

Pursuant to Article 91 paragraph 3 of the Law on Public-Private Partnership (“Official Gazette of Montenegro”, number 073/19), the Council of the Montenegrin Investment Agency **passed** the

**RULEBOOK  
ON THE FORM OF PUBLIC-PRIVATE PARTNERSHIP CONTRACT IMPLEMENTATION REPORT**

**Article 1**

Pursuant to Article 91 paragraph 2 of the Law on Public-Private Partnership (hereinafter: “Law”), the contracting authority shall submit a report on the implementation of the public-private partnership contract on Form 1, which is an integral part of this Rulebook.

The contracting authority shall submit the information referred to in paragraph 1 of this Article by the 15th of the first month after the end of the six-month period.

**Article 2**

Pursuant to Article 18 paragraph 1 item 5 of the Law, the Montenegrin Investment Agency (hereinafter: “Agency”) shall monitor the status and dynamics of implementation of public-private partnership projects and prepare a report on fulfilment of obligations under public-private partnership contracts in accordance with Article 91 paragraph 6 of the Law, based on the information from the contracting authority referred to in Article 1 of this Rulebook.

**Article 3**

The contracting authority shall also submit information on the implementation of public-private partnership contracts to the Agency on the basis of a special request in accordance with Article 91 paragraph 4 of the Law.

The contracting authority shall be responsible for the accuracy of the information on the implementation of public-private partnership contracts submitted to the Agency.

**Article 4**

The contracting authority shall deliver the completed Form 1 referred to in Article 1 of this Rulebook as a registered mail item with return receipt, as well as electronically to the indicated e-mail address of the Agency.

**Article 5**

This Rulebook shall be published in “Official Gazette of Montenegro”, and shall enter into force on 6 July 2020.

Number: 08-078/20-22/12

Podgorica, 1 June 2020

**PRESIDENT OF THE COUNCIL  
Ljubo Knežević**

**FORM  
OF PPP PROJECT IMPLEMENTATION REPORT**

1. SUBJECT MATTER AND TITLE OF PPP CONTRACT/PROJECT		
2. PUBLIC PARTNER (name, address, TIN <sup>1</sup> )		
3. PRIVATE PARTNER/SPV (name, address, TIN <sup>2</sup> )		
4. CONTRACT TERM		
5. WAS THE FINANCING AGREEMENT CONCLUDED	(date)	
6. CONSTRUCTION PHASE	(starting date and status)	
7. MANAGEMENT PHASE	(starting date)	
8. IS THERE A DISPUTE BETWEEN THE CONTRACTING PARTIES, OR WITH THIRD PARTIES OR LEGAL ENTITIES WHICH MAY AFFECT THE CONTRACT IMPLEMENTATION	(If there is one, explain the reasons)	
9. IF THERE IS A DISPUTE, HAS DISPUTE SETTLEMENT PROCEDURE BEEN INITIATED	(Explain the current status of dispute settlement)	
10. IS THERE PAYMENT OF CONTRACTUAL PENALTIES OR REDUCTION OF CONTRACTED FEES DUE TO NON-FULFILMENT OF CONTRACTUAL OBLIGATIONS	(Explain the reasons for payment of contractual penalties and the current status)	
11. OTHER NOTES		

- INFORMATION ON PAYMENT OF THE CONTRACTUAL PENALTY IN FULL REFERRED TO IN ARTICLE 86 OF THE LAW ON PUBLIC-PRIVATE PARTNERSHIP

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- INFORMATION FROM THE CONTROL OF THE PRIVATE PARTNER'S WORK

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<sup>1</sup> If applicable

<sup>2</sup> If applicable

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- INFORMATION ON OPERATIONS AND FULFILMENT OF OBLIGATIONS OF THE PRIVATE PARTNER/SPECIAL PURPOSE VEHICLE

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- INFORMATION ON PERFORMANCE OF CONTRACT WITH SUBCONTRACTORS ENTERED INTO BY THE PRIVATE PARTNER, ON THE BASIS OF THE PUBLIC-PRIVATE PARTNERSHIP CONTRACT

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- INFORMATION ON REGULAR FULFILMENT OF OTHER MATERIAL CONTRACTUAL OBLIGATIONS

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- INFORMATION ON POSSIBLE EARLY INDICATION OF CONTRACTING PARTIES' INTENTION TO MAKE POTENTIAL CONTRACT CHANGES THAT COULD AFFECT THE PUBLIC PARTNER'S FINANCIAL POSITION, AS WELL AS CHANGES TO STATISTICAL TREATMENT OF CONTRACT

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- INFORMATION ON STATUS CHANGES IN SPV OR COMPANY
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- OTHER NOTES

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Authorized person of the contracting authority/public partner

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(L.S.)