Pursuant to Article 27, para. 11 of the Law on the Judicial Council and Judges ("Official Gazette of Montenegro", no. 11/2015) the Judicial Council, at XXIV session held on 20.10.2015., adopted the following

RULES OF JUDICIAL COUNCIL

Basic provisions

Subject of Rules

Article 1
These Rules shall regulate the organization and functioning of the Judicial Council, the procedure for electing the members of the Judicial Council from among the judges, the election procedure for the presidents of courts and judges and other issues of importance to the work of the Judicial Council.

Venue of sessions

Article 2
The sessions of the Judicial Council shall be held in Podgorica. The Judicial Council may decide to sustain individual sessions outside of Podgorica.

Logo

Article 3
The Judicial Council shall have a logo. The appearance of the logo shall be regulated by the Rules on logo, adopted by the Judicial Council.

Publicity of work

Article 4
The work of the Judicial Council shall be public, in accordance with the Law and these Rules.
Use of gender-sensitive language

Article 5

Expressions used in these Rules for natural persons in the masculine gender shall include the same expressions for the feminine gender.

The organization and work of the Judicial Council

The inaugural session

Article 6

The inaugural session of the Judicial Council shall be convened by the President of the Supreme Court of Montenegro. At the inaugural session, the President and Vice president of the Judicial Council shall be elected.

The President of the Judicial Council

Article 7

The President of the Judicial Council shall:

- Represent the Judicial Council before the State bodies, International organizations and Institutions and all third parties,
- Ensure the organization and the legality of work of the Judicial Council and the Secretariat,
- Convene the Judicial Council sessions, propose the agenda for the sessions and preside the sessions,
- Ensure the application of the Rules of Judicial Council,
- Inform the public on matters of importance for the work of the Judicial Council,
- Sign the documents on behalf of the Judicial Council and the Judicial Council acts.

The President may transfer certain duties and powers to the Deputy of the President of the Judicial Council.
The President may appoint another member of the Judicial Council to carry out his/her duties during a period in which neither the President nor the Deputy can perform their duties.

The President may authorize the Secretary of the Secretariat to sign documents of the Judicial Council, relating to daily operational issues. Documents that have budgetary implications shall be signed by the President after the Secretary and authorized officer of the Secretariat verifies by their signature that financial obligations undertaken by these documents are in accordance with the budget approved by the Judicial Council.

The President shall perform other functions and duties prescribed by the Law, the Rules, other provisions and internal regulations of the Judicial Council.

Deputy of the President of the Judicial Council

Article 8

Deputy of the President of the Judicial Council shall be elected by the Judicial Council at the Inaugural session. The mandate of the Deputy of the President shall be four years. Deputy of the President shall replace the President during the absence or inability to perform its duties. Deputy shall assist the President in carrying out the tasks required for the efficient and effective operation of the Judicial Council. Deputy of the President may be removed from his office on the proposal of the President of the Judicial Council.

The rights and duties of the members of the Judicial Council

Article 9

Members of the Judicial Council, in addition to the rights under Article 27 of the Law on Judicial Council and judges, shall have the following rights and duties:

- To regularly attend the sessions of the Judicial Council, unless in cases of excused absence about which, to the extent possible, they shall be obliged to inform in advance the President or the Secretary of the Secretariat;
- To participate in the discussion of any matter on the agenda and vote for their opinion on any proposal to be decided upon at the session of the Judicial Council;
- To perform all duties and tasks assigned by the Judicial Council, and in particular to participate in interviews, Disciplinary cases, special meetings of Commissions and Expert teams, Working group meetings, etc.;

- To provide necessary informations to Administrative and Financial department of the Secretariat in relation to calculating the amount of related fees;

- To maintain the confidentiality of data, which were ordered as a secret by the Judicial Council.

The Secretariat shall keep the record of the date of the appointment, termination of office and all other administrative and financial data concerning the members of the Judicial Council.

Exemption of the President and members of the Judicial Council

Article 10

President or a member of the Judicial Council shall be exempted from participation in reviewing and making decisions on issues which regards:

- Himself/herself;
- Relatives in the direct line;
- Relatives in the collateral line up to the fourth degree;
- Relatives by marriage up to the second degree;
- Spouse or extramarital partner or adopted children;
- Or if there are other circumstances that raise doubts about the impartiality of the President or a member of the Judicial Council.

President of the Judicial Council or a member is obliged to notify the Judicial Council about the existence of grounds for the exemption, immediately upon learning of latter, in writing or orally at the session of the Judicial Council. Oral statements shall be recorded in the Minutes of the session.

Request for exemption of the President or a member of the Judicial Council may be submitted also by a person whose rights and obligations are decided upon.

The request shall be submitted in written form.

Before deciding on the submitted request, a statement of the person whose exemption is requested shall be obtained.

The President or a member of the Judicial Council whose exemption is discussed, may participate in the discussion of the matter, but can not vote on the decision about the exemption.

Decision on the exemption of the member of the Judicial Council shall be passed by the President of the Judicial Council, and on his/her exemption the Judicial Council by a majority vote.
Member who is exempted may not participate in any proceeding or hearing relating to the matter for which he/she was exempted.

The sessions of the Judicial Council

Article 11

Judicial Council sessions shall be held in an open atmosphere and an atmosphere of mutual respect of opinions.

The Judicial Council in its discussions shall make efforts to carry out complete analysis and cover all aspects of the issues.

The Judicial Council shall focus in the discussion on its duty to ensure the preservation of an independent, accountable, professional and efficient judiciary in Montenegro.

The public shall be excluded from the sessions of the Judicial Council which were held to discuss the evaluation of candidates for a judge, a judge in the process of advancement and ongoing voluntary transfer, a candidate for president of the court and disciplinary responsibility of judges.

Notwithstanding the provision of paragraph 4 in the procedure of determining disciplinary responsibility, the hearing may be public if the judge whose responsibility is examined requested.

Regular and Irregular sessions

Article 12

The annual plan of the regular sessions for the next year shall be adopted by the Judicial Council each year in December.

Judicial Council sessions may last longer than one working day.

Irregular session shall be convened by the President of the Judicial Council, when considers it necessary to address urgent issues.

Irregular session of the Judicial Council shall be convened also at the request of at least three members of the Judicial Council.

Convening the session of the Judicial Council

Article 13

The sessions of the Judicial Council shall be convened by the President.
Summons for the session shall include: the name of the person summoned, the capacity in which he/she is summoned, venue of the session, the date and time of the session.

In addition to summons for the session, the proposal of the agenda and materials for the session shall be delivered.

The summons with the materials shall be submitted to members of the Judicial Council at least five days prior to the date of holding the session.

The proposal of the agenda and written materials shall be submitted to members of the Judicial Council by post office, by the employees of the Secretariat, or by electronic means, upon the choice of the member of the Judicial Council.

Exceptionally, the agenda and complete printed materials for the members of the Judicial Council shall be made available at the beginning of the session.

**The agenda of the Judicial Council session**

**Article 14**

The proposal of the agenda shall be proposed by the President.

Each member of the Judicial Council may propose a specific item of the agenda.

The proposal shall be submitted to the President at least five days prior to the date of the session.

The proposed agenda shall be published on the website of the Judicial Council before the session.

The Judicial Council shall declare on proposed agenda as a whole.

The proposed agenda shall be adopted if majority of present members of the Judicial Council voted for.

Exceptionally each member of the Judicial Council may propose at the session that the proposed agenda should be changed or amended and he/she shall be required to give reasoning this proposal. On that proposal the Judicial Council shall decide by majority vote without a debate.

**Presence at the session of the Judicial Council**

**Article 15**

The President and members of the Judicial Council are obliged to attend the session and participate in its work and decision-making.
Member of the Judicial Council who was unable to attend the session, shall be required to promptly notify the President of the Judicial Council, and President of the Judicial Council to notify his deputy.

Secretary of the Secretariat of the Judicial Council shall attend the sessions of the Judicial Council, except the sessions which decides on the appointment and dismissal of judges and their disciplinary responsibilities.

The Judicial Council may decide to invite representatives of Commissions, Working groups as well as representatives of other institutions to present informations on the item of the agenda at the session.

Persons who attend the session of the Judicial Council, and not its members, may participate in a debate, but they can not participate in decision making.

Chairing the session

Article 16

The session of the Judicial Council shall be chaired by the President, and in case of his/her absence the Deputy.

President of the Judicial Council in the event of his/her and the Deputy's absence may authorize another member to chair the session.

The course of the session

Article 17

The Chairman shall open the session and determine whether there is a majority necessary for the work.

In the event that the session does not have a required majority of the members, the session shall be disposed and as a rule immediately established the day and the hour of holding the session.

At the beginning of the session, before the adoption of the agenda, the minutes of the previous session shall be adopted.

Member of the Judicial Council may raise objections to the minutes and ask to make the appropriate changes in latter.

The Judicial Council shall decide immediately on the merits of the objections to the minutes, without a debate.

The Chairman shall notify that the minutes were adopted without objection, i.e. with the excepted changes.

Following the adoption of the minutes, the agenda shall be determined, in accordance with the Article 14 of these Rules.
The Chairman shall announce the established agenda, after which the discussion and decision on the agenda items will follow. The Chairman can make amendments in the order of discussion of certain agenda items, or combine the discussion on specific agenda items.

**Maintaining the order at the session**

**Article 18**

The Chairman is responsible for maintaining the order at the session and with this aim will warn a member or other person attending the session if interferes the work of the Judicial Council. If the warning is ineffective, the Judicial Council may pass a decision on the removal from the session.

**Interruption and postponement of the session**

**Article 19**

The Chair will make a decision on interruption of the session, if by using the measures under Article 18 of these Rules, the order at the meeting can not be maintained, or if during the session another requirement necessary for its maintenance ceases to exist. In decision on interruption of session the time of its continuation shall be determined.

If the session has not acceded by the majority of the members necessary for the work of the Judicial Council, or if another condition for its maintenance was not fulfilled, the Chairman shall decide that the session should be postponed and at the same time determine the day and hour when the next session will be held, taking into account the deadlines for a decision on items from the proposed agenda.

**Minutes of the session of the Judicial Council**

**Article 20**

Minutes shall be taken on the work of the session. The minutes shall include: the date, time and venue of the session, names of the members present and absent, the name of the Chairman of the session, the names of persons who attend the session by invitation, proposed and adopted agenda of the session, basic information about the course of the session with a
summary of the discussions, decisions adopted, i.e. conclusions from the results of the voting.

After the session, the minutes shall be sent electronically to all members of the Judicial Council.

At the beginning of each session, the Judicial Council shall approve the minutes of the previous one. Approved minutes shall be signed by the person who chaired the session to which the minutes relates, and the person who kept the minutes.

Minutes of the session shall be kept by the Secretariat.

Adopted minutes of the public session of the Judicial Council shall be published on web page of the Judicial Council.

Sessions may be audiovisually recorded.

**Decision-making**

**Article 21**

A member of the Judicial Council shall have the right and duty to decide and vote on each proposal to be decided upon at the session of the Judicial Council.

The President of the Judicial Council shall put the draft decision to a vote.

Voting is public and is done by raising hands.

One can vote "for" or "against" the decision.

The decision was passed if the majority of all members of the Judicial Council voted for, except when the law or the Constitution prescribes a different majority.

The decisions of the Judicial Council, except for those issued in disciplinary proceedings against a judge, are published on the website, after anonymisation.

Anonymisation is done in accordance with the Rules of the Judicial Council on anonymization of decisions.

**A written decision**

**Article 22**

A written decision of the Judicial Council has an introduction, a dictum and reasons.
Storage and use of materials

Article 23

Materials from the session of the Judicial Council, minutes, records and decisions taken, are kept in the documentation of the Judicial Council.

The right to inspect, copying and photocopying of materials referred to in paragraph 1 of this Article shall have the person whose rights and obligations in a certain procedure was decided on.

Third parties shall have the rights under paragraph 2 of this Article in accordance with the Law on Free Access to Informations, Law on Personal Data Protection and Law on confidentiality of data.

Notwithstanding paragraph 3 of this Article, the entire material which is formed in the process of disciplinary responsibility of judges is secret.

Annual Report of the Judicial Council

Article 24

Secretary of the Secretariat shall be responsible for preparing a draft of the Annual report. The Secretariat shall submit a draft report to the President of the Judicial Council no later than 15. February of each year.

The Secretariat shall submit a draft Annual report to all courts. On a draft report, the courts can give their comments and suggestions by 01. March of the current year.

The Judicial Council reviews and approves the Annual report no later than 15. March of the current year.

The Annual report is presented to the public by publishing on the website www.sudovi.me, and through the annual press conference.

Internal regulations of the Judicial Council

Article 25

The Judicial Council shall adopt the internal regulations necessary for the efficient and effective operation of the Council.

All Heads of the departments of the Secretariat and the Presidents of the Commissions of the Judicial Council may, in accordance with the internal regulations issued by the Judicial Council, adopt internal guidelines that they consider appropriate.
Commissions and Chambers of the Judicial Council

Article 26

The Judicial Council shall establish:

- Commission for testing,
- Commission for a permanent voluntarily deployment,
- The Commission for promotion,
- Chamber for evaluation of judges,
- Commission for evaluation,
- The Disciplinary Council,
- Commission for Legislative Activity.

The Judicial Council, if necessary, may establish other commissions.

Commission for testing

Article 27

Members of the Commission for testing are elected in such a manner that all the members of the Judicial Council shall vote by secret ballot two members from among the judges, and one member from among distinguished lawyers. Members of the Judicial Council under paragraph 1 of this article, who received the highest number of votes are elected for members of the Commission.

In the event of a tie, vote is repeated for members who have the same number of votes until a member of the Commission is elected.

President of the Commission is an elected member from among the judges who received the highest number of votes.

The mandate and responsibilities of the Commission for testing

Article 28

Commission for testing shall be elected for a term of two years. Commission for testing:
- constitutes the test,
- conducts testing,
- examinates the test and prepares the proposal grades.
The Commission for a permanent voluntary deployment

Article 29

The Judicial Council shall form a Commission for a permanent voluntary deployment.

The Commission consists of three members of the Judicial Council of which two are from the ranks of judges and one from the distinguished lawyers.

Members of the Commission for a permanent voluntary deployment are selected in such a manner that all the members of the Judicial Council shall vote by secret ballot two members from among the judges and one member from among distinguished lawyers.

Members of the Judicial Council under paragraph 3 of this article, who received the highest number of votes are elected for members of the Commission.

In the event of a tie, vote is repeated for members who have the same number of votes until a member of the Commission is elected.

President of the Commission is an elected member from among the judges who received the highest number of votes.

The mandate and responsibilities of the Commission for a permanent voluntary deployment

Article 30

The Commission for a permanent voluntary deployment is elected for a period of two years.

The Commission for a permanent voluntary deployment:
- Verifies the timeliness of reports,
- Checks whether the registered candidate meets the requirements,
- Makes a list of applicants,
- Performs a needs analysis of the court where the judge performs a judicial function and the court to which is deploying.

Commission for promotion

Article 31

The Judicial Council shall form a Commission for promotion.

The provisions of these Rules relating to the mandate and election of
members of the Commission for a permanent voluntary deployment shall be applied to the mandate and procedure for the election of members of the Commission.

**Responsibilities of the Commission for promotion**

**Article 32**

Commission for promotion:
- Checks the timeliness and completeness of reports to announcements for promotion, for the election of the President of the court and for the election of a judge of the Supreme Court under Article 38 para. 9 of the Law on the Judicial Council and Judges,
- Draws a draft of the ranking list in these proceedings,
- Drafts decisions on promotion, or election.

**Chamber for evaluation**

**Article 33**

Judicial Council shall establish a Chamber for evaluation of judges in accordance with Article 88 para. 3 and Art. 100 para. 2 of the Law on judicial Council and judges.

Members of the Chamber for evaluation of judges from among the judges shall be elected by the Judicial Council by secret ballot in a manner that every member of the Judicial Council proposes four members of a chamber.

Judges who obtain the largest number of votes shall be elected for a member of the Chamber for evaluation.

In the event of a tie voting shall be repeated for members who have the same number of votes until a member of the Chamber for evaluation is elected.

Member of the Chamber for evaluation can not be a judge who has been imposed a disciplinary measures or who has an evaluation score lower than "good".

**Commission for evaluation**

**Article 34**

The Judicial Council shall establish the Commission for evaluation in accordance with Article 88 para. 2 of the Law on the Judicial Council and
judges.

Members of the Commission for evaluation shall be elected by the Judicial Council by secret ballot in a manner that every member of the Judicial Council proposes three members from among the judges and one member from among distinguished lawyers.

Member of the Judicial Council who obtains the largest number of votes shall be elected for a member of the Commission for evaluation.

In the event of a tie voting shall be repeated for members who have the same number of votes until a member of the Commission is elected.

The Disciplinary Council

Article 35

The Judicial Council shall establish a Disciplinary Council pursuant to Article 114 of the Law on the Judicial Council and judges.

Commission for Legislative activity and other Commissions

Article 36

Commission for Legislative Activity shall be elected by the Judicial Council at the proposal of the President of the Judicial Council.

The Commission shall have a president and two members.

The Commission for Legislative Activity shall prepare drafts of legal acts, under the orders of the Judicial Council.

The Judicial Council may establish other commissions, besides the commissions prescribed by the Law on Judicial Council and judges and these Rules.

The decision to establish the Commission shall determine the members of the latter, the President, a brief description of the tasks, rights and duties, modus operandi and time for the realization of the set tasks.

The President and members of the Commission for Legislative activity and other commissions do not have to be the members of the Judicial Council.
Professional teams and working groups

Article 37

The Judicial Council may establish professional teams and working groups to perform certain tasks within its competence, in particular:
- Judicial administration;
- Training of judges;
- The judicial budget, statistics and others.

The Judicial Council in a decision to establish a professional teams or working groups, determines the members, the President, a brief description of tasks, duties and rights, modus operandi and time for the realization of the set tasks.

The President and members of the expert teams or working groups do not have to be members of the Judicial Council.

The work of the Commissions and Councils

Article 38

The President of the commission / council convenes the sessions, proposes the agenda for each session, manages session and submits to the Judicial Council a report on the work of the commission / council.

The representative of the Secretariat shall participate in the work of the commission / council, which is responsible for keeping the minutes as well as the preparation and delivery of materials necessary for the meeting.

Administrative and technical support for the commission / council shall be performed by the Secretariat.

The Judicial Council may appoint experts outside of courts and the Judicial Council to participate as advisors in commissions.

At the end of each calendar year, the Judicial Council adopts a decision establishing the amount of compensation to commission members for activities in the coming year.

Exemption of the member of the Commission / Council

Article 39

The provisions on exemption of the President and members of the Judicial Council shall be applied to the president and members of the Commission or the Council for assessment.
The Judicial Council shall decide on the exemption.
Decision on exemption if necessary, shall determine a member of the Commission or Council, who will work in a particular case instead of an exempted member.

Decision making

Article 40

Commission and Council shall pass the decisions by majority vote of all members.
Voting is public.

ELECTION OF JUDGES

Plan of vacant judicial posts

Article 41

The draft Plan of vacant judicial posts shall be prepared by the Secretariat of the Judicial Council in accordance with Article 44 of the Law on Judicial Council and judges.
The draft shall be sent to all members of the Judicial Council, no later than 15 days before the session at which it will be considered.

Permanently voluntary assignment of judges

Form and content of the internal announcement

Article 42

The internal announcement for filling vacancies of judicial posts shall be published on the website of the Judicial Council.
The internal announcement shall contain:
- The number of vacancies for judicial posts and the name of the courts where the judicial positions are vacant;
- The place to download the application;
- The manner and place of submitting the applications;
- The deadline for submission of applications;
- Evidences to be attached.
  The deadline for applications is 15 days from the publication of the internal announcement.

Application to internal announcement

Article 43

Application to internal announcement represents a standard form which is an integral part of these Rules.

The application form will be available to candidates in all courts, the office of the Judicial Council on the web page www / sudovi.me as well as in other places designated by the Judicial Council.

With a completed and signed application a candidate shall submit:
- CV with the performance in the last three years, or evaluation achieved in accordance with the law;
- Evidence of family circumstances (separation from family, etc.).

Application Procedure

Article 44

Commission for Permanently voluntary assignment of judges determines whether the applications are submitted in a timely manner and whether registered candidate meets the requirements.

Late applications and applications from applicants who do not meet the requirements the Commission shall submit to the Judicial Council.

Based on the criteria of Article 86 para. 3 of the Law on Judicial Council and Judges, the Commission shall draw up a list of applied candidates and submit the decision to the Judicial Council.

On the needs of the court in which a judge performs a judicial function and the court to which he/she should be deployed, it is necessary to obtain the opinion of the Session of judges of these courts.

If two candidates have the same performance, i.e. the same appraisal, the additional criteria are:
- Length of service;
- Family circumstances (separation from the family, etc.).
The election of judges elected for the first time

Content of announcement

Article 45

Vacant judicial posts are filled on the basis of a public announcement. The announcement shall contain:
- The number and name of vacancies;
- General and special requirements that the candidate should meet;
- The place to download the application;
- The manner and location for submitting the applications;
- The deadline for submission of applications;
- Evidence to be attached.

Application to a public announcement

Article 46

Application to a public announcement represents a standard pattern, which is an integral part of these Rules.

The application form contains a warning that giving untrue or false informations shall result in exclusion of candidates from consideration.

With a completed and signed application form a candidate submits the following documents:
- A certified copy of the certificate on citizenship of Montenegro;
- Medical certificate;
- A certified copy of all university diplomas;
- A certified copy of certificate of having passed the bar exam;
- Evidence of the work experience;
- A certified copy of the certificate for completion of educational courses;
- The certificate that there is no criminal procedure against him/her;
- The candidate's statement as to whether he/she was imposed with a disciplinary measure, whether he/she was misdemeanored and penalized or convicted of any criminal offense and, if so, when, where and for which criminal offense;
- A statement that he/she is not a member of any political organization.
Location and accessibility of applications

Article 47

Application forms shall be available to candidates in the premises of all courts, the offices of the Judicial Council, the web page www.sudovi.me, as well as in other places designated by the Judicial Council.

Incomplete and late applications

Article 48

Commission for testing shall submit the incomplete and late applications to the Judicial Council.

Content of the test

Article 49

The test shall contain the documents formed prior the decision making, which are necessary for drafting the decision from the topic on which the candidate drafts the decision on test.

Members of the Commission for testing from among judges shall make four tests each, and President of the Commission for testing, one hour prior the testing chooses by draw which test shall be given to candidates.

Time and place for testing

Article 50

Candidates shall be informed on date, time and place of testing, at least ten days prior the testing.

Identity and rules

Article 51

Prior the beginning of testing the Commission shall determine the identity of the candidates by examining the ID card or other document, and introduce
them with the rules they must abide by during testing, as well as with the time determined for drafting the test.

Anonymity of testing

Article 52

Prior the beginning of testing, each candidate draws a sealed envelope which contains the mark for identification.

Mark for identification consists of combination of five numbers.

When submitting the test, a candidate is required to incorporate one copy of the mark for identification to the test, and the other copy shall be retained for him/herself.

After the test is graded, and just before the beginning of the interview with the candidate, the candidate shall show the copy of mark for identification.

Manner of making the test

Article 53

During the test drafting, the candidates are not allowed to mutually communicate, to use the personal computers and mobile phones, or leave the premises where the test is performed.

Candidate who acts on contrary to para. 1 of this article shall be removed from testing by the Commission.

During the examination, the candidate may use expert literature.

Members of the Commission for testing shall be required to be in the premises where the test is done, during the entire duration of testing.

Time for testing

Article 54

Time for writing the test shall be established by the Commission, based on the complexity of the decision which should be drafted.

The candidate is required to submit the test to the Commission no later than the time set for its writing.

After handing over the test a candidate is required to leave the premises where the test was maintained.
Number of points at the test

Article 55

If the candidate is doing two tests, each test shall be scored individually.
Points at the individual test are:
- form of the decision, up to 10 points;
- application of law, up to 15 points;
- reasoning the decision, up to 15 points.
Each member of the Commission shall examine and score the test, in accordance with paragraph 1 of this Article.

If the candidate is doing only one test, points are:
- form of the decision, up to 20 points;
- application of law, up to 30 points;
- reasoning the decision, up to 30 points.

The proposal of the grades

Article 56

The proposal of the grades shall be determined at the session of the Commission for testing, so as to calculate the average number of points, upon each basis, and the latter shall be totalized.

If a candidate does two tests, the score is the sum of total points in both tests.

The proposal of the grade shall be determined in the form of a decision, which has an introduction, a dictum and reasons.
The proposal of the grade shall be submitted to the Judicial Council.

An Interview

Article 57

The Judicial Council shall inform the candidates of the date, time and place of the interview, at least eight days before the date set for the interview.
Candidates are invited to an interview in an alphabetical order.
An interview with a candidate shall be public.
Interview is led by the President of the Judicial Council, and each member of the Judicial Council has the right to put questions to the candidate.
The entire interview should be focused on objective assessment criteria of article 49 para. 2 of the Law on Judicial Council and judges.
All the candidates applied on the same announcement shall be asked the same questions.

If the Judicial Council uses the assistance of the psychologist, he/she has the right to ask questions, of which the President of the Judicial Council shall introduce the candidate, and after the interview he/she has the right to give the opinion.

**Assessment of interviews**

**Article 58**

After the interview, each member of the Judicial Council evaluates each candidate, and then the final score of the interview is established, in accordance with Article 49 para. 4 of the Law on the Judicial Council and judges.

The scores at the interview are:
- Motivation for working in the court, up to 5 points,
- Communication, up to 5 points,
- The ability for decision-making and conflict resolution, up to 5 points
- Understanding the role of judges in a society, up to 5 points.

Motivation for working in the court shall be evaluated based on:
- Reasons which opted the candidate to apply for a judge.

Communication abilities shall be valued on the basis of:
- Clear and precise expression of attitudes during the interview,
- A willingness to hear the interlocutor and directly answer the question,
- The ability to avoid or clarify misunderstandings.

The ability for decision-making and conflict resolution shall be evaluated based on:
- The presented case,
- Answers to the presented case.

Understanding the role of judges in a society shall be evaluated based on:
- Understanding of the rights and duties of a judge in court proceedings and outside of court.

**Ranking list**

**Article 59**

Ranking list contains the order number, name of the candidate, the number of points awarded at the testing, i.e. at the bar exam, the number of points awarded at the interview and the total number of points.
Decision on the election

**Article 60**

Decision on the election of candidate for a judge, must be reasoned, and in the disposition of the latter, besides the names and surnames of the elected candidate, the court in which he/she shall complete the initial training must be indicated.

**Mentor**

**Article 61**

From the list of mentors determined in accordance with the Law on the Centre for education in the judiciary and state prosecutor's office, the Judicial Council determines the mentor for each elected candidate for a judge.

Mentor is determined by the order of the list of mentors, while taking into account the balanced load of mentors.

In the event of prolonged absence of mentor, the Judicial Council determines another mentor in the order from the list of mentors.

**Promotion of judges**

**Public announcement**

**Article 62**

In accordance with the Plan of vacant judicial posts, the Judicial Council announces a public announcement for filling of vacant judicial posts.

**Content of announcement**

**Article 63**

The public announcement shall contain:
- The number and name of vacancies;
- General and special requirements that the candidate should meet;
- The place to download the application;
- The manner and location for submitting the applications;
- The deadline for submission of applications;
- Evidence to be attached.

**Application to a public announcement**

**Article 64**

Application to a public announcement represents a standard pattern, which is an integral part of these Rules.

The application form contains a warning that giving untrue or false informations shall result in exclusion of candidates from consideration.

With a completed and signed application form a candidate submits the following documents:
- Evidence of the work experience;
- Personel and working CV;
- Garde of the work;
- A statement whether and which disciplinary sanction was imposed.

**Location and accessibility of applications**

**Article 65**

Application forms shall be available to candidates in the premises of all courts, the offices of the Judicial Council, the web page www.sudovi.me, as well as in other places designated by the Judicial Council.

**Incomplete and late applications**

**Article 66**

Commission for testing shall submit the incomplete and late applications to the Judicial Council.

**An Interview**

**Article 67**

The provisions of Article 56 of these Rules of Procedure shall be applied on informing the candidates about the date, time and place of the latter, the manner of reffering, the public, the manner of conducting the interview.
Assessment of interviews

Article 68

Upon completion of the interview, each member of the Judicial Council evaluates each candidate, and then the final score of the interview is established, in accordance with Article 49 para. 4 of the Law on Judicial Council and judges. Grades at the interview are:
- Motivation to work in a higher court, up to 5 points,
- Communication, up to 5 points,
- The ability to make decisions and resolve conflicts, up to 5 points
- Understanding the role of judges in society, up to 5 points.

Motivation to work in a higher court shall be evaluated based on:
- Reasons which opted candidates to apply for a higher court.
Communication abilities shall be evaluated on the basis of:
- Clear and precise expression of attitudes during the interview,
- A willingness to hear the interlocutor and directly answer the question,
- The ability to avoid or clarify misunderstandings.

The ability to make decisions and resolve conflicts shall be evaluated based on:
- The presented cases from previous jurisprudence,
- Answers to the presented case.

Understanding the role of judges in society shall be evaluated based on:
- Understanding of the rights and duties of a judge in court proceedings and outside of the court.

Ranking list

Article 69

After assessed interviews, the Commission for promotion makes a ranking list and a draft decision on the election.

Decision on election of a judge

Article 70

Decision on election shall be delivered to the elected candidate, and to the other candidates a notice shall be delivered.
Procedure for the election of the President of the court

Public announcement

Član 71

The Judicial Council shall organize a public announcement to fill the vacancy of the President of the court. The public announcement shall contain:
- The number and name of vacancies;
- General and special requirements that the candidate should meet;
- The place to download the application;
- The manner and location for submitting the applications;
- The deadline for submission of applications;
- Evidence to be attached.

Application to a public announcement

Article 72

Application to a public announcement represents a standard pattern, which is an integral part of these Rules. With a completed and signed application form a candidate submits the following documents:
- Evidence of the work experience;
- Personel and working CV;
- Garde of the work;
- A statement whether and which disciplinary sanction was imposed and -Program of the work of court for period of five years.

Program of work

Article 73

The program of work should include:
- Description and analysis of the situation in the court where the president applied as a candidate (the number of pending cases, the duration of the court proceedings, the number of revoked decisions, number of judges and other employees, working conditions);
- A proposal for the organization and allocation of tasks in order to improve the work of the court with time frames and indicators.

At the request of candidates who applied for the position of president of the
court, Secretariat of the Judicial Council is obliged to provide him with the requested information necessary to prepare the work program.

**Rating the Program of work**

**Article 74**

Each member of the Judicial Council evaluates the Program of work with 0 - 40 points.
Rating of filed Programme of work is the average score, which is calculated on a manner that points of all members of the Judicial Council are assembled, and divided with a number of members.

**An Interview**

**Article 75**

The provisions of these Rules under article 56 para. 1, 2, 3, 4 and 6 shall be applied to the procedure for conducting interviews with the candidates for the President of the court.
The entire interview should be focused on objective assessment criteria under article 41 para. 1 of the Law on Judicial Council and judges.

**Assessment of interviews**

**Article 76**

Upon completion of the interview each member of the Judicial Council evaluates each candidate, and then the final score of the interview is establish, in accordance with Article 49 para. 4 of the Law on Judicial Council and judges. Grades at the interview are:
- Motivation to perform the function of the president, up to 5 points,
- Communication, up to 5 points,
- The ability to make decisions and resolve conflicts, up to 5 points
- Understanding the role of the president in court and in society, up to 5 points.
Motivation to perform the function of the president shall be evaluated based on:
- Reasons which opted a candidate to apply for the president of the court.
Communication abilities shall be valued on the basis of:
- Clear and precise expression of attitudes during the interview,
A willingness to hear the interlocutor and directly answer the question,
The ability to avoid or clarify misunderstandings.
The ability to make decisions and resolve conflicts shall be evaluated based on:
- The presented case,
- Answers to the presented case.
Understanding the role of the president of the court shall be evaluated based on:
- Understanding of the rights and duties of the president of court in managing of the court,
- Additional clarifications and reasoning of delivered Program of work.

**Appropriate Application**

**Article 77**

The provisions of these Rules under Article 64, 65, 68 and 69 shall be applied to the availability of application forms, incomplete and untimely applications, drafting of rankings, draft decision on the election of the President and the decision on the election of the President of the Court.

**Appointment of the judge of the Supreme Court of Montenegro under Article 38 para. 9 of the Law on Judicial Council and Judges.**

**Public announcement**

**Article 78**

Public announcement shall contain:
- General and special requirements that the candidate should meet;
- The place to download the application;
- The manner and location for submitting applications;
- The deadline for submission of applications;
- Evidence to be attached.

**Application to public announcement**

**Article 79**
Public announcement is a standard form which is an integral part of these Rules.

The application form contains the warning that giving false or misleading informations shall have as a result the exclusion of a candidate from consideration.

With a completed and signed application form a candidate submits the following documents:
- Proof of work experience;
- Personal and working CV with evidence of professional training and a list of published scientific papers and other professional activities.

An Interview

Article 80

The provisions of Article 56 st. 1, 2, 3, 4 and 6 of these Rules shall be applied to notifying the candidates about the date, time and place of the latter, the manner of referring, the public, the manner of conducting the interview.

Assessment of interviews

Article 81

Upon completion of the interview each member of the Judicial Council evaluates each candidate, and then the final score of the interview is establish, in accordance with Article 49 para. 4 of the Law on Judicial Council and judges. Grades at the interview are:
- Motivation to work in the Supreme court of Montenegro, up to 5 points,
- Communication, up to 5 points,
- The ability to make decisions and resolve conflicts, up to 5 points
- Understanding the role of judges in society, up to 5 points.

Motivation to work in the Supreme court of Montenegro shall be evaluated based on:
- Reasons which opted candidates to apply for the Supreme court of Montenegro.

Communication abilities shall be valued on the basis of:
- Clear and precise expression of attitudes during the interview,
- A willingness to hear the interlocutor and directly answer the question,
- The ability to avoid or clarify misunderstandings.
The ability to make decisions and resolve conflicts shall be evaluated based on:
- Knowing the case law of the Supreme court of Montenegro, Constitutional court of Montenegro and European court for human rights.
Understanding the role of judges in society shall be evaluated based on:
- Understanding of the rights and duties of a judge in court proceedings and outside of the court.

Rating of criteria

Article 82

For the expertise, a candidate can be evaluated with a maximum of 40 points as follows:
- expert education, up to 20 points;
- published scientific and professional papers and other professional activities, up to 20 points.
On the basis of the criteria the ability to perform the judicial function, a candidate can be evaluated with a maximum of 60 points as follows:
- On the basis of an opinion from the Article 69 para. 2 of the Law on Judicial Council and Judges, up to 40 points
- On the basis of an interview, up to 20 points.

Appropriate Application

Article 83

The provisions of these Rules under Article 64, 65, 68 and 69 shall be applied to the availability of application forms, incomplete and untimely applications, drafting of rankings, draft decision on the election of the judge of the Supreme court and the decision on the election.

Restoring the documents

Article 84

The original documents that were delivered with the application to the announcement shall be returned to the applicants, who are not elected, after the decision on the election.
Election of lay judges

Article 85

List of candidates for lay judges contains the following:
- Names of the candidates;
- Personal informations for each candidate, including age, occupation and work experience;
- Opinion of the session of judges on each candidate;

The decision to elect a lay judge shall be in the form established by the Judicial Council and shall state the name of lay judge, the court in which the election was made, the day of the beginning and the ending of the term.

A complaint against a judge

Filing a complaint

Article 86

Every natural and legal person is entitled to file a complaint on the work and conduct of a judge.
The complaint shall be submitted in writing.
The complaint may also be anonymous.
The complaint shall be submitted to the Judicial Council.

Verifying the allegations of the complaint

Article 87

The Judicial Council shall submit the complaint to the President of the court where a judge against whom the complaint was filed is working, in order to verify the allegations of the later.

President of the Court in verifying the allegations of the complaint may:
- Require from any person or organization any documents or other informations which considers necessary;
- Examine the person who had filed the complaint, a judge against whom the complaint was filed and any other person who may provide useful information, on which he/she shall make a report;
- Take any other action which considers necessary in order to thoroughly examine the complaint;
  A judge will be allowed to be familiar with the allegations against him.
  During the examination a judge may have a defense lawyer.

**Decision on complaint**

**Article 88**

President of the Court shall submit to the Judicial Council the entire file with the proposal for determining of disciplinary responsibility, if after the conducted verification finds that there were grounds for disciplinary proceedings.

Of its decision to determine disciplinary responsibility, the President of the court shall inform the complainant and a judge against whom the complaint was filed.

President of the Court shall submit the entire case file to the Judicial Council, if finds that there were no grounds for determining of disciplinary responsibility of a judge, with reasoning why there were no grounds for determining disciplinary responsibility.

Regarding the complaint referred to in paragraph 3 of this Article, the Judicial Council shall take a position and inform the complainant and a judge against whom the complaint was filed.

**False complaint**

**Article 89**

If after the examination of the complaint filed, the President of the court assesses that the latter was false, he/she shall submit it to the competent state prosecutor.

**Evaluation of judges**

**The Chamber of Judges for evaluation**

**Article 90**

The Judicial Council shall establish Chambers for evaluation of judges.
In a decision to establish the Chambers for evaluation, the Judicial Council shall determine the President of the Chamber and its members, their deputies, judges of which court/courts will be reviewed by this Chamber. Mandate of the president and members of the Chamber is three years.

Commission for evaluation the work of judges

Article 91

Commission for evaluation the work of judges determines the grade, on the basis of the report on evaluation of a judge, the proposal of the Chamber for the evaluation, possibly newly-obtained informations and explanations, and conducted interview with the judge.

Grade of the judge shall be determined by majority vote.

At the session of the commission Minutes shall be kept, which contains an assessment of the evaluation of the work of a judge, i.e. the president of the court, for each criterion and sub-criterion, the content of the interview with the judge or the court president and the appraisal.

The minutes shall be signed by all members of the Commission.

Commission's decision on the established assessment contains an introduction, a dictum, explanation and legal remedy, signed by the President of the Commission.

Introduction contains the names of the Commission members who participated in passing the decision, the name of the judge being appraised, an indication of the assessment procedure and the date of the session at which the decision was passed.

The operative part contains the name of the judge, the court where he/she works and the grade.

Explanation contains the type of procedure in which the grade has been passed, the evaluation of all criteria and sub-criteria, and the reasons for the established grade.

Article 92

The Judicial Council passes a decision on the commencement of the procedure of evaluation of judges and court presidents, for the period referred to in Article 87 para. 1 of the Law on the Judicial Council and Judges.

Cases under Article 92 para. 1 items. 1 and 3 of the Law on Judicial Council and judges are elected through an algorithm that is an integral part of the application of the Judicial Information System (JIS).
Grade of the judge shall be determined by a majority votes of all members of the commission.

Records

Content of the personal list

Article 93

Personal list, in addition to the informations referred to in Article 130 of the Law on the Judicial Council and judges, contains the information about:
- Family circumstances,
- Housing situation,
- Violations of the Code of Ethics.

Personnel list is a standard form which is an integral part of these Rules.

Final provisions

Amendments to the Rules

Article 94

Written proposal for the amendment of the Rules may be submitted by any member of the Judicial Council and the Secretariat of the Judicial Council. The proposal is submitted to the President of the Judicial Council. The President of the Judicial Council shall submit the proposal to the Judicial Council members, at least ten days before holding the session.

Entry into force

Article 95

These Rules shall enter into force on the eighth day of its publication in the "Official Gazette of Montenegro".
Postponing the application

Article 96

The provisions of these Rules, relating to the appointment of judges and court presidents, and evaluation of judges and court presidents, shall be implemented from 01. January 2016.

Until beginning of the implementation of the provisions of paragraph 1 of this Article, the provisions of Article 29 - 48 of the Rules of Judicial Council ("Off. Gazette of Montenegro", No. 57/11, 17/13 and 04/14) shall be applied.

Termination of the previous Rules

Article 96

Entering to force of these Rules, the Rules of Procedure of the Judicial Council "Official Gazette of Montenegro", No. 57/11, 17/13 and 04/14 shall cease to be valid, with the exception of provisions of Article 29 to 48, which cease to be valid on 01. January 2016.

The President of the Judicial Council,
Mladen Vukčević, sign

Note of the editor:
Forms that are an integral part of this regulation are not published for technical reasons. You can view them in scanned copies of numbers "Off. Gazette of Montenegro", for 2015, the number 61/15 of 26/10/2015.
The initial proposal for the election of the member of Judicial Council from among judges of Basic courts and Misdemeanor courts


For the member of Judicial Council from among the judges of Basic courts and Misdemeanor courts, I suggest:

1. ___________________, judge of the Basic court in_______________,
   (name and last name)
2. ___________________, judge of the Basic court in _________________,
   (name and last name)
3. ___________________, judge of the Misdemeanor court in _________________,
   (name and last name)
4. ___________________, judge of the Misdemeanor court in _________________,
   (name and last name)

Note: judges and the presidents of the basic courts shall fill the column 1 and 2, and judges and presidents of the Misdemeanor courts the column 3 and 4".
APPLICATION TO INTERNAL ANNOUNCEMENT FOR PERMANENT VOLUNTARY DEPLOYMENT
(Article 41 of the Rules of Judicial Council)

_______________________________, judge _________ of the court in ______ (name and last name)
I apply to a public announcement number ____________ dated ____________ for permanent voluntary deployment from ____________
court in _________ to ________________ court in ____________________________________.

With the application I enclose the following documents:
________________________________________________________________
________________________________________________________________
________________________________________________________________
________________________________________________________________
________________________________________________________________

In ____________  Signiture of the applicant,
Date and year__________  Address: ____________
________________________
APPLICATION TO A PUBLIC ANNOUNCEMENT FOR THE ELECTION OF A JUDGE ELECTED FOR THE FIRST TIME
(art 46 para 1 of the Rules of Judicial Council)

__________________________________ I apply to a public announcement number ________________ dated ______________.

( name and last name)

Law faculty ____________________ I enrolled ______________ year, graduated ____________ year, with grades ____________.

Passed the Bar exam _________________ with grades ____________.

Working experience:

________________________________________________________________________________________________________________________________________

Are you a member of any political organization: ________________________________________________________________

Do you exercise political or other public function and which: ________________________________________________________________

Do you professionally perform other activity: _______________________

Were you imposed by a disciplinary measure and if yes which and when (state number of the decision) ______________________

Were you imposed by a misdemeanor punishment or convicted, and if yes for which misdemeanor or criminal offense (state the decision) ______________________

With the application I enclose the following documents:

________________________________________________________________________________________________________________________________________
In __________
Date and year____________

Signature of the applicant,

_____________________

Address

Note: Giving false or untrue informations shall have as a consequence the exclusion of the candidate from consideration
APPLICATION TO PUBLIC ANNOUNCEMENT FOR A JUDGE WHO IS BEING PROMOTED
(art 63 of the Rules of Judicial Council)

__________________________________, judge _______________________
in ______________________ I apply to a public announcement number
_________ dated___________ for the election of a judge in
_________________ in ______________________.

With the application I enclose the following documents:
________________________________________________________________
________________________________________________________________
________________________________________________________________
________________________________________________________________
________________________________________________________________

In __________ Signiture of the applicant,
Date and year __________ Address

Note: Giving false or untrue informations shall have as a consequence the exclusion of the
candidate from consideration
APPLICATION TO PUBLIC ANNOUNCEMENT FOR THE
ELECTION OF THE PRESIDENT OF THE COURT
(Article 71 of the Rules of Judicial Council)

_________________________ _____________________________
judge/state prosecutor ___
(Name and last name)

__________________________
(specify the court or state prosecution where you work)
I apply to a public announcement number ____________
dated___________ for the election of the president _____________ in
______________________ .

With the application I enclose the following documents:

________________________________________________________________

________________________________________________________________

________________________________________________________________

________________________________________________________________

In __________
Signiture of the applicant,
Date and year___________
_____________________
Address

Note: Giving false or untrue informations shall have as a consequence the exclusion of the
candidate from consideration
APPLICATION TO PUBLIC ANNOUNCEMENT FOR THE ELECTION OF THE JUDGE OF THE SUPREME COURT OF MONTENEGRO

ART 38 PARA. 9 OF THE LAW ON JUDICIAL COUNCIL AND JUDGES

(article 78 of the Rules of Judicial Council)

__________________________________ I apply to a public

( name and last name)

announcement number ____________ dated ____________ for the election

of the judge of the Supreme court of Montenegro.

Law faculty ____________________ I enrolled ______________

year, graduated __________ year, with grades __________ .

Passed the Bar exam _________________ with grades __________.

Working experience:

_____________________________________________________

(specific where have you worked so far and in which period)

________________________________________________________________

________________________________________________________________

________________________________________________________________

Are you a member of any political organization:

____________________

Do you exercise political or other public function and which:

____________________________________________

Do you professionally perform other activity: ____________________

____________________________________________________________

Were you imposed by a disciplinary measure and if yes which and when (state number of the decision)

___________________________________________________________

Were you imposed by a misdemeanor punishment or convicted, and if yes for which misdemeanor or criminal offense (state the decision)____________________

____________________________________________________________

With the application I enclose the following documents:
In __________
Date and year____________

Signiture of the applicant,

Address

Note: Giving false or untrue informations shall have as a consequence the exclusion of the candidate from consideration
FORM FOR AN OPINION ON PROFESSIONAL AND WORKING QUALITIES OF CANDIDATES FOR JUDGES OF THE SUPREME COURT OF MONTENEGRO, ART. 38 PARA. 9 OF THE LAW ON JUDICIAL COUNCIL AND JUDGES

(art 69 of the Law on judicial Council and judges)

Name and last name of the candidate

<table>
<thead>
<tr>
<th>SUBCRITERIA</th>
<th>DATA:</th>
<th>OPINION WITH REASONING</th>
</tr>
</thead>
<tbody>
<tr>
<td>Working experience</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Quantity and quality of work</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

President of the Supreme Court of Montenegro; Supreme State Prosecutor

or any other person referred to in Article 69 of the Law on Judicial Council and Judges

___________________________

s.p.
FORM FOR EVALUATION OF TEST/S

(Name and last name of the candidate)

(Name of the court)

Name and last name of the member of the Commission

<table>
<thead>
<tr>
<th>Criterion</th>
<th>Points</th>
<th>Reasoning</th>
</tr>
</thead>
<tbody>
<tr>
<td>I. Form of decision</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Application of law</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Reasoning the decision</td>
<td></td>
<td></td>
</tr>
<tr>
<td>II. Form of decision</td>
<td></td>
<td></td>
</tr>
<tr>
<td>----------------------</td>
<td>----------</td>
<td></td>
</tr>
<tr>
<td>Application of law</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Reasoning the decision</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Proposal of the grade</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Member of the Commission,**

_________________
EVALUATION OF THE CANDIDATES ELECTED AS A JUDGE FOR THE FIRST TIME

(Name and last name of the candidate)

(Name of the court)

Name and last name of the member of the Judicial Council

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Points</th>
<th>Reasoning (for evaluation of an interview, each indicator shall be reasoned)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grade on written test or Bar exam</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Motivation for work in the court</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Communication</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The ability to make decisions and resolve conflicts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Understanding the role of judges in society</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total points</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Grade:

Member of the Judicial Council,

__________________________
**EVALUATION OF THE CANDIDATE WHO IS BEING PROMOTED**

(Name and last name of the candidate)  
__________________________

(Name of the court where applied)  
__________________________________________________________________________

Name and last name of the member of the Judicial Council  
__________________________________________________________________________

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Points</th>
<th>Reasoning (for evaluation of an interview, each indicator shall be reasoned)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grade of the work of a judge, i.e. state prosecutor</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Motivation for work in the court</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Communication</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The ability to make decisions and resolve conflicts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Understanding the role of judges in society</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total points</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grade:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Member of the Judicial Council,  
__________________________
EVALUATION OF THE CANDIDATE FOR THE PRESIDENT OF THE COURT

(Name and last name of the candidate)

(Name of the court where applied)

Name and last name of the member of the Judicial Council

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Points</th>
<th>Reasoning (for evaluation of an interview, each indicator shall be reasoned)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grade of the Program of work</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grade of the work as a judge, i.e. state prosecutor, i.e. president of the court</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Motivation to perform the function of the president of the court</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Communication</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The ability to make decisions and resolve conflicts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Understanding the role of the president of the court in the court and society</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total points</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grade:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Member of the Judicial Council,

________________________
EVALUATION OF THE CANDIDATE FOR THE JUDGE OF THE SUPREME COURT OF MONTENEGRO
ART 38 PARA. 9 OF THE LAW ON JUDICIAL COUNCIL AND JUDGES

(Name and last name of the candidate)

Name and last name of the member of the Judicial Council

<table>
<thead>
<tr>
<th>Criteria/Subcriteria</th>
<th>Points</th>
<th>Reasoning (for evaluation of an interview, each indicator shall be reasoned)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Expert education</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Published scientific and professional papers and other professional activities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Opinion from the Article 69 para. 2 of the Law on Judicial Council and Judges</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Motivation to work in the Supreme court of Montenegro</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Communication</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The ability to make decisions and resolve conflicts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Understanding the role of judges in society</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total points</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grade:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Member of the Judicial Council,

_____________________________
PERSONAL LIST

______________________;
Name and last name ______________________________________;
Nationality ________________________________________;
Address ________________________________________;
Date and place of birth ________________________________________;
Gender ________________________________________;
First time elected as a judge ________________________________________;
Advancement ________________________________________;
Working experience ________________________________________;
Scientific degree ________________________________________;
Professional education ________________________________________;
Knowledge of foreign language ________________________________________;
Published scientific and expert work ________________________________________;
Other professional activities (participation in working groups for drafting legislation, lectures at the Center for Education of Judicial function holders and others.) ________________________________________;
Disciplinary responsibility and sanction imposed ________________________________________;
Violation of the Code of Judicial Ethics determined ________________________________________;
Results of the work (number of cases, quantity and quality of work, exceeding the legal deadlines
Rating the work

Family circumstances

Housing needs

Permission to access to classified informations

Termination of function (date and reason)

Dismissal (date and reason)

Other data upon proposal of a judge

Competent officer of the
Secretariat of the Judicial Council

01/-5682/15

Podgorica, 20.10.2015.

PRESIDENT

prof. dr Mladen Vukčević, signed