

Pursuant to Articles 12 and 49 of the Law on Non-Governmental Organizations ("Official Gazette of Montenegro", No. 037/17 from 14 June 2017) and under the provisions of the Statute of the NGO "Human Rights Action", at the General Assembly session held on 15th of March, 2019, the amendments to the Statute were adopted, so the amended Statute now reads as following

STATUTE

of NGO Human Rights Action

Article 1

Status

The Human Rights Action is a non-governmental organization acting on principles of non-partisan and non-profit engagement in affirmation of public interest.
Human Rights Action has status of legal person according to law.

Article 2

Goals

The main goals of the Human Rights Action (hereinafter: "Organization") are:

- o contribution to the realization of human rights and freedoms of:
 - children, young people, women, elderly persons, single parents;
 - persons with disabilities;
 - members of minorities and other ethnic minorities;
 - war crimes victims;
 - victims of torture and other ill-treatment;
 - persons at risk of social exclusion;
- o promotion of international standards of human rights in Montenegro and in the region of the South-East Europe,
- o active action on the promotion of idea of human rights issues in area of legislation, culture, education and other practices of state authorities;
- o protection of human rights of individuals before domestic and international authorities;
- o providing legal assistance to victims of human rights violations.

Article 3

Activities

For the purpose of achieving the Organization's goals, the main activities are:

- o monitoring and evaluating of activities of governmental and other bodies in human rights area;
- o monitor and evaluate the degree of compliance of international standards that bind Montenegro;
- o monitoring and evaluating the degree of compliance with the recommendations of international bodies in relation to Montenegro;
- o elaborating and publishing of the reports, studies and analyses on current conditions in the area of human rights,
- o organizing, either independently or in collaboration with other organizations of the meeting of experts, seminars and other forms of exchange information and education on issues which are defined by aims in Article 2 of this Statute,
- o deals with publishing activities and publication of publications in accordance with Articles 1 and 2 of this Statute;
- o publishing activities in line with the scope of organization,
- o cooperation with other organizations, universities and expert organizations in country and abroad, with similar or identical goals,
- o organization of legal aid to victims of violation of human rights.

Article 4

Name and Seat

The name of the Organization is „**Human Rights Action**“.

The name and the summary name on English is: **Human Rights Action, HRA**.

The official summary name of the Organization is **HRA**.

The Organization has its headquarters in Podgorica, at the address: "Boulevard Svetog Petra Cetinjskog 130/VII".

The Organization is active in the territory of Montenegro and, if necessary, operates internationally.

Article 5

Stamp and sign

The Organization has the stamp and official stamp.

The stamp of the Organization is of a round shape with the name „Akcija za ljudska prava“ and in the middle of the stamp is HRA.

The Organization has its own logo.

The outlook and content of the logo of the Organization is determined by the decision of the Organization's General Assembly.

Article 6

Membership and termination of membership in the Organization

A member of the Organization may become anyone who accepts the aims and Statute of the Organization, upon recommendations of at least three members.

The decision on admission to membership is made by the General Assembly of the Organization by majority of votes.

A register is kept on the records of the members of the Organization.

The membership is acquired by signing the accession document.

A member can resign from membership by providing a written statement of resignation.

Membership in the Organization shall be terminated also on the basis of a decision of the General Assembly in case of non-compliance with the provisions of the Statute and violation of the reputation of the Organization, unjustified inaction of member or action contrary to the objectives of the Organization.

Any member may submit initiative for exclusion of another member from the Organization.

A member must be allowed to comment on the reasons provided in the initiative for exclusion of him/her from the Organization.

Article 7

Rights and obligations of members

A member of the Organization has the right to:

- Equal participation with other members of the Organization in implementing the aims of the Organization;
- Participation in passing a decision of the General Assembly and other bodies of the Organization;
- To elect and be elected in the bodies of the Organization;
- To be timely and completely informed on the work and activities of the Organization.

A member of the Organization is obliged to:

- Actively contribute to implementation of the aims of Organization;
- Participate in the activities of the Organization according to his/her interests;
- Work in other activities which are attributed to him/her according to his/her role in the implementation of the aims of the Organization.

Article 8

The Bodies of the Organization

The Bodies of the Organization are:

- The General Assembly and
- The person authorized to represent the Organization.

Article 9

The General Assembly

The General Assembly is the highest governing body of the Organization.

The General Assembly consists of members of the Organization.

The General Assembly is convened on a regular basis during the year.

An extraordinary session of the Assembly may be scheduled upon a reasoned proposal of:

- a) the Director of the Organization;
- b) at least one third of the membership of the General Assembly,
no later than 30 days from the day of submitting the request for its convocation.

The session of the General Assembly is convened by a written notice on the place and time of the maintenance and the draft agenda. The session is chaired by a person who, by public vote, is elected at the beginning of the session.

Article 10

Competence and decisions of the General Assembly

The General Assembly:

- Adopts the plan and program of operation,
- Adopts the Statute and its amendments,
- Elects and dismisses a person authorized to represent the Organization,
- Establishes, Abolishes, Elects and Dismisses other organs of the Organization;
- Decides on participation of the Organization in alliances and other forms of association of the Organization;
- Adopts the work plan for the next year and the report on the work for the previous calendar year;
- Adopts the annual financial report;
- Decides to change the purpose and activities, terminate the work and distribute the remaining assets of the Organization;
- Decides on other issues for which the Statute does not determine the competence of other bodies of the Organization.

The General Assembly can bring the decision if at least $\frac{1}{2}$ of members are present.

The General Assembly can decide by plurality of votes of present members.

The initiative for initiating the process of amending the Statute can be initiated by each member of the General Assembly, as well as by the Executive Director.

If the General Assembly could not be held due to a lack of quorum, it will be re-convened within seven days, with the same agenda.

Article 10a

Decision making

The General Assembly decides by a public vote.

Public voting is done by raising a hand or declaring it by means of a member's nominal call.

The General Assembly decides by a secret ballot on certain issues, when at least one half of the members of the Organization require it.

Secret voting is done through ballot papers.

An absent member may vote in writing.

A letter by which an absent member votes on issues from the agenda is valid and shall be taken into consideration if the letter is received by the General Assembly before the beginning of its session.

The Chairperson is obliged to inform the members in attendance on how the absent member had voted.

Article 10b

Exclusion of voting rights

A member of the General Assembly cannot vote on the following issues:

- Exemption from certain obligations and responsibilities of that particular member;
- Determination of the requirements of the General Assembly in relation to that particular member;
- Initiation and withdrawal of a dispute against that particular member;
- Upon matters in which their property interests, the interests of their spouse or relatives to the third degree may be contrary to the interests of the Organization, or to matters relating to a legal person controlled by them, or in which they have a property interest.

The legal affairs referred to in this paragraph must be concluded at a market value, or under the conditions most favorable to the Organization.

- In other cases when that member has an interest conflicting the interests of the Organization.

The General Assembly shall decide when the interest of the member referred to in paragraph 5 of this Article is contrary to the interest of the Organization.

Excluding the voting rights of members relates only to the question causing the exclusion.

Article 10 c

Minutes on the work of the General Assembly

The General Assembly keeps record on the work of its every session.

Basic data on the session of the General Assembly is entered in the minutes, and in particular:

- The place and date of the session,
- The Agenda,
- The names of members present,
- The name of the chairperson,
- The name of the registrar,
- The course of work, in particular issues discussed, names of persons who participated in the discussion and a summary of the content of their presentation,
- The result of voting on certain items on the agenda,
- The Chairman's recording of decisions,
- The separate opinions of the members,
- The time when the session ended.

Each decision of the General Assembly shall be recorded in the minutes.

Evidence of convening the General Assembly shall be attached to the minutes.

The minutes shall be signed by the Speaker of the General Assembly and the Registrar. Members of the General Assembly have the right to review the minutes of its composition and the signing of the Chairman and Registrar. The minutes of the General Assembly's work are kept in the archives of the Organization, as a document of permanent value.

Article 11

A person authorized to represent

(Executive Director)

A person authorized to represent the Organization is elected by a decision of the General Assembly of the Organization for a mandate of 4 (four) years.

The decision on appointment also determines the day of taking the function of the Executive Director of the Organization.

Article 12

Competences of a person authorized to represent the Organization

The person representing the Organization:

- Is authorized to conclude contracts and undertake other legal actions on behalf of the Organization;
- Is responsible for the legality of work of the Organization;
- Runs the affairs of the Organization in accordance with the decisions of the General Assembly;
- Submits to the General Assembly a proposal of the annual financial report;
- Decides to initiate the procedure for amendment of the Statute, by its own initiative or at the request of at least five members of the Organization, and prepares a proposal for amendments to the amendment submitted to the General Assembly for adoption;
- Performs other activities in accordance with the law, statute and other acts of the Organization.

Article 12a

Responsibility of a person authorized to represent

The person representing the Organization is responsible for his/her work to the General Assembly and reports periodically to it.

For each session of the General Assembly, the person representing the Organization is obliged to submit a report on his/her work for the period between two sessions.

Article 12b

Dismissal of a person authorized to represent

The Executive Director may be relieved of functions in the following cases:

1. If there are losses in the operations of the Organization;
2. If, by unconscientious or unprofessional work or overstepping of authority, he/she causes damage to the Organization, or if damage could have resulted from his/her actions;
3. Because of the inability to organize and executed entrusted tasks and tasks from his/her scope of competence.

The General Assembly of the Organization decides about the dismissal of the Executive Director.

The decision of the General Assembly of the Organization on the dismissal of the Executive Director is final.

Article 13

The publicity of work

The work of the Organization is public.

The Executive Director of the Organization is responsible for regular information of members and the public about the work and activities of the Organization, either directly or through internal publications or through press releases, as well as by publishing the annual financial report and other data of importance for the work of the Organization on its website.

Article 14

Duration and termination of the Organization

The Organization is established for an indefinite period of time.

The decision on termination of the Organization may be taken by the General Assembly upon the proposal of the Executive Director or one third of members by a two-third majority vote of the total number of members.

Article 15

Property

The property of Organization may be acquired by membership, voluntary contributions, presents, financial subventions, interest on deposits, by heredity, by dividend, by donations of legal and natural persons from the country and abroad in accordance with the law.

In case of termination of the Organization, its property will be given back to donors according to valid agreements and the remaining property will be distributed to other organizations in accordance with the decision of the General Assembly.

Article 16

Transitional and final provisions

The Law on Non-Governmental Organizations will directly regulate all issues not regulated by this Statute.

Article 17

Entering into force

This Statute will enter into force by the day of its adoption by the General Assembly.

By the entry into force of this Statute, the Statute of the Human Rights Action of 16 July 2012 ceases to be in force.

In Podgorica, 15 March 2019

Chairman of the General Assembly



Dragan Prelević