

MEMORANDUM OF AGREEMENT
BETWEEN
THE MINISTRY OF DEFENCE
OF THE REPUBLIC OF SLOVENIA
AND
THE MINISTRY OF DEFENCE
OF MONTENEGRO
ON THE EDUCATION
AND TRAINING
OF A MEMBER
OF THE MONTENEGRIN ARMY
AT THE SENIOR STAFF MILITARY EDUCATION
AND MASTER'S STUDY
IN THE REPUBLIC OF SLOVENIA

The Ministry of Defence of the Republic of Slovenia

and

The Ministry of Defence of Montenegro,

hereinafter referred to as 'the participants',

have upon considering the provisions from

the Agreement between the Parties to the North Atlantic Treaty and other states, which participate in the Partnership for Peace with regard to the status of their forces (hereinafter referred to as PfP SOFA), which was signed in Brussels on 19 June 1995,

and upon considering

the provisions from the Agreement between the Government of the Republic of Slovenia and the Government of Montenegro on Co-operation in the Field of Defence concluded in Ljubljana on 18 June 2007,

anxious to develop a co-operation between the Government of the Republic of Slovenia and the Government of Montenegro in the field of defence

agreed on:

Article 1

Definitions of terms

The terms applied in this Memorandum have the following meanings:

- a) 'the host state' shall mean the Republic of Slovenia represented by its Ministry of Defence, which has accepted the obligation to receive and temporarily host the forces determined in Point a, which will operate in or pass through its territory,
- b) 'the sending state' shall mean Montenegro represented by its Ministry of Defence, and which outside of its own borders employs forces for education and training,
- c) 'the candidate' is a member of the military forces of the sending state, who is being referred to the host state for education and training,
- d) 'education and training' shall include participation at the Slovenian Language Course and participation at the Senior Staff Military Education,
- e) 'support of the host state' shall mean the civil and military support of the host state to the visiting force at the implementation of the education and training.

Article 2

Subject of the Memorandum

The subject of the Memorandum is the education and training of one candidate from the Army of Montenegro at the Doctrine, Development, Educational and Training Command and the provision of logistics support on the territory of the Republic of Slovenia between **June 06, 2011 and September 30, 2012.**

Article 3

Purpose and scope

1. The Memorandum shall determine the manner of the education and training implementation, the contents and the conditions for the provision of the logistics support.
2. The Memorandum shall determine the obligations of the participants, the rights and obligations of the candidate, the forms of responsibility and the method of dispute settlement, financial obligations, medical and dental care, the protection of classified information, environmental protection and wearing of the uniform.

Article 4

Support of the host state

The host state shall ensure:

- a) accommodation and food for the candidate at its facilities;
- b) accommodation of the candidate during his study travels in accordance with the training plan outside of the host state;
- c) logistics support to the candidate for the implementation of education and training, which will be defined in detail in the Command Act of the Doctrine, Development, Educational and Training Command;
- d) a mentor;
- e) Internet access at the facilities of the host state.

Article 5

Obligations of the sending state

The sending state shall ensure:

- a) documents for the entry and residence on the territory of the host state;
- b) evidence on the fulfilment of the conditions for the candidate's entry into education and training in accordance with the tender;
- c) assurance of the NATO Personnel Security Clearance at least for level CONFIDENTIAL;
- d) that the candidate is physically and mentally able to complete the education and training, which is demonstrated by a medical certificate, the form of which is imposed by the host state;
- e) timely announcement of the candidate;
- f) supplementary health insurance.

Article 6

Obligations of the candidate

The candidate is responsible for:

- a) compliance with the legislation of the host state;
- b) compliance with the house rules;

- c) compliance with the education and training plan;
- d) fulfilment of the study obligations;
- e) opening of a transaction account in the territory of the host state and the acquisition of a tax ID number.

Article 7

Criminal and damage liability

Criminal liability is asserted in accordance with Article VII of PfP SOFA.

Provisions from Article VIII of PfP SOFA apply for the enforcement of damage liability.

Article 8

Disciplinary liability

In case the candidate violates the obligations from Article 6 of this Memorandum, the host state shall inform the Military Attaché of Montenegro in the Republic of Slovenia on the violation.

The host state may in case of recurring violations from Article 6 of this Memorandum demand from the sending state the return of the candidate into the sending state.

The establishment of the disciplinary liability of the candidate shall be subject to the authority of the sending state.

Article 9

Financial provisions

The host state shall bear the costs of the candidate's education and training, the cost of accommodation and food at its facilities, and the costs of local transport in the territory of the host state for the purpose of education and training.

The sending state shall cover the costs of international transport upon the arrival and the departure of the candidate to education and training, and the costs of supplementary health insurance.

Article 10

Medical and dental care

The host state is obliged to ensure emergency health and dental care in accordance with Point 5 of Article IX of PfP SOFA.

Article 11

Protection of classified information

Classified information, documents and material exchanged under this Memorandum are protected in accordance with the national law of the host state. The manner of the classified information exchange and the measures for its protection shall be determined with a special international agreement concluded prior to the exchange of such information.

The participants shall assign classified information, documents and material adopted in this Memorandum a level of classification which is not lower than that determined by the sending state.

The participants shall ensure that all documents, material and technology exchanged under this Memorandum shall be used exclusively for the purpose of the preparation of the final assignment.

The host state shall reserve the right to prevent the candidate from participating in individual activities of education and training if the competent authorities of the host state determine that the classified information in question is not subject to exchange.

Article 12

Environmental protection

The candidate shall comply with the regulations which govern the environmental protection and which are valid in the territory of the host state.

Article 13

Wearing the uniform and carrying weapons

The candidate shall wear the uniform (battle dress, service dress, ceremonial uniform) at the military facilities of the host state in accordance with Article V of PfP SOFA; in all other cases, he shall wear civilian dress.

The candidate does not require a personal weapon when participating in the education and training.

Article 14

Dispute resolution

All disputes proceeding from the interpretation or application of this Memorandum shall be resolved through consultation among the participants themselves, without the involvement of any national or international court or third party.

Article 15

Supplements and amendments

This Memorandum shall be subject to modification at any time after the participants' written agreement under the procedure valid for the conclusion of this Memorandum.

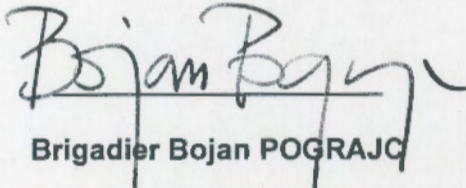
Article 16

Entry into force, validity, signature

The Memorandum shall enter into force on the date of the last signature and shall remain valid until the departure of the member of the sending state from the territory of the host state, except for the financial provisions, which are valid until the settlement of all unpaid invoices and claims.

Signed in Maribor on 3rd June 2011 in two copies in English. Each participant receives one copy.

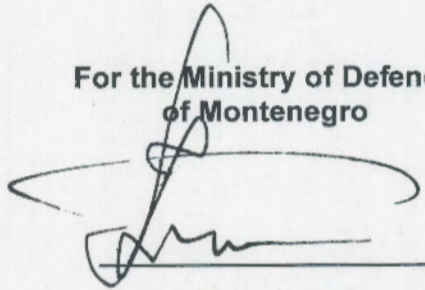
**For the Ministry of Defence
of the Republic of Slovenia**



Brigadier Bojan POGRAJC

Commandant of the Doctrine, Development,
Education and Training Command

**For the Ministry of Defence
of Montenegro**



Captain (Navy) Branislav KEKOVIĆ

Military Attaché