

COMPLIANCE MATRIX (Serbia)

Treaty	Treaty Requirement	Self assessment			Relevant legislation and institutional framework in place ¹	Difficulties in implementing specific requirements ²
		Not implemented	Partially implemented	Fully in compliance		
	Criminalization of Offences/and Provision of:	Yes/No	Yes/No	Yes/No		
CoE Criminal Law Convention on Corruption	Active and passive bribery ³ (Subjects that are covered by bribery are: public officials, civil servants, public procurement staff, judiciary staff, attorneys in law, medical staff, educational staff and sport workers.)			Yes	Criminal Law of the Republic of Serbia ("Official Journal of RS", No. 67/03)	
	Money-laundering of proceeds from corruption			Yes	Anti-money Laundering Law ("Official Gazette of FRY", No. 53/01)	
	Accounting corruption related offences			Yes	Criminal Law of the Republic of Serbia ("Official Journal of RS", No. 67/03)	
	Effective and dissuasive sanctions and measures			Yes	Criminal Law of the Republic of Serbia ("Official Journal of RS", No. 67/03)	
	Legal entities criminal and non-criminal liability	No		Yes	Law on Economic Offences ("Official Gazette of FRY", No. 64/01)	
	Liability of legal persons	No				Working group for drafting Law on anti-corruption body is established.
	Setting up of specialised anti-corruption bodies					
	Protection of collaborators of justice			Yes	Criminal Procedure Code ("Official Journal of RS", No. 58/04) (Special Law on Protection of Collaborators of justice is in the Parliamentary procedure and it is expected to be adopted to de end of year.)	
	Investigating or prosecuting authorities, gathering of evidence and confiscation of proceeds			Yes	Criminal Procedure Code ("Official Journal of RS", No. 58/04)	

¹ When applicable please only provide the Law/Act title, Nr. and date of entry into force

² Please list the specific areas/notions

³ Please note that which subjects are covered by active and passive bribery (i.e., public officials, international officials, private sector etc)

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		Not implemented	Partially implemented	Fully in compliance		
	International co-operation: mutual assistance, extradition & provision of information during proceedings re: corruption offences			Yes	Criminal Procedure Code ("Official Journal of RS", No. 58/04)	
CoE Civil Law Convention on Corruption	Provision of: compensation for damage	Yes/No	Yes/No	Yes/No		
	liability (including State liability for acts of corruption committed by public officials);	No		Yes	Law on Obligations ("Official Gazette of FRY", No. 44/99) and Criminal Procedure Code ("Official Journal of RS", No. 58/04)	
	contributory negligence: reduction or disallowance of compensation, depending on the circumstances			Yes	Law on Obligations ("Official Gazette of FRY", No. 44/99)	
	validity of contracts;	No				
	protection of employees who report corruption	No				
	clarity and accuracy of accounts and audits			Yes	Law on Accounting and Auditing ("Official Journal of RS", No. 55/04)	
	acquisition of evidence			Yes	Civil Procedure Code ("Official Journal of RS", No. 125/04)	
CoE Additional Protocol to the Criminal Law Convention on Corruption	court orders to preserve the assets necessary for the execution of the final judgment and maintenance of status quo pending resolution			Yes	Law on Executive Procedure ("Official Journal of RS", No. 125/04)	
	international co-operation			Yes	Civil Procedure Code ("Official Journal of RS", No. 125/04)	
	Provision of: measures to establish, as criminal offences, the active and passive bribery of domestic and foreign arbitrators and jurors			Yes/No		
	Provision of: Preventive measures	Yes/No	Yes/No	Yes/No	Criminal Law of the Republic of Serbia ("Official Journal of RS", No. 67/03)	
		No				

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UN Convention against Corruption	Criminalization and law enforcement			Yes	Basic Criminal Law ("Official Journal of RS", No. 39/03) and Criminal Law of the Republic of Serbia ("Official Journal of RS", No. 67/03)	
	International cooperation			Yes	Criminal Procedure Code ("Official Journal of RS", No. 58/04)	
	Asset recovery			Yes	Criminal Procedure Code ("Official Journal of RS", No. 58/04)	
	Technical assistance and information exchange			Yes	Law on Internal Affairs ("Official Journal of RS", No. 106/03)	