



**MONTENEGRO
MINISTRY FOR HUMAN AND MINORITY RIGHTS**

II PERIODIC REPORT

On implementation of the CEDAW Convention

Podgorica, 2015

ANNEXES

ANNEX 1:

The statistics from 2014 on violence in family cases

Cases which were initially reported to the: Police	Prosecutor	Centers for Social Work	Misdemeanor Panel	Supreme Court	Total number of raised convictions	Total number of brought final decisions/sanctions
206 criminal acts and 1347 misdemeanor or acts; Submitted 1249 misdemeanor charges and 202 criminal charges on 31.12.2014.	Submitted criminal charges against 252 persons (215 persons from 2014 and 37 persons from the earlier period) on 31.12.2014.	674 victims of family violence approached Centers for social work; there were 1750 undertaken measures ¹ by the Centers for social work on 31. 12. 2014.	1 455 cases: 1164 from 2014 and 291 transferred from 2013 on 31.12.2014.	233 cases on 31.12.2014.	158 motions for indictment	Courts solved in total 144 ² cases: Misdemeanor courts out of total number of cases solved 935 or 64,26%.

When it comes to the relation between victim and perpetrator, the data are as follows:

	Persons appearing as perpetrators:							
	Husbands	Fathers	Husbands and fathers	Sons	Mot hers	Wives	Daugh ters	Others (brothers, sisters, nephews, uncles, in-laws etc.)
2015	55,55 %	0	3,45%	3,45 %	3,45 %	3,45%	0	29,62%
2014	52,74 %	7,69 %	4,4%	16,48 %	2,19 %	1,10%	3,3%	9,89%
2013	63%	5%	2%	10 %	4%	1%	1%	12%
2012	50%	17,54 %	0,9%	9,64 %	2,63 %	5,26%	0,87%	14,03%
2011	64,04 %	9,65 %	5,26%	10,52 %	2,63 %	1,75%	0%	6,14%

¹Among the undertaken measures are: counseling 567; legal aid-230; psychological support 322; appointing a foster person 24; risk assessment 337; creating individual plan for helpin victim 155; appointing case manager 71; appointing a confidant 15; others 29.

²Out of 144 cases, the verdicts were as follows: 120 convicting, 12 acquitting, 10 verdicts of abandonment and 2 suspended verdicts. Out of those, 95 are final, as follows: 83 convicting, 4 acquitting, 6 verdicts of abandonment and 2 suspensions. The sentences are these: 71 conditional, 30 prison, 5 socially beneficial work, 9 fines, 5 measures/warnings; out of which final are: 54 conditional, 17 prison, 4 socially beneficial work, 6 fines, 2 measures/warnings.

Statistical data on criminal acts against sexual freedom from 2011:

Year 2015

Criminal act from Criminal Code Article No	Number of cases	Outcome
204	4	One case was solved with convicting verdict, where conditional sentence was pronounced. One conditional sentence verdict is final.
205	0	/
206	4	None solved
207	1	Not solved
208	3	None solved
209	1	Finalized with convicting verdict whereby one person was pronounced a prison sentence, and two persons were fined.
210	0	/

Year 2014

Criminal act from Criminal Code Article No	Number of cases	Outcome
204	12	In this year there were 12 cases in total. Out of this number seven was solved: 5 with convicting verdict, one rejecting, while in one case proceeding was suspended. Four persons were sentenced to prison and one to mandatory psychiatric treatment. In the same year in four cases the decision became final: two convicting, one verdict of abandonment and one suspending. In final convicting verdicts two persons were sentenced to prison.
205	0	/
206	1	<i>Not finalized</i>
207	2	Both were solved with verdict of abandonment.
208	9	Out of that number 6 cases was solved: 5 with convicting verdict and one verdict of abandonment. Three persons were sentenced to prison, one received conditional sentence, and one was sentenced to measure of mandatory psychiatric treatment. In the same year five decisions turned final: four convicting and one verdict of abandonment. In the cases of final convicting verdicts two persons were sentenced to prison, one received conditional sentence, and one mandatory psychiatric treatment.
209	1	Not finalized
210	2	Not finalized

Year 2013

Criminal act from	Number of	Outcome
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Criminal Code Article No	cases	
204	15	Eight cases were solved: seven with convicting verdict and one acquitting. Six persons were sentenced to prison and one received conditional sentence. Nine verdicts turned final: 7 convicting and 1 acquitting. In final decisions six persons were sentenced to prison, and one received conditional sentence.
205	1	In that case one acquitting verdict was made which turned final.
206	5	Five cases were solved, out of which two with convicting and three with acquitting verdict. Two persons were sentenced to prison. All these verdicts turned final.
207	2	One case was solved with convicting verdict, sentencing to prison, and it turned final.
208	15	From that number 11 was solved: 9 with convicting and 2 with acquitting verdict. Six persons were sentenced to prison, 1 received conditional sentence, one was fined, and one person received the measure of intensive supervision. In 11 cases the verdicts turned final: 9 convicting and 2 acquitting. In final verdicts 6 persons were sentenced to prison, 1 received conditional sentence, one was fined, and one person received the measure of intensive supervision.
209	1	The case was solved with convicting verdict with which one person was sentenced to prison. This decision turned final.
210	5	Three cases were solved, out of which two with convicting and one with acquitting verdict. Two persons were sentenced to prison In the same year in three cases the verdicts turned final: two convicting and 1 acquitting. In final convicting verdicts two persons were sentenced to prison.

Year 2012

Criminal act from Criminal Code Article No	Number of cases	Outcome
204	17	13 cases were solved: 9 with convicting and three with acquitting, and in one case the proceeding was suspended. Seven persons was sentenced to prison, one received conditional sentence, and one the measure of intense supervision. In this year 5 convicting verdicts turned final, and 3 persons were sentenced to prison, one received conditional sentence, and one the measure of intense supervision.
205	3	All three cases were solved, one with convicting and two with acquitting verdicts. One person was sentenced to prison. Two verdicts turned final: one convicting and one acquitting. One person was sentenced to prison.
206	5	Three cases were solved: 2 with convicting and one with acquitting verdict. One person was sentenced to prison, and one received the measure of intense supervision. One convicting verdict with which one person was sentenced to prison turned final.
207	4	Four cases were solved: 3 with acquitting verdict, and 1 with convicting verdict, with which one person was sentenced to prison. Four verdicts turned final, out of which 3 acquitting and 1 convicting, with which one person was sentenced to prison.
208	18	Seven cases were solved, 3 with convicting and with verdict of abandonment. One person was sentenced to prison, and two persons were fined. Six verdicts turned final: 2 convicting, 3 acquitting and 1 verdict of abandonment. In verdicts that turned final, one person was sentenced to prison and one was

		fined.
209	1	The case was solved with convicting verdict with which one person received conditional sentence, and this verdict turned final.
210	5	None was solved

Year 2011

Criminal act from Criminal Code Article No	Number of cases	Outcome
204	18	Four cases were solved which resulted with convicting verdicts. Two persons were sentenced to prison, one received conditional sentence, and one received the sentence of intensive supervision. Two verdicts turned final. In final verdicts 2 persons were sentenced to prison, and one received the sentence of intensive supervision.
205	2	Not solved.
206	4	One was solved with convicting verdict, with which one person was sentenced to prison. That verdict turned final.
207	19	14 cases were solved in the following way: 7 convicting verdicts, 5 acquitting, 1 verdict of abandonment, and 1 case was suspended. Five persons received conditional sentences, 2 persons were sentenced to prison. 12 decisions turned final: 7 convicting, 3 acquitting, one verdict of abandonment and one of suspension. In final verdicts 5 persons received conditional sentences, and two were sentenced to prison.
208	12	Five cases were solved with convicting verdict. Three persons were sentenced to prison, one received conditional sentence, and one person was fined. Three convicting verdicts turned final. In final verdicts one person received conditional sentence, one was sentenced to prison, and one was fined.
209	1	Solved with convicting verdict with which one person received conditional sentence.
210	5	One case was solved with convicting verdict, sentencing one person to prison, and that verdict turned final.

Annex 2

Statistical data on the cases of trafficking in human beings(2011 -2014)

	POLICE		PROSECUTION		JUDICIARY		VICTIMS	
	No of criminal charges	No of persons	No of accusations	No of persons	No of final verdicts	No of convicted persons	m	f
2011	0	0	0	0	2 acquitting (6persons) and 2 convicting (6persons)	6	0	1
2012	1	1	0	0	1- convicting	1	0	9
2013	0	0	1	1	1acquitting (16persons) and 1 convicting (6persons)	6	0	1
2014	2	2	1	1	1 convicting(1	1	0	2

					person) and 1-acquitting (1person)			
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Anex 3:

Gender disaggregated data on the composition of representatives of local authorities in municipal parliaments

Municipality	Counsellors			%	
	Men	Women	Total	Men	Women
Andrijevića	21	10	31	67,75	32,25
Bar	28	9	37	75,68	24,32
Berane	28	7	35	82,85	17,15
Bijelo Polje	29	9	38	76,32	23,68
Budva	25	7	32	78,13	21,88
Cetinje	24	9	33	72,73	27,27
Danilovgrad	22	11	33	66,67	33,33
Gusinje	23	7	30	76,67	23,33
Herceg Novi	26	9	35	74,29	25,71
Kolašin	21	10	31	67,74	32,26
Kotor	24	9	33	72,73	27,27
Mojkovac	24	7	31	77,42	22,58
Nikšić	30	11	41	73,17	26,83
Petnjica	27	4	31	87,10	12,90
Plav	26	6	32	81,25	18,75
Plužine	24	6	30	80,00	20,00
Pljevlja	25	10	35	71,43	28,57
Podgorica	40	19	59	67,80	32,20
Rožaje	26	8	34	76,47	23,53
Šavnik	22	8	30	73,33	26,47
Tivat	25	7	32	78,13	21,87
Ulcinj	30	2	32	93,75	6,25
Žabljak	23	8	31	74,19	25,81
TOTAL/AVERAGE					23,81

Annex 4:

Number of women public officials in Montenegro (2012-2014)

I	2012		2013		2014	
	Total number of officials	Number of women	Total number of officials	Number of women	Total number of officials	Number of women
President of Montenegro	1	/	1	/	1	-
Speaker of the Parliament	1	/	1	/	1	-
Prime Minister	1	/	1	/	1	-
Officials who are chosen, appointed,	35	9	38	9	45	9

deployed or whose appointment is agreed by the President of Montenegro						
Members of the Parliament	80	14	79	14	80	11
Other public officials who are chosen, appointed, deployed or whose appointment is agreed by the Parliament of Montenegro	61	22	81	16	82	15
Members of the Government of Montenegro	18	3	18	3	18	3
Other public officials who are chosen, appointed, deployed or whose appointment is agreed by the Government of Montenegro	734	203	762	255	697	297
President and judges of the Constitutional Court	7	2	7	2	7	2
Judicial Council	10	2	10	2	9	3
Judges	259	146	262	146	260	180
Prosecution Council	9	4	10	5	8	6
State prosecutors	110	66	105	67	101	62
Misdemeanor judges	67	39	65	40	64	39
TOTAL I	1393 (40%)	510 (37%)	1440 (39%)	559 (38,8%)	1574 41%	627 (39,8%)

II	2012		2013		2014	
Municipal public officials	Number of public officials	Number of women	Number of public officials	Number of women	Number of public officials	Number of women
Andrijevisa	54	2	48	8	67	21
Bar	85	12	84	12	87	12
Berane	100	20	100	22	105	28
Bijelo Polje	117	27	118	29	122	33
Budva	159	45	166	54	154	45
Gusinje	-	-	-	-	-	-
Danilovgrad	87	24	87	27	101	29
Žabljak	56	7	56	9	72	16
Kolasin	63	8	64	8	64	8
Kotor	93	29	102	29	117	44
Mojkovac	74	14	76	12	79	13
Nikšić	142	37	139	37	139	42
Petnjica	-	-	-	-	45	7
Plav	69	21	72	14	73	12
Pluzine	60	10	60	9	59	9
Pljevlja	153	39	154	43	157	46
Podgorica	188	61	192	62	208	69
GOTuzi	23	1	23	1	24	1
GO Golubovci	23	1	24	1	24	1
Rozaje	76	10	74	11	73	7
Tivat	78	30	80	29	87	32
Ulcinj	97	12	98	8	92	6
Herceg Novi	168	63	177	62	165	52
Cetinje	82	17	95	35	97	38
Šavnik	55	7	55	6	75	10
TOTAL II	2102 (60%)	497 (24%)	2277 (61%)	528 (23%)	2286 (59%)	581 (25,4%)
TOTAL III (I +II)	3495 (100%)	1007 (29%)	3717 (100%)	1087 (29%)	3860 (100%)	1208 (31,3%)

**Annex 5:
Statistics of the cases of forced marriage**

Criminal act 216 from the Criminal Code of Montenegro	Number of cases	Solved cases	Acquitting verdict	Convicting verdict
2015	7	5		5 Two persons received conditional sentences, and three persons were sentenced to prison. In the stated period two verdicts turned final. One person received conditional sentence and the other one was sentenced to prison.
2014	9	9	2, and in 1 case the proceeding was suspended	6 Five persons received conditional sentences, and one was sentenced to prison. In the same year in 8 cases the decision turned final, out of which 6 verdicts were convicting, one was acquitting, and in one case the proceeding was suspended. In final verdicts one person was sentenced to prison, and five persons received conditional sentences.
2013	15	14	1, in 2 cases the proceeding was suspended	11 Ten persons received conditional sentences, and one was sentenced to prison. In the same year 13 decisions turned final, out of which 10 were convicting, 1 acquitting and 2 cases were suspended. In final verdicts 9 persons received conditional sentences, and one was sentenced to prison.
2012	15	11	1, 2 cases were abandoned, and in 1 case the proceeding was suspended	7 4 persons received conditional sentences, 1 was sentenced to prison, and 2 received sentences of intensive supervision. 8 verdicts turned final out of which 6 were convicting, 1 was the verdict of abandonment and 1 proceeding was suspended. In final verdicts 3 persons received conditional sentences, 1 person was sentenced to prison, and 2 persons received sentences of intensive supervision.
2011	10	6	1, and 3 cases were abandoned	2 One person received conditional sentence, and 1 was sentenced to prison. 5 verdicts turned final, out of which 1 was convicting, 1 was acquitting, and one was the verdict of abandonment. In final verdicts one person was sentenced to prison.

Annex 6:

Participation of women in diplomatic and consular services, 2014.

DIPLOMATIC AND CONSULAR SERVICES OF MONTENEGRO	Number of women	Percentage of women
34 ambassadors	6	17,6%
4 general consuls	0	0%
1 permanent charge d'affaires	0	0%
1 special Minister's delegate for UNIDO	0	0%
6 Minister advisors	5	83%
9 I advisors	5	55%
2 consuls	0	0%
5 advisors	2	40%
19 I secretaries	10	53%
16 II secretaries	13	81%
3 III secretaries	2	67%
3 senior state employees-drivers	0	0%
TOTAL 100	43	43%