



Podgorica 28.02.2011.

STATUTE OF UCG WANTED, THE ONE WHO BRINGS IT GETS A PRIZE

Centre for Civic Education (CCE) reiterates that acts of the University of Montenegro (UCG) are not aligned and assesses the statement from UCG that the election of the Rector is in line with the legal framework as an attempt of manipulation with public.

CCE considers that the request for review of legality and alignment of acts, which was submitted to the Educational inspection on Friday, has reasonable grounds and that the Ordinance was written based on unclearly published text of the Statute.

CCE did not expect a different reaction from UCG, bearing in mind that we have previously expressed doubt about the validity and authenticity of the publication of amendments to the Statute.

Firstly, comparison of the amendments to the Statute from 2010, referred by the UCG (which remain undefined and inconsistent with the final text of the Statute from 2005/06, publicized at the UCG website), clearly shows that the text and all listed changes are not aligned. Consequently, it is logical that the Ordinance, as well as all other UCG's acts, can't get a statutory characteristics.

- For example, the amendments from 2010 stipulates that Article 8, paragraph 3 is changed in terms of deleting the word "rector", although in that paragraph of the Statute which is a subject of changes there is no word "rector."
- Changes from 2010 stipulate that Article 25, paragraph 3 is changing, even though there is no paragraph 3 within that article in the Statute.
- Furthermore, the changes from 2010 are defining that paragraph 8 in the article 56 is deleted and that paragraph 9 becomes paragraph 8, even though Statute provides for only 7 paragraphs instead of 9, as stated in modifications.

These are just some of the examples supporting the fact that provisions from the Amendment from 2010 are not aligned with to the text of Statute 2005/6.

However, it is interesting that the most attention was given to Articles 28 and 29, which are defining the election of the Rector and Vice-Rector. Changes are introducing centralization in decision-making at UCG thus directly jeopardizing the autonomy of university. Still, even that is done unsuccessfully, in technical as well as in legal and language aspect which motivated CCE to file the request for review of the lawfulness of the Ordinance to the Education Inspection.



Centar za građansko obrazovanje
Centre for civic education

UCG has informed the public that the amendments and changes of the Statute, pursuant to which was adopted Ordinance for the election of the Rector, can be found at the www.ucg.ac.me, which is not true.

In the part "Regulations" one can find only the Statute, but not the example of its changes from 2009 that can only be found amongst more than 260 bulletins published by UCG (supplement to UCG bulletins, no.251 ,date 11.03.2010.). That demonstrates negligence of the UCG body to its highest legal act.

This is significant and it is hard to believe a random failure. The highest act of University must be found as complete (consolidated) text, with all the amendments, under "regulations" or eventually under "quick links".

CCE will submit an annex of request to the Educational Inspection due to differences in previous versions of Statute (Statute-2005, amendments in 2006, and in 2010¹), for introduction of legality and statutory work of UCG.

CCE will continue in their efforts to come to the genuine and legally valid version of the Statute of UCG. Based on that one can bring credible conclusions on compliance of other acts and procedures conducted at the UCG.

If it is proven that there is nothing that will convince CCE that persons in charge at the UCG were irresponsible, space for filing criminal charges against those responsible at the UCG will be open for the acts defined as misuse of the official position and unconsciousness work in the service.

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¹ * Basic text of the Statute of University of Montenegro, Decision of the Managing Board No. 253 from 06.02.2004. – agreement of the Government of Montenegro No. 02-1497 from 25 March 2005 Decision on changes and amendments of the Statute, Decision of the Managing Board No. 01-417 from 06.02.2006.; Agreement of the Government of Montenegro No. 03-3375 from 20 April 2006. Acts publicized at the website of the University of Montenegro: www.ucg.ac.me