

"Official Gazette of the Republic of Serbia", No.72/2010

On the basis of Article 123, item 3 of the Constitution of the Republic of Serbia ("Official Gazette of the Republic of Serbia", No.98/06), Article 42, paragraph 1 of the Law on the Government ("Official Gazette of the Republic of Serbia", No. 55/05, 71/05 - corrigendum, No. 101/07 and 65/08), and in connection with Article 5 and 11 of the Law on the organizational bases of the security services in the Republic of Serbia ("Official Gazette of the Republic of Serbia", No. 116/07), Article 2 of the Law on the Security Information Agency ("Official Gazette of the Republic of Serbia", No. 42/02 and 111/09), Article 6 of the Law on the Military Security Agency and the Military Intelligence Agency ("Official Gazette of the Republic of Serbia", No. 88/09), Article 10 paragraph 1 item 7 of the Law on the Police ("Official Gazette of the Republic of Serbia", No. 101/05 and No. 63/09) and Article 2 and Article 53, paragraph 1 of the Law on the Serbian Armed Forces ("Official Gazette of the Republic of Serbia", No. 116/07 and 88/09),

The Government hereby passes the following

DECREE
on the assignment of jobs for the security
protection of particular
persons and facilities

Article 1

This decree shall regulate in detail jobs for the security protection of particular persons and facilities in the country and abroad which are directly performed by the Ministry responsible for internal affairs, the Security and Information Agency, the Military and Security Agency, the Military Police and the Serbian Armed Forces units (hereinafter: the authorities responsible for the security protection).

Article 2

The persons referred to in Article 1. of this decree are as follows:

- The President of the Republic;
- The President of the National Assembly;
- The Prime Minister;
- The Minister of Foreign Affairs;
- The Minister of Defence;
- The Minister of Internal Affairs;
- The Chief of the General Staff of the Serbian Armed Forces;

- The Director of the Security Information Agency;
- The Director of the Military Security Agency;
- The Director of the Military Intelligence Agency;
- The Director of the Police;
- Foreign statesmen - the top ranking office holders during their official visits to the Republic of Serbia, and
- The top ranking judicial office holders and other state officials depending on the threat assessment and recommendation made by the Coordination Bureau for Security Services.

Article 3

The facilities referred to in Article 1 of this Decree are as follows:

- The National Assembly;
- The Secretariat General of the President of the Republic;
- The Government;
- The Ministries, and
- other facilities used by persons referred to in Article 2 of this Decree.

Article 4

Upon the termination of his term of office, the President of the Republic shall be entitled to the security protection according to the separate law.

Article 5

Within the meaning of this Decree, the following persons shall also be entitled to the security protection:

- The President of the National Assembly;
- The Prime Minister;
- The Minister of Foreign Affairs;
- The Minister of Defense;
- The Minister of Internal Affairs;
- The Director of the Security Information Agency;
- The Director of the Military Security Agency;

- The Director of the Military Intelligence Agency;
- The Director of the Police, and
- The Chief of the General Staff of the Serbian Armed Forces.

The duration of the security protection to be provided to the persons referred to in paragraph 1 of this Article shall be six months upon the termination of their respective terms of office, and upon the expiry of that period, according to the threat assessment and recommendation made by the Coordination Bureau for Security Services.

Article 6

Within the meaning of this Decree the security protection jobs shall imply the following:

- counterintelligence protection measures;
- preventive security measures;
- preventive technical measures;
- physical protection measures, and
- preventive medical measures.

Article 7

Within the meaning of this Decree, the counterintelligence measures shall imply the following:

- detecting indicators and duly incapacitating terrorists, extremists, intelligence and other subversive activities of foreign intelligence services, organizations and individuals aimed at threatening persons and facilities referred in Articles 2 and 3 of this Decree;
- participating in assessing, proposing, prescribing and implementing the counterintelligence protection measures, as well as in aligning them with the security protection measures;
- implementing the anti-eavesdropping measures;
- at the request of the security officer in charge of the facility under the security protection, carrying out security vettings for persons to be recruited, appointed or assigned to workplaces and jobs that are protected through counterintelligence measures;
- performance of the counterintelligence protection of workplaces and job positions in cooperation with the security officer in charge of the facility under the security protection.

Workplaces and job positions at which information of interest to the Republic of Serbia marked with a particular classification level is created, drafted, collected, processed, stored, archived and destroyed shall be under the direct counterintelligence protection.

Article 8

The preventive security measures shall include:

- participating in making the threat assessment of the facility under the security protection in cooperation with other services and the security officer in charge of that facility;
- providing professional assistance in determining the manner of storing and using classified information and documents, and
- protecting confidential communications.

Article 9

The preventive technical measures shall imply a set of jobs, tasks and activities undertaken to detect and remove explosive devices, inflammable, radioactive and other hazardous substances, detect and eliminate technical irregularities on devices and installations and preventing a surreptitious or forced entry into facilities and premises, including the functioning of the protected communications system.

Article 10

The physical protection measures shall imply a set of jobs, tasks and activities undertaken to provide security to particular persons and facilities and include the following:

- direct physical protection of particular persons;
- physical protection of specific facilities used permanently or temporarily by particular persons;
- physical protection of route points that are considered sensitive from the security aspect, and
- traffic regulation and provision of security to vehicles under escort.

Article 11

The preventive medical protection measures shall imply a set of jobs, tasks and activities undertaken to detect and eliminate microbiological, chemical and radiological substances that are harmful for health and life of a particular person, and shall include the following:

- carrying out sanitary and technical inspections of particular facilities and employees at such facilities;
- controlling the quality and safety compliance of food products, water and air;
- controlling hygienic conditions relating to transport and storage of food products, and
- undertaking suitable measures and providing adequate and timely health protection of persons referred to in Article 2 of this Decree.

Article 12

The security protection measures referred to in Articles 7, 8, 9, 10. and 11 of this Decree shall be undertaken in accordance with the following:

- threat assessment relating to particular persons and facilities, and
- classification level of the information of relevance to the security protection.

On the basis of the regulations governing this area, the authority responsible for the security protection referred to in Article 1 of this Decree shall determine which security protection measures (in terms of their type, scope and level) shall be implemented at a particular facility under the security protection.

Article 13

According to this Decree the security protection jobs relating to the President of the Republic shall be performed by the following:

- The Military Security Agency and the Security Information Agency - to be responsible for the counterintelligence protection;
- The Ministry of Internal Affairs and the Military Police in cooperation with the specialized institutions - to be responsible for the implementation of the physical protection measures; preventive and technical protection measures, as well as for the implementation of the preventive medical and sanitary protection measures.

Article 14

Under this Decree the jobs referred to in Article 13 of this Decree shall be performed by the authorities stated below in the following manner:

- the counterintelligence protection of facilities under the security protection referred to in Articles 2 and 3 of this Decree shall be performed by the Security Information Agency, except for the Ministry responsible for defence activities for which the counterintelligence protection shall be provided by the Military Security Agency;
- the preventive technical protection of all facilities under the security protection referred to in this Decree shall be performed by the Ministry responsible for internal affairs, and of facilities under the security protection of the Ministry of Defence by the Military Police;

- the physical protection of all facilities under the security protection referred to in this Decree shall be performed by the Ministry of Internal Affairs, and of facilities under the security protection of the Defence Ministry by the Military Police and the Serbian Armed Forces units;
- the preventive medical and sanitary protection of all facilities under the security protection referred to in this Decree shall be performed by the specialized institutions in cooperation with the Ministry of Internal Affairs, and of facilities under the security protection of the Ministry of Defence in cooperation with the Military Police.

In order to serve the needs of the Security Information Agency the Ministry of Internal Affairs shall perform jobs relating to the external physical security of facilities and premises used by that Agency.

Article 15

The competent authorities shall be under obligation to cooperate and exchange information of relevance for security protection of particular persons and facilities.

Article 16

The coordination of activities on the security protection of particular persons and facilities shall be performed by the National Security Council through the Coordination Bureau for Security Services in accordance with the separate law.

Article 17

The persons referred to in Article 2 and security officers in charge of the facilities referred to in Article 3 of this decree shall be under obligation to enable the implementation of the security protection measures.

The authorities responsible for the security protection shall be under obligation to regularly report to the Government and the National Security Council and propose implementation of measures falling within their remit.

Article 18

The heads of the authorities responsible for security protection shall adopt a separate document, regulating in detail the manner of performing and implementing the security protection measures.

The content of the document referred to in Article 1 of this Article shall constitute classified information and as such be protected by general and special protection measures in accordance with regulations on the classified information protection.

Article 19

The Decree on the assignment of security protection jobs that are directly performed by the Ministry of Internal Affairs, the Security Information Agency, the Military

Security Agency and the Military Police ("Official Gazette of the Republic of Serbia, No. 12/09) shall cease to be valid on the date of entry into force of this Decree.

Article 20

This decree shall enter into force on the eighth day from its publication in the Official Gazette of the Republic of Serbia.

Ref. 05 No. 110-7047/2010
Done in Belgrade, 30 September 2010