

Belgrade, December 24<sup>th</sup> 2009

The Management Board of the Association of Public Prosecutors and Deputy Public Prosecutors of Serbia had its extraordinary meeting, held on December 24<sup>th</sup> 2009 regarding the recently announced results of the election for public prosecutors and deputy public prosecutors. Beside the Board members, present at the meeting were also other members of the Association, prosecutors and deputy prosecutors who are not members of the Association and representatives of the media. At the meeting the following conclusions were brought.

The Association of Public Prosecutors and Deputy Public Prosecutors of Serbia acknowledges that the present number of prosecutors and deputy prosecutors is inefficient for the basic functioning of the prosecution offices, considering the extent of responsibilities and enlargement of jurisdiction. Therefore it is necessary for the State Prosecutorial Council to increase the systematization and according to it schedule new elections for deputy public prosecutors. After increasing the systematization, we suggest that during the evaluation of Applications, State prosecutorial Council should first evaluate the applications of those who have not been re-elected during this last election.

The Association of Public Prosecutors and Deputy Public Prosecutors of Serbia suggests that the State prosecutorial Council should:

1. Announce the list of all prosecutors and deputy prosecutors who have not been elected.
2. Clarifies in what way the criteria from the Regulations on the criteria and standards for assessing competence, capability and worthiness of candidates for holders of prosecutorial function were applied.
3. Announce the data that were used by the State Prosecutorial Council for the decision making process, especially in case of worthiness of the candidates
4. Announce the sources from which these data were gathered.
5. Announce the relevant data on which basis the decision of the election was made for the elected and not elected prosecutors and deputy prosecutors.
6. Give the explanation to every non-elected prosecutor or deputy prosecutor, of the reasons why this particular candidate was evaluated as non professional, incompetent or unworthy, with instructions on legal remedy. Explanation should contain grades for each applied criteria.
7. Allow every non elected prosecutor or deputy prosecutor, on his/hers own request, to see his/her files regarding the election for the function he/she applied for.

The Association of Public Prosecutors and Deputy Public Prosecutors of Serbia will in the future take all further activities together with Judges Association of Serbia and Association of Misdemeanor Judges of Serbia.

on behalf of the Management Board of the Association

President of the Management Board

Mr Goran Ilić, PhD