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 20 482 139; Fax: +382 20 234 082
   aci@daci.gov.me

5. Webpage
   www.antikorupcija.me

Legal Environment

6. What are the main anticorruption laws of your country?

7. Does your government have a single or primary anticorruption strategy?
   Yes, it does have a primary anticorruption strategy. The first such strategy and its action plan were adopted in 2005. It was the Programme for the Fight against Corruption and Organised Crime with Action Plan for its implementation (2006 – 2008). The AP was reviewed in 2008 to increase the number of measures and the reporting bodies, and extend the Plan’s effectiveness until the end of 2009.
   However, state bodies at local and national level have their own sector/municipal anticorruption action plans, which are harmonised with the mentioned strategic national anticorruption documents.

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

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

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

11. What are the main functions and operations of your agency? Please check all that apply

- [x] Research  - [ ] Prevention  - [ ] Investigation  - [ ] Prosecution  - [ ] Forensic  - [ ] Accounting  - [x] Policy

12. Is there one agency in charge of coordinating AC efforts across agencies?

- [x] Yes  - [ ] No

If Yes, Please specify: National Commission for monitoring of realization of the Action Plan for the implementation of the Strategy for the Fight against Corruption and Organised Crime

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

16 (sixteen)

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.

Other anticorruption institutions and agencies in Montenegro are: Directorate for Prevention of Money Laundering and Terrorism Financing, Public Procurement Directorate, Commission for Control of Public Procurement Procedure, State Audit Institution, and Commission for Prevention of Conflict of Interest, Police Directorate, Public Prosecution Office, and High Court.

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 of Montenegro

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

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23. Is there any term limit for the head of the ACA?
   × Yes  ○ No
   If Yes, please specify: The term of office of the ACA Head is four years, as the Government’s term of office. However, there is no limit to a number of times a Head of ACA can be re-appointed.

24. Is the agency subject to judicial review?
   ○ Yes  × No

25. Is the agency subject to expenditure reviews?
   × Yes  ○ No

26. Does your agency publish an annual report of activities?
   × Yes  ○ No

27. Does your agency measure performance?
   × Yes  ○ No
   If yes, against what indicators?
   ○ Number of investigations conducted
   ○ Number of investigations concluded
   ○ Ratio of number of investigations/staff
   ○ Percentage of total budget allocated to outreach activities and communication
   × Other, please specify: Annual Public Opinion Survey and indicators set in the Internal Development Strategy

28. Does your agency keep a comprehensive skill list of its staff?
   × Yes  ○ No

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

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

31. Does your agency have a communication strategy?
   × Yes  ○ No
32. Does your agency have a comprehensive corporate plan?
   - Yes  ○ No

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

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

**Resource Mobilization**

35. Does your agency have budgetary autonomy?
   - Yes  ○ No

36. What is the annual budget of your agency?
   - EUR 392,000 for 2010

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: Plan of Activities

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

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<th>File a case</th>
<th>Manage a paper case</th>
<th>Analyze a case</th>
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39. Any Donor Involvement?
   - Yes  ○ No

40. Does your agency use a computerized system to handle cases?
   - Yes  × No

**Social Environment**

41. Does your agency offer a mechanism for citizens to report anonymously complaints or offer information on corrupt activities?
   - Yes  ○ No

42. Does your agency or government provide a hotline to report corruption?
   - Yes  ○ No
43. Does your agency produce regular public reports of its activities?

× Yes  ○ No