official site of the Official Gazette of Montenegro. The accession to the amended Protocol II with its basic contents has been published in the monthly magazine "PARTNER" no. 47 from April 2012, issued by the Ministry of Defense, being available to the citizens as a free sample in press points of sale and at the official site of the Ministry of Defense at the entire territory of Montenegro.**

## AMENDED PROTOCOL II

### **Form B**                      **Mine clearance and rehabilitation programmes**

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

(b) mine clearance and rehabilitation programmes;”

*Remark: INITIAL REPORT*

High Contracting Party:

MONTENEGRO

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31.12.2012

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#### **MINE CLEARANCE PROGRAMMES:**

**During the 2007, the clearance of anti-personnel mines and other mine-explosive devices was carried out on the territory of Rožaje and Plav, towards the border with Republic of Serbia and Republic of Albania. After finalizing the activities, Montenegro has become clear of anti-personnel mines. The project of humanitarian demining was carried out by the Center for Underwater Demining from Bijela in collaboration with partners from Bosnia and Herzegovina (UXB "BALKANS" and "AMPHIBIA" from Sarajevo). The entire project was financially supported by the government of the USA, though the International Trust-Fund from Ljubljana.**

#### **REHABILITATION PROGRAMMES:**

**Within the organization of the Ministry of Interior Affairs- Police Directorate, 61.000 of different mine-explosive devices ( explosives, detonators, various types of grenades and bombs which active life has expired or are not in original packaging) was collected during the action of collecting mine-explosive devices at the locations of the entire territory of Montenegro, which have been kept in storage of the Ministry of Interior Affairs-Police Directorate in Podgorica as well as in the storage "Volujica" in Bar, and are envisaged for destruction when all conditions are met. During 2011, 11(eleven) explosive devices were destroyed upon citizens' reports.**

## AMENDED PROTOCOL II

### Form C      Technical requirements and relevant information

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Article 13,  
paragraph 4 (c)

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

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

*Remark: INITIAL REPORT*

High Contracting Party:

MONTENEGRO

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#### TECHNICAL REQUIREMENTS:

#### ANY OTHER RELEVANT INFORMATION:

**Montenegro is determined to exempt from its armaments all tank mines which are not in compliance with the standards. Therefore, Montenegro has declared all non-perspective tank mines as surplus and sold it to companies which are dealing with trade of armaments ( "BOOSTER" from Nikšić and "Montenegro Defense Industry" from Podgorica). The companies are informed about restrictions imposed by the Ministry of Defense, so that these devices shall not be exported but only turned into explosive which would be used for commercial purposes. Currently, buyers have not taken yet the following quantities of anti-tank mines from the Armed Forces' storage :TMA 3- 11.395 mines, TMA 4 - 616 mines, TMA 5 - 2432 mines.**

**"Poliex" factory from Berane has the capacity to manufacture the explosive and to process military explosive into commercial one.**

## AMENDED PROTOCOL II

### Form D                      Legislation

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

(d) legislation related to this Protocol;”

*Remark: INITIAL REPORT*

High Contracting Party:

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#### LEGISLATION:

Within the legislative framework concerning the implementation of CCW Convention, the situation regarding the law is the following:

The Article 432 of the Criminal Code of Montenegro, which was adopted on 17 December 2003 and published in the "Official Gazette of the Republic of Montenegro" no. 70/03, 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 referred 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 referred to in paragraph 1 of the Article, shall be punished by the imprisonment ranging from 6 months to 5 years.

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 prescribed by the Article 433 of the Code.

The Law on the Armed Forces ("Official Gazette of Montenegro" no. 88/09;75/10;40/11) 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 3).

The Armed Forces shall be equipped with ammunition and military equipment in accordance with law and ratified international conventions.

Law on foreign trade of armaments, military equipment and dual-use goods ("Official Gazette of Montenegro" no 80/08, 40/11 and 30/12) prescribes fines for offences regarding

## AMENDED PROTOCOL II

licenses and other documents necessary for trade of armaments, military equipment and dual-use goods.

According to the Law, the following secondary legislation was adopted: Decision on Establishing the National Control List of Weapons and Military Equipment ("Official Gazette of Montenegro" no. 52/12); Decision on Establishing the National Control List of Dual-Use Goods ("Official Gazette of Montenegro" no. 44/11); Decision on Establishing List of Non-Military Ordnance; Regulation on Foreign Trade Funds for Specific Purposes ("Official Gazette of Montenegro" no. 66/10); Rulebook on Determining the Custom Authorities in Custom Procedures regarding Armaments, Military Equipment and Dual - Use Goods ("Official Gazette of Montenegro" no. 60/09).

## AMENDED PROTOCOL II

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

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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: INITIAL REPORTS*

High Contracting Party:

**MONTENEGRO**

Reporting for time period

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#### **INTERNATIONAL TECHNICAL INFORMATION EXCHANGE:**

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#### **INTERNATIONAL COOPERATION ON MINE CLEARANCE:**

<b>The Government of the USA provided financial support for humanitarian demining ( of anti-personnel mines) in border areas of Montenegro, with the Republic of Serbia and the Republic of Albania in 2007, in the amount of 560,865.93\$, through "ITF" from Ljubljana.</b>
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#### **TECHNICAL COOPERATION AND ASSISTANCE:**

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## AMENDED PROTOCOL II

### Form F                      Other relevant matters

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Article 13,  
paragraph 4 (f)                      “The High Contracting Parties shall provide annual reports to the  
Depository [...] on [...]:  
  
(f) other relevant matters.”

*Remark: INITIAL REPORT*

High Contracting Party:

MONTENEGRO

Reporting for time period

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dd/mm/yyyy

#### **OTHER RELEVANT MATTERS:**

**In case of injures inflicted by mine-explosive devices as a consequence of war, health care has been defined by regulations pertaining the area of health and social welfare, so that injured persons entitled to disability pension has the right to: receive monthly disability pension determined according to the degree of disability, help of another person and orthopedic and other aids depending on the degree of disability. Besides these rights they can also exercise the right to remuneration , family income, health care, free ride and funeral costs.**

**Point of contact for these issues:**

**Đuretić Vesna, phone: 00382-20-482-380**

## AMENDED PROTOCOL II

### Form G Information to the UN-database on mine clearance

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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: INITIAL REPORT*

High Contracting Party:

**MONTENEGRO**

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#### **MEANS AND TECHNOLOGIES OF MINE CLEARANCE:**

**Manually, on the land and at the sea.**

#### **LISTS OF EXPERTS AND EXPERT AGENCIES:**

**Milovan Joksimović, Independent Advisor in the Ministry of Interior Affairs- Department for Emergency situations, Podgorica  
phone:00382-67-9112-017; email: milovanmjoksimovic@gmail.com;**

**Veselin Mijailović, Director of Regional Center for Underwater Demining, Bijela;  
phone: 00382-31-638-477; fax: 00382-31-638-375; email: rcud@t-com.me**

#### **NATIONAL POINTS OF CONTACT ON MINE CLEARANCE:**

**-Verifikacion center of Montenegro; phone:00382-20-265-424; fax: 00382-20-265-167;  
email: vfc@mod.gov.me**