

Pursuant to article 88 item 2 of the Constitution of the Republic of Montenegro I pronounce

**EDICT  
ON PROMULGATING THE LAW ON EDUCATIONAL INSPECTION**

This is to promulgate the Law on Education Supervision, adopted by the Parliament of the Republic of Montenegro, at the third meeting of the second regular session in 2004, on 23rd December 2004.

Number: 01-1674/2  
Podgorica, 27th December 2007

President of the Republic of Montenegro,

**Filip Vujanović**

**THE LAW  
ON EDUCATIONAL INSPECTION**

*The Law was published in »Official Journal of the Republic of Montenegro«,  
number 80/2004 dated 29th December 2004*

**Enforcement of the Law**

Article 1

Inspection superintendence in view of observing law, other regulations and general acts in the institutions in fields of: preschool education, elementary education, general high school education, vocational education, high education and science, education of persons with special needs, adults education and students' standard (hereinafter: institutions), shall be exercised by the ministry competent for the affairs of education and science.

**Exercising of the inspection superintendence**

Article 2

Inspection superintendence from article 1 of this law shall be exercised directly by the educational inspectors (hereinafter: inspector).

**Duties and authorizations of an inspector**

Article 3

An inspector shall have a duty and authorization to exercise the superintendence over:

- 1) organization of educational work in the institution (organizing of teaching by classrooms, or groups; number of teaching hours per week; distribution of teachers by subjects; number of students in the classroom, or of children in the group; achieving of educational work in accordance with the educational curriculum and school calendar; working time of teachers and associates; implementation of compulsory elementary education, etc);
- 2) founding, registration in Central Register of the Commercial Court, beginning of work, status changes, organization of branch institution, or educational unit, as well as the control of the implementation of the procedure of prohibition and cessation of work of an institution;
- 3) use of readers and other teaching means, except for the institutions of high education;
- 4) enrollment, rights and duties of children, students and attendees of education;
- 5) enrollment, rights and duties, cessation of the status of student and expelling of student;
- 6) manner of assessment and advancement of student pursuant to law, other regulation and educational curriculum;
- 7) use of commendations, awards and educational measures toward students;
- 8) manner of implementing the teacher-trainee work period and the procedure of sitting for the professional exam;
- 9) enforcement of regulations on specialization and promotion of teachers;
- 10) enforcement of regulations on selection in academic and scientific titles;
- 11) work of professional bodies, managing bodies and leadership of institution, except for the institution of high education;
- 12) keeping of the prescribed records and documentation and the issuing of public documents in the institution;
- 13) enforcement of normatives and standards, pursuant to law;
- 14) manner of forming the council of parents and students' association in an institution;
- 15) manner of organizing in students' collectives;
- 16) performing of educational activity on basis of a concession;
- 17) preparing of students as a basic or additional activity of teachers;
- 18) procedure of adoption and enforcement of general acts of the institution;
- 19) collecting of charges, tuition-fees, and other charges paid by children, students and attendees of education;
- 20) other affairs set forth by the law.

### **Administrative Measures and Activities**

#### Article 4

Should the inspector in the procedure of educational superintendence find that the law or some other regulation has been violated or that prescribed

standards or normatives are not observed, in addition to administrative measures set forth by the Law on Inspection Superintendence, the inspector shall:

- 1) temporarily prohibit exercising of educational work to the teacher that does not meet the requirements prescribed in respect of the profile of qualification, as well as to the teacher who has violated work duties for which measure of cessation of labor relation has been set forth by the General Law on Education;
- 2) propose for discharge the principal of the institution in cases set forth by the General Law on Education;
- 3) stop and cancel the enrollment of children, students and attendees of education that is not performed in harmony with law and other regulation;
- 4) stop sitting of the exams that are not performed in harmony with law and other regulation and order to competent body of the institution to annul the exams and public documents issued on basis of those exams;
- 5) order the elimination of established irregularities in the procedure of promotion of teachers, or selection in academic title;
- 6) order to institution forming of mark according to the finding of commission for assessment of knowledge of the students, in harmony with law;
- 7) order the elimination of established irregularities in the procedure of establishing marks and success of students, in harmony with law;
- 8) order to an institution the extension of a school year, in harmony with law;
- 9) order to an institution to organize in cases set forth by the law preparation of students for sitting for the grade exams.

### **Cessation of Validity**

#### Article 5

As of the day of coming of this law into force the Law on Educational Superintendence (»Official Journal of the Republic of Montenegro«, number 20/95) shall cease to be valid.

### **Coming into Force**

#### Article 6

This law shall come into force on the eighth day as of the day of its publishing in »Official Journal of the Republic of Montenegro«.