Survey on the effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below
MONTENEGRO

2. The name of the agency
DIRECTORATE FOR ANTI CORRUPTION INITIATIVE

3. The date of establishment
2001

4. Contact Information
Tel.: +382 (0)20 234 395; Fax:+382 (0)20 234 082; E-mail: aci@daci.gov.me;

5. Webpage
http://www.antikorupcija.me

Legal Environment

6. What are the main anticorruption laws of your country?
No specific AC law, the AC matters are regulated through a number of laws, to name a few most important: Criminal Code, Law on Public Procurement, Law on Prevention of Conflict of Interest, Law on Financing of Political Parties

7. Does your government have a single or primary anticorruption strategy?
Yes, the Strategy for the Fight against Corruption (2010 – 2014), as the second generation of national AC strategic documents, along with the pertaining Action Plan (2010- 2012)

8. Does your country have freedom of information legislation?
X Yes ○ No

9. Does your country have conflict of interest legislation?
X Yes ○ No

10. Does your country have a financial disclosure system to help prevent conflicts of interest?
X Yes ○ No

Institutional Environment

11. What are the main functions and operations of your agency? Please check all that apply
○ Research X Prevention ○ Investigation ○ Prosecution ○ Forensic ○ Accounting X Policy

12. Is there one agency in charge of coordinating AC efforts across agencies?
X Yes ○ No

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13. Does your agency have the ability to share information or data with

(a) Other agencies within your government, and

X Yes ○ No

(b) Government partners from other countries?

X Yes ○ No

14. Please enter current size of permanent staff in the space below

17

15. Number of prosecutors (if applicable)

N/A

16. Number of investigators (if applicable)

N/A

17. Number of cases handled annually (if applicable)

N/A

18. Please enter the name of other agencies with similar functions.

Commission for Prevention of Conflict of Interest

19. Does your agency have a system to monitor performance of staff?

X Yes ○ No

20. Are the human resource management, i.e. recruitment, promotion, termination built on the emphasis of staff integrity and professionalism?

X Yes ○ No

21. Who appoints the head of your agency?

The Government

22. Who has the authority to remove the head of the ACA?

The Government

23. Is there any term limit for the head of the ACA?

X Yes ○ No

If Yes, Please specify:

Four years mandate
24. Is the agency subject to judicial review?
   - Yes  X  No

25. Is the agency subject to expenditure reviews?
   - X  Yes  O  No

26. Does your agency publish an annual report of activities?
   - X  Yes  O  No

27. Does your agency measure performance?
   - X  Yes  O  No
   
   **If yes, against what indicators?**
   - O  Number of investigations conducted
   - O  Number of investigations concluded
   - O  Ratio of number of investigations/staff
   - O  Percentage of total budget allocated to outreach activities and communication
   - X  Other, please specify Key performance indicators are set out for every activity in the yearly Action Plan

28. Does your agency keep a comprehensive skill list of its staff?
   - X  Yes  O  No

29. Is the staff provided with regular training and refresher training to ensure that their skills are up-to-date?
   - X  Yes  O  No

30. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistle-blowing)?
   - X  Yes  O  No

31. Does your agency have a communication strategy?
   - X  Yes  O  No

32. Does your agency have a comprehensive corporate plan?
   - X  Yes  O  No

33. Is there a strategy in formulating partnership with outside agencies in fighting corruption?
   - X  Yes  O  No

34. Is there strategy in dealing with media?
   - X  Yes  O  No

**Resource Mobilization**

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35. Does your agency have budgetary autonomy?

○ Yes  X No

36. What is the annual budget of your agency?

340,000 EUR

37. Is the annual budget determined by (Please choose the answer/s that best fits your agency)

○ Number of staff
○ Number of investigations
○ Budget is constitutionally mandated
○ Other, please specify

The Parliament adopts the Law on the Budget for state administration in general, for each year, upon proposal of respective institutions

38. How much does it roughly cost to (please enter the dollar amount per stated activity)

N/A

$  File a case  $  Manage a paper case  $  Analyze a case

39. Any Donor Involvement?

X Yes  ○ No

40. Does your agency use a computerized system to handle cases?

X Yes  ○ No

Social Environment

41. Does your agency offer a mechanism for citizens to report anonymously complaints or offer information on corrupt activities?

X Yes  ○ No

42. Does your agency or government provide a hotline to report corruption?

X Yes  ○ No

43. Does your agency produce regular public reports of its activities?

X Yes  ○ No