

*ALAC Initiative:*

**TS has made an initiative for the Ministry of Economy to launch a procedure to amend the Law on Public Enterprises that would specify the provisions concerning the conditions to be met by a supervisory board member of a public enterprise or to prescribe an obligation to establish the criteria for determining expertise of board members by an executive act.**

*ALAC case:*

This initiative is related to the initiative ALAC 1. On November 16, 2016, an anonymous citizen contacted Anti-corruption organization Transparency Serbia. He expressed doubt that certain members of the supervisory board of Public Utility Enterprise Paracin are not eligible for their functions, as stipulated by the Law on Public Enterprises. In regards to this specific case, TS launched a special initiative to make the information on supervisory boards publicly available. Upon reviewing these information and the information on supervisory board members in several other companies, TS concluded that the published information was not sufficient to unambiguously determine whether the supervisory board members meet the condition of the Section 18 of the Law on Public Enterprises. Several supervisory board members and the founders were requested to present a document that shows the criteria used to determine that members meet the set requirements. For one of the cases, the requested document was submitted in the form of applicant's statement that her or she possessed the required competences. Based on other responses ("we are not in the possession of such document," "that was determined by the founder", etc.), we concluded that there is no procedure for determining whether applicants meet the requirements, and therefore, an initiative has been made to better regulate this area.