

AMENDMENTS TO THE CUSTOMS LAW OF MONTENEGRO

- where the possibility is provided for natural persons recognized as having the legal status of a legal person.

“Person established in Montenegro” shall mean:

- in the case of a natural person, a person who has their permanent residence in Montenegro;
- in the case of a legal person, a person whose central headquarters (in the case of a company), or a permanent place of business (in the case of a company), is in Montenegro.

“Foreign person” shall mean:

- a natural person who is not a citizen of Montenegro;
- in the case of a legal person, a person whose central headquarters (in the case of a company), or a permanent place of business (in the case of a company), is outside Montenegro.

2. After Article 6, new Article 7 shall read:

Any foreign person who participates in customs procedures as an importer of record, or a customs broker, or a customs agent, who shall fulfill all the obligations of an importer of record.

Foreign person may appoint a representative in Montenegro, or a natural person who is established in Montenegro, who shall assume full responsibility for the foreign person in relation to customs regulations.

The purpose of amendments to the Customs Law (Official Gazette of the Republic of Montenegro, No. 7/02, 38/02, 72/02, 21/03, 29/05 i 66/06), ~~was~~ *inter alia*, to include provisions that would enable person not established in Montenegro to be an importer of record in the procedure before the customs authorities. This translation comprises only the relevant provisions that define “persons” and those that provide for the rights of persons not established in Montenegro (foreign persons) to participate in customs procedures. Montenegro believes that these provisions resolve the issue of “importer of record” raised by a Member.

Customs agent shall be culpable for any ~~offe~~ ~~offe~~ committed in the ~~pro~~ ~~pro~~cedures where he acts as an agent.

The customs authority shall keep records on customs agents.