

PROPOSAL

Pursuant to Article 77, paragraph 7 of the Law on International and Temporary Protection of Foreigners (Official Gazette of Montenegro 2/17), the Government of Montenegro, at its session of XXX, adopted

DECREE on the AMOUNT OF FINANCIAL ASSISTANCE FOR ASYLEES AND FOREIGNS GRANTED SUBSIDIARY PROTECTION

Article 1

This decree stipulates that the financial assistance for asylees and foreigners with subsidiary protection (hereinafter referred to as "foreigners") is in accordance with Article 77 of the Law on International and Temporary Protection of Foreigners.

Article 2

The financial assistance referred to in Article 1 of this Decree shall be given as a monthly financial allowance.

Article 3

The amount of monthly financial assistance referred to in Article 2 of this Decree shall be as follows:

- € 66.68 for an individual;
- € 80.08 for a family with two members;
- € 96.11 for a three-member family;
- € 113.47 for a family with four members;
- € 126.77 for a family with five or more members.

Article 4

The amount of financial assistance is adjusted semi-annually (on January 1 and July 1 of the ongoing year) taking in consideration changes in the costs of living and average earnings of employees in the territory of Montenegro based on the statistical data for the previous half-year in percentage. The percentage is calculated as the sum of half of the percent of growth/decline in living costs, and the sum of half of the percent of growth/decline in earnings.

By way of derogation from paragraph 1 of this Article, if the percentage representing sum of half of the percent of growth/decline in living costs, and a sum of half of the percent of growth/decline in earnings resulted in a negative adjustment, the amount of financial assistance shall not be adjusted.

The act on adjustment of monthly financial benefits is issued by the competent state administration body.

Article 5

The request for financial assistance referred to in Article 2 of this Decree shall be submitted to the competent Center for social work (hereinafter: the Center).

To receive the financial assistance referred to in Article 2 of this Decree, the foreigner shall attach an ID document issued by the state administration body competent for internal affairs.

Article 6

The Center is obliged to issue and submit a decision on the request no later than eight days after receiving the duly submitted request.

The decision on the appeal against the decision of the Center shall be made by the body competent for social welfare affairs, within 15 days after the appeal is submitted.

Article 7

This Decree shall enter into force on the eighth day following its publication in the Official Gazette of Montenegro

Number:
Podgorica, XX December 2017

Government of Montenegro
President,
Duško Marković

EXPLANATORY STATEMENT

The legal basis for the adoption of this Decree is contained in Article 77, paragraph 7 of the Law on International and Temporary Protection of Foreigners (Official Gazette of Montenegro 2/17).

This decree prescribes the amount of financial assistance to asylees and foreigners granted subsidiary protection.

Article 77 (1) of the Law provides that asylees and foreigners granted subsidiary protection shall be provided with adequate accommodation and financial assistance for two years starting from the date on which the international protection was granted.

Paragraph 7 of the aforementioned Article stipulates that the amount of financial assistance shall be determined by the Government.