

AGREEMENT
BETWEEN THE GOVERNMENT OF GEORGIA AND THE GOVERNMENT OF
MONTENEGRO

ON THE READMISSION OF PERSONS RESIDING WITHOUT AUTHORISATION

The Government of Georgia and the Government of Montenegro, hereinafter referred to as the “Contracting Parties”,

having the wish to improve the cooperation between the two Contracting Parties and to assure a more efficient application of rules for movement of persons,

considering the universally recognized norms and principles of international law,

emphasizing that this Agreement does not limit the rights, obligations and responsibilities of Georgia and Montenegro arising from international law and, in particular, from the Convention of 28 July 1951 on the Status of Refugees as amended by the Protocol of 31 January 1967,

desiring to regulate, in accordance with the international practice governing this area and the accepted international obligations, mutual readmission of persons and to determine the conditions for transit of citizens of third States and stateless persons whose entry to or residence in the territory of the State of the other Contracting Party is illegal,

on the basis of an efficient cooperation and principle of reciprocity,

taking into consideration that illegal migration presents a danger to the public security and economic stability of the states of the Contracting Parties,

aware of the fact that restricting illegal migration of persons is part of an overall effort towards European co-operation,

have agreed as follows:

Article 1
Definitions

In the sense of the present Agreement, the next terms mean as it follows:

- a. “*Requesting Contracting Party*” shall mean Contracting Party which submits a readmission or transit application;
- b. “*Requested Contracting Party*” shall mean Contracting Party to which it is addressed the readmission or transit application;



- c. “*Visa*” shall mean an authorisation issued or a decision taken by the competent authorities of Contracting Parties which is required with a view to entry in, stay or transit through its state territory. This shall not include airport transit visa;
- d. “*Residence permit*” shall mean a permit of any type issued by the competent authorities of Contracting Parties entitling a person to reside on its state territory. This shall not include temporary permission to remain on its state territory in connection with the processing of an asylum application or an application for a residence permit;
- e. “*Citizen of Georgia*” shall mean any person who holds the citizenship of Georgia, in accordance with its legislation;
- f. “*Citizen of Montenegro*” shall mean any person who holds the citizenship of Montenegro, in accordance with its legislation;
- g. “*Third-country citizen*” shall mean any person who holds a citizenship other than that of Georgia or of Montenegro;
- h. “*Stateless person*” shall mean any person who does not hold a citizenship of any State;
- i. “*Competent authorities*” shall mean state competent authorities of the Contracting Parties entrusted with the implementation of this Agreement, pursuant with Article 17 (1) of this Agreement;
- j. “*Transit*” shall mean the passage of a third-country citizen or a stateless person through the state territory of the Requested Contracting Party while travelling from the Requesting Contracting Party to the country of destination;
- k. “*Readmission*” shall mean return by the Requesting Contracting Party and admission by the Requested Contracting Party of a person (citizen of the state of the Requested Contracting Party, third-country citizen or stateless person) who do not, or no longer, fulfil the conditions for entry to, presence in, or residence on, the state territories of the Contracting Parties in accordance with the provisions of this Agreement.

Article 2 Readmission of own citizens

(1) At the request of the Requesting Contracting Party, the Requested Contracting Party shall admit without any formalities, other than those provided for in this Agreement, any person who does not fulfil or no longer fulfils the valid requirements for entry to or residence on the sovereign state territory of the Requesting Contracting Party, provided that it is proved or assumed on the basis of *prima facie* evidence that person possesses the citizenship of the Requested Contracting Party.

(2) Requested Contracting Party shall also readmit:

- minor unmarried children of the person mentioned in paragraph 1, regardless of their place of birth or their citizenship, unless they have an independent right of residence in the territory of the State of the Requesting Contracting Party;
- spouses of person mentioned in paragraph 1, holding another citizenship, provided they have the right to enter and stay or receive the right to enter and stay in the state territory of Requested Contracting Party, unless they have an independent right of residence in the territory of the State of the Requesting Contracting Party.

(3) The Requested Contracting Party shall also readmit persons who have lost or who have renounced the citizenship of the state of the Requested Contracting Party after entering the state territory of the Requesting Contracting Party, unless such persons had at least been promised naturalisation by the Requesting Contracting Party.

(4) After the Requested Contracting Party has given a positive reply to the readmission application, the competent diplomatic mission or consular post of the Requested Contracting Party shall, irrespective of the will of the person to be readmitted, not later than within 5 (five) working days after being addressed by the Requesting Contracting Party, issue the travel document required for the return of the person to be readmitted, with a period of validity of at least 45 (forty-five) days. If the Requested Contracting Party has not, within 5 (five) working days after being addressed by the Requesting Party, issued the travel document, it shall be deemed to accept the use of the travel document for foreigners, issued by the Requesting Contracting Party, required for the return of the persons concerned to the Requested Contracting Party. If, for legal or factual reasons, the person concerned cannot be transferred within the period of validity of the travel document that was initially issued, the competent diplomatic mission or consular post of the Requested Contracting Party shall, within 5 (five) working days, extend the validity of the travel document or, where necessary, issue a new travel document with a period of validity of the same duration. If the Requested Contracting Party has not within 5 (five) working days issued the new travel document or extended its validity, it shall be deemed to accept the use of the travel document for foreigners, issued by the Requesting Contracting Party, required for the return of the persons concerned to the Requested Contracting Party.

(5) In case the person to be readmitted holds the citizenship of a third state in addition to Georgian or Montenegrin citizenship, the Requesting Contracting Party shall take into consideration the will of the person to be readmitted to the state of the person's choice.

Article 3

Readmission of third-country citizens and stateless persons

1. The Requested Contracting Party shall readmit, on the basis of application by the Requesting Contracting Party and without further formalities other than those provided for in this Agreement, all third-country citizens or stateless persons who do not, or who no longer, fulfil the legal conditions in force for entry to, presence in, or residence on the state territory of the Requesting Contracting Party provided that it is proved, or may be assumed on the basis of *prima facie* evidence furnished, that such persons:

- (a) hold, at the time of the submission of the readmission application, a valid visa or residence permit issued by the Requested Contracting Party; or
- (b) illegally and directly entered the state territory of the Requesting Contracting Party after having stayed on, or transited through, the state territory of the Requested Contracting Party.

2. The readmission obligation in Paragraph 1 shall not apply, if:

- (a) the third-country citizen or stateless person has only been in airside transit via an international airport of the Contracting Parties; or
- (b) the Requesting Contracting Party has issued to the third-country citizen or the stateless person a visa or a residence permit before or after entering its state territory unless:
 - i. that person is in possession of a visa or a residence permit, issued by the Requested Contracting Party, which expires later, or
 - ii. the visa or the residence permit issued by the Requesting Contracting Party has been obtained by using forged or falsified documents, or by making false statements, or
 - iii. that person fails to observe any condition attached to the visa.
- (c) the third-country citizen or stateless person whose state at the time of entry into the territory of the Contracting Party has a visa-free regime or has concluded a readmission agreement with the Requesting Contracting Party.

3. After the Requested Contracting Party has given a positive reply to the readmission application, the Requesting Contracting Party shall, within 5 (five) working days, issue travel document to person to be readmitted required for expulsion purposes. If it has not, within 5 (five) working days, issued the travel document, it shall be deemed to accept the use of the travel document, issued by the Requesting Contracting Party, required for the return of the persons concerned to the Requested Contracting Party.

Article 4 Readmission Principles

- 1. Subject to Paragraph 2 of this Article, any transfer of a person to be readmitted on the basis of one of the obligations contained in Articles 2 and 3 shall require the submission of a readmission application to the competent authority of the Requested Contracting Party.
- 2. No readmission application shall be needed where the person to be readmitted is in possession of a valid travel document.

Article 5 Readmission application

1. The readmission application shall be submitted in writing or electronically by the competent authority of the Requesting Contracting Party to the competent authority of the Requested Contracting Party via secured communication channels, in particular by fax, e-mail or authorized electronic system. The competent authority of the Requested Contracting Party shall send an acknowledgment immediately upon receiving the readmission application.
2. The Requested Contracting Party shall reply to the readmission application in writing or electronically via secured communication channels, in particular by fax, e-mail or authorized electronic system. In case the readmission application is refused, the reply shall contain respective justification.
3. To the extent possible, the readmission application is to contain the following information:
 - (a) the particulars of the person to be readmitted (e.g. given names, surnames, date and place of birth and the last place of residence) and, where appropriate, the particulars of minor unmarried children and/or spouses;
 - (b) documents on the basis of which the citizenship shall be proven and the indication of the means with which *prima facie* evidence of citizenship, transit, the conditions for the readmission of third-country citizens and stateless persons and unlawful entry and residence will be provided;
 - (c) photograph of the person to be readmitted;
 - (d) fingerprints of the person if needed.
4. A common form to be used for readmission applications is attached as Annex 5 to this Agreement.

Article 6 Means of evidence regarding citizenship

1. Proof of citizenship pursuant to Article 2(1) of this Agreement can be particularly furnished through the documents listed in Annex 1 of this Agreement. If such documents are presented, the Contracting Parties shall mutually recognise the citizenship without further investigation being required. Proof of citizenship cannot be furnished through false documents.
2. *Prima facie* evidence of citizenship pursuant to Article 2 (1) of this Agreement can be particularly furnished through the documents listed in Annex 2 of this Agreement, even if their period of validity has expired. If such documents are presented, the Contracting Parties shall deem the citizenship to be established, unless they can prove otherwise. *Prima facie* evidence of citizenship cannot be furnished through false documents.

3. If none of the documents listed in Annexes 1 and 2 of this Agreement can be presented, or if they are insufficient, the competent diplomatic mission or consular post of the Requested Contracting Party or, within the legal framework of the state of the Requested Contracting Party, any other authority shall, upon request of the Requesting Contracting Party, make arrangements to interview the person to be readmitted without delay, at the latest within 5 (five) working days from the day of the receipt of the request, in order to establish the person's citizenship.

Article 7

Means of evidence regarding third-country citizens and stateless persons

1. Proof of the conditions for the readmission of third-country citizens and stateless persons laid down in Article 3(1) of this Agreement, shall be particularly furnished through the means of evidence listed in Annex 3 of this Agreement. It cannot be furnished through false documents. Any such proof shall be mutually recognized by the Contracting Parties without any further investigation being required.

2. *Prima facie* evidence of the conditions for the readmission of third-country citizens and stateless persons laid down in Article 3(1) shall be particularly furnished through the means of evidence listed in Annex 4 of this Agreement. It cannot be furnished through false documents. Where such *prima facie* evidence is presented, the Contracting Parties shall deem the conditions to be met, unless they can prove otherwise.

3. The unlawfulness of entry, presence or residence shall be established by means of the travel documents of the person concerned in which the necessary visa or other residence permit for the state territory of the Requesting Contracting Party are missing. A statement by the Requesting Contracting Party that the person concerned has been found not having the necessary travel documents, visa or residence permit shall likewise provide *prima facie* evidence of the unlawful entry, presence or residence.

Article 8

Additional documents for establishing the citizenship

1. If the Requesting Contracting Party considers that additional documents not listed in Annexes 2 and 4 of this Agreement may be essential for establishing the citizenship of the person to be readmitted, such documents may be submitted to the Requested Contracting Party together with the readmission application.

2. The decision as to whether the documents listed in Paragraph 1 of this Article are to be taken into account in processing the readmission application shall be made by the Requested Contracting Party.



Article 9 Interviews

1. The competent authority of the Requested Contracting Party responsible for processing of interviews uses its administrative building to interview the person to be readmitted. According to the consent between the competent authorities of the Contracting Parties the interview may be conducted outside the building, taking into account time limits mentioned in Article 6 (3) of this Agreement. In this case during the interview the Requesting Contracting Party shall ensure security of interviewing employee and cover transportation costs. Interviews may be conducted through the video call by the authorized electronic system.
2. The competent authority of the Requested Contracting Party shall make a decision regarding the readmission application after the interview is held, taking into account time limits mentioned in Article 10 of this Agreement.

Article 10 Time limits

1. The application for readmission must be submitted to the competent authority of the Requested Contracting Party within a maximum period of one year after the competent authority of the Requesting Contracting Party has gained knowledge that a third-country citizen or a stateless person does not, or does no longer, fulfil the conditions in force for entry to, presence in or residence. Where there are legal or factual obstacles to the application being submitted in time, the time limit shall, upon request by the Requesting Contracting Party, be extended but only until the obstacles have ceased to exist.
2. A readmission application must be replied to in writing within 12 (twelve) working days. This time limit begins to run with the date of the acknowledgment of the receipt of the readmission request.
3. Where there are legal or factual obstacles to the application being replied to within 12 (twelve) working days, this time limit may be extended upon mutual consent of the Contracting Parties.
4. If the Requested Contracting Party does not reply within the time limits mentioned in Paragraph 2 or 3 of this Article, the transfer shall be deemed to have been agreed to.
5. After positive response has been given by the Requested Contracting Party, the person concerned shall be transferred by the Requesting Contracting Party within two months. Upon request of the Requesting Contracting Party, this time limit may be extended by the time taken to deal with legal or practical obstacles.



Article 11
Transfer modalities and modes of transportation

1. Before returning a person, the Requesting Contracting Party shall notify in writing the competent authority of the Requested Contracting Party regarding the transfer date, border crossing point, possible escorts and other information relevant to the transfer.
2. To the extent possible and if necessary, the written arrangements mentioned in Paragraph 1 of this Article should also contain the following information:
 - (a) a statement indicating that the person to be transferred may need help or care, if this is in the interest of the person concerned;
 - (b) any other protection or security measures, which may be necessary in the individual transfer case or information concerning the health of the person, if it is in the interest of the person concerned.
3. Transportation may take place by air or land. Return by air shall not be restricted to the use of the national carriers of the Contracting Parties and may take place by using scheduled or charter flights. In the event of escorted returns, the escorting personnel shall be provided by the Requesting Contracting Party.
4. If a person in the process of readmission or transit is to be accompanied by escorts, the Requesting Contracting Party shall give the following data: first names, family names, functions of escorting persons, type, number and date of issue of passports and service identification cards, contents of their mission order.
5. Escorts shall be obliged to comply with the legislation of the state of the Requested Contracting Party.
6. Escorts shall not wear service uniform, and bear weapons and other objects restricted on the state territory of the Requested Contracting Party.
7. Escorts shall carry valid passports and service identification cards, as well as mission orders issued by the competent authority of the Requesting Contracting Party.
8. The number of escort staff shall be agreed upon in advance by the competent authorities on a case-by-case basis.
9. The competent authorities shall cooperate on all issues related to the stay of escorts in the state territory of the Requested Contracting Party. If necessary, the competent authorities of the Requested Contracting Party shall provide the escorts with possible assistance.
10. If there are no officers of the Requested Contracting Party authorized to provide support, the escorting persons are entitled, in a manner proportional to the existing circumstances and in accordance with the internal legislation of the Requested Contracting Party, to act in obviously dangerous situations in a reasonable and proportionate manner to prevent a person who is a

subject to readmission or transit from escaping, hurting himself/herself or any other persons, or from damaging the property.

Article 12 Readmission in error

1. The Requesting Contracting Party shall take back any person readmitted by the Requested Contracting Party if it is established, within a period of three months regarding own citizens and within a period of six months regarding third-country citizens and stateless persons, after the return of the person concerned, that the requirements laid down in Articles 2 or 3 of this Agreement have not been met.
2. In such cases the procedural provisions of this Agreement shall apply *mutatis mutandis* and all available information relating to the actual identity and citizenship of the person to be taken back shall be provided.

Article 13 Transit Principles

1. The Contracting Parties should restrict the transit of third-country citizens or stateless persons to cases where such persons cannot be returned to the State of destination directly.
2. The Contracting Parties shall allow and authorise the transit of third-country citizens or stateless persons when requested by one of the Contracting Parties, if the onward journey to possible other States of transit and the readmission by the State of destination is assured.
3. Transit can be refused by the Contracting Parties:
 - (a) if the third-country citizen or the stateless person runs the real risk of being subjected to torture or to inhuman or degrading treatment or punishment or the death penalty or of persecution because of his race, religion, nationality, membership of a particular social group or political conviction in the State of destination or another State of transit; or
 - (b) if the third-country citizen or the stateless person shall be subject to criminal sanctions in the Requested Contracting Party or in another State of transit; or
 - (c) on grounds of public health, national security, public order or other national interests of the Requested Contracting Party.
4. The Contracting Parties may revoke any authorisation issued if circumstances referred to in Paragraph 3 of this Article subsequently arise or come to light which stand in the way of the transit operation, or if the onward journey in possible States of transit or the readmission by the State of destination is no longer assured. In this case, the Requesting Contracting Party shall take back the third-country citizen or the stateless person, as necessary and without delay.



Article 14 Transit procedure

1. The transit application shall be sent by the competent authority of the Requesting Contracting Party directly to the competent authority of the Requested Contracting Party via secured communication channels, in particular by fax, e-mail or authorized electronic system. The competent authority of the Requested Contracting Party shall send an acknowledgment immediately upon receiving the transit application.
2. The reply to the transit application shall be provided to the competent authority of the Requesting Contracting Party directly by the competent authority of the Requested Contracting Party via secured communication channels, in particular by fax, e-mail, or authorized electronic system within 5 (five) working days and in writing confirming the point of entry and the envisaged time of transit, or inform it of the reasons if the transit application is refused.
3. The transit application shall contain the following information:
 - (a) type of transit (by air or land), possible other States of transit and intended final destination;
 - (b) the particulars of the person concerned (e.g. given name, surname, maiden name, other names used/by which known or aliases, date of birth, sex and - where possible - place of birth, citizenship, language, type and number of travel document);
 - (c) envisaged border crossing point, time of transfer and possible use of escorts;
 - (d) a statement by the Requesting Contracting Party to the effect that it considers that the conditions referred to in Article 13 (2) of this Agreement have been fulfilled and that there is no knowledge of the existence of the reasons for refusing the application under Article 13 (3) of this Agreement.
4. A common form to be used for transit applications is attached as Annex 6 to this Agreement.
5. If the transit operation takes place by air, the person to be transferred and possible escorts shall be exempted from having to obtain an airport transit visa.
6. The competent authorities of the Requested Contracting Party shall, subject to mutual consultations, assist in the transit operations, in particular through the surveillance of the persons in question and the provision of suitable amenities for that purpose.

Article 15 Transport and transit costs

Without prejudice to the rights of the competent authorities of the Contracting Parties to recover the costs associated with the readmission from the person to be readmitted or third parties, all transport costs incurred in connection with readmission and transit operations

pursuant to this Agreement, as well as fixed fees for issuance of the travel document for the person to be readmitted, shall be borne by the Requesting Contracting Party.

Article 16 Data Protection

The communication of personal data shall only take place if such communication is necessary for the implementation of this Agreement by the competent authorities of the Contracting Parties as the case may be. The processing and treatment of personal data in a particular case shall be subject to the legislation of the states of the Contracting Parties. Additionally the following principles shall apply:

- (a) personal data must be processed fairly and lawfully;
- (b) personal data must be collected for the specified, explicit and legitimate purpose of implementing this Agreement and not further processed by the communicating authority nor by the receiving authority in a way incompatible with that purpose;
- (c) personal data must be adequate, relevant and not excessive in relation to the purpose for which they are collected and/or further processed; in particular, personal data communicated may concern only the following:
 - the particulars of the person to be transferred (e.g. given names, surnames, any previous names, other names used/by which known or aliases, sex, civil status, date and place of birth, current and any previous citizenship),
 - passport, identity card or driving licence (number, period of validity, date of issue, issuing authority, place of issue),
 - stop-overs and itineraries,
 - the information needed to identify the person to be transferred or to examine the readmission requirements pursuant to this Agreement;
- (d) personal data must be accurate and, where necessary, kept up to date;
- (e) personal data must be kept in a form which permits identification of data subjects for no longer than is necessary for the purpose for which the data were collected or for which they are further processed;
- (f) both the communicating authority and the receiving authority shall take every reasonable step to ensure as appropriate the reviewing, erasure or blocking of personal data where the processing does not comply with the provisions of this Article, in particular because those data are not adequate, relevant, accurate, or they are excessive in relation to the purpose of their processing. This includes the notification of any reviewing, erasure or blocking to the other Contracting Party;
- (g) upon request, the receiving authority shall inform the communicating authority of the use of the communicated data and of the results obtained therefrom;



(h) personal data may only be communicated to the competent authorities. Further communication to other bodies requires the prior written consent of the communicating authority;

(i) the communicating and the receiving authorities are under an obligation to make a written record of the communication and receipt of personal data.

Article 17 Competent authorities

1. The Contracting Parties have designated the following authorities responsible for the implementation of this Agreement.

(a) *for Georgia:*

- for readmission, transfer and transit
Ministry of Internal Affairs of Georgia
Migration Department
Address: M. Gakhokidze St. 16, 0182, Tbilisi, Georgia
Tel: (+995 32) 2 41 96 35
Fax: (+995 32) 2 41 96 26
E-mail: readmission@mia.gov.ge

(b) *for Montenegro:*

- for readmission
Ministry of Interior,
Department for Foreigners, Migration, Visas and Readmission
Phone : +382 20 225 341
Fax : +382 20 203 275
Email : mupreadmisija@t-com.me
Address: Bulevar Svetog Petra Cetinjskog 22, 81000 Podgorica

- for return and transit

Police Directorate,
Border Police Section
Department for Foreigners and Prevention of Illegal Migration
Phone : +382 20 202 895
Fax : +382 20 246 526 (Operational Communications Centre)
Fax : +382 20 202 896 (Border Police Section)
Email : odsjekkpdg@t-com.me
Address: Bulevar Svetog Petra Cetinjskog 22, 81000 Podgorica

2. The Contracting Parties shall immediately inform each other of any changes concerning the competent authorities or their details through diplomatic channels.

3. The diplomatic missions and consular posts of the Contracting Parties are designated to assist the competent authorities for the purposes of the implementation of this Agreement.

Article 18

Designation of border crossing points

1. For readmission and transit the Contracting Parties designate the following border crossing points:

(a) for Georgia: Tbilisi International Airport.

(b) for Montenegro: International Airport in Podgorica.

2. The Contracting Parties may exceptionally designate other border crossing points which will be determined according to arising needs.

3. The Contracting Parties shall immediately inform each other of any changes in the list of the border crossing points provided in Paragraph 1 of this Article, through competent authorities directly.

Article 19

Language of Communication

For the purposes of the implementation of this Agreement the language of communication will be English.

Article 20

Principles of good co-operation

1. Both Contracting Parties undertake to solve conjointly any problems arising from the implementation of this Agreement. They keep each other constantly informed of immigration requirements (conditions) for the citizens of third states.

2. The Contracting Parties will exchange information about their holidays through diplomatic channels for the purposes of better implementation of this Agreement.

3. Each Contracting Party may request that the experts of the two Parties to meet for resolving any problems associated with the interpretation or the application of this Agreement.

Article 21

Conformity clause

1. This Agreement shall be applied without prejudice to the rights and obligations deriving from the international treaties binding upon the States of the Contracting Parties.



2. This Agreement shall not be applied to the persons who are in the internal procedures for asylum seeking in any of the Contracting Parties, until the final decision on the request for asylum is taken.

Article 22

Annexes

All the Annexes to this Agreement constitute its integral part.

Article 23

Amendments and additions

Amendments and additions may be introduced to this Agreement upon mutual consent of the Contracting Parties, which shall be formed as a separate document and enter into force subject to the same procedures as this Agreement. The documents formed thereby, shall constitute an integral part of this Agreement.

Article 24

Temporary Suspension

Each Contracting Party may suspend temporarily, by officially notifying, through diplomatic channels, the other Contracting Party, the implementation of this Agreement partially or completely with regard to third-country citizens and stateless persons, on grounds of security, protection of public order or public health or other national interests. The suspension shall enter into force on the second day following the day of receipt of such written notification through diplomatic channels.

Article 25

Termination

Each Contracting Party may terminate this Agreement at any time by giving a written notice of termination to the other Contracting Party through diplomatic channels. In such case, this Agreement shall be terminated six months after the date of the receipt of the termination notice by the other Contracting Party.

Article 26

Dispute Settlement

Any dispute regarding the interpretation or application of this Agreement shall be resolved between the Contracting Parties by means of consultations and/or negotiations.



Article 27
Entry into force and duration

1. This Agreement shall enter into force on the first day of the next month following the day of the receipt of the last written notification through diplomatic channels, by which the Contracting Parties shall notify each other on the completion of internal procedures necessary for the entry into force of this Agreement.
2. This Agreement is concluded for an unlimited period.

Done at Tbilisi, on 7 October 2021 in duplicate, each in the Georgian, Montenegrin and English languages, all texts being equally authentic.

In case of divergence in the interpretation of this Agreement, the English text shall prevail.

For the Government of
Georgia



For the Government
of Montenegro



Documents considered as proof of citizenship
(Articles 2(1) and 6(1) of the Agreement)

Where the Requested Contracting Party is Georgia:

- all types of valid passports issued by Georgia to its citizens,
- valid national identity cards.

Where the Requested Contracting Party is Montenegro:

- all valid travel documents (Montenegrin passport, Montenegrin service and diplomatic passports for Montenegrin citizens) issued after 05 May 2008,
- valid identity cards issued to Montenegrin citizens after 05 May 2008.



Documents considered as *prima facie* evidence of citizenship
(Articles 2(1) and 6(2) of the Agreement)

- any of the documents listed in Annex 1 of this Agreement, the validity of which has expired,
- photocopies of any of the documents listed in Annex 1 of this Agreement,
- military identity cards and military service books,
- personnel identity cards issued by competent State authorities,
- seaman's books and skippers' service cards,
- citizenship certificates and other official documents that mention or clearly indicate citizenship,
- driving licenses,
- birth certificates,
- any other official document which can help to establish the citizenship,
- statement of the person concerned or of an authentic witness that entered in official minutes report prepared by the competent authorities that can be corroborated by competent authorities of the Requested Contracting Party.



Documents considered as proof of the conditions for the readmission of third-country citizens
and stateless persons
(Articles 3(1) and 7(1) of the Agreement)

- entry/departure stamps or similar endorsements with date in the travel document of the person concerned,
- valid visa and/or residence permit issued by the Requested Contracting Party.



Documents considered as *prima facie* evidence of the conditions for the readmission of third-country citizens and stateless persons
(Articles 3(1) and 7(2) of the Agreement)

- statement by the person concerned given in judicial or administrative proceedings,
- report prepared by the relevant authorities of the Requesting Contracting Party, of place and circumstances under which the person concerned has been found after entering the territory of that State,
- data related to the identity and/or stay of a person which has been provided by an international organisation (e.g. UNHCR),
- reports/confirmation of data by family members, travelling companions, etc,
- statement of the person concerned,
- documents, certificates and bills of any kind bearing a person's name (e.g. hotel bills, car rental agreements, credit card receipts etc.) which clearly show that the person concerned stayed on the state territory of the Requested Contracting Party at a certain date or period,
- passenger tickets bearing a person's name and/or passenger lists of air, train, coach or boat passages which show the presence and the itinerary of the person concerned on the state territory of the Requested Contracting Party at a certain date or period,
- information showing that the person concerned used the services of a transport company or a travel agency on a certain date.



(Coat of Arms of the Requesting
Contracting Party)

(Coat of Arms of the Requested
Contracting Party)

(Name of the requesting authority)

Place and date:

Nº : _____

Recipient :

(Name of the requested authority)

READMISSION APPLICATION

In accordance with Article 5 (4) of the Agreement between
the Government of Georgia and the Government of Montenegro on the Readmission of
Persons Residing without Authorisation

A. PERSONAL DATA

1. First name and last name (underline last
name):

2. Maiden name:

Photograph

3. Date and place of birth:

4. Sex and physical description (height, eye colour, personal marks etc.):

5. Also known as (nicknames and other names used or known by i.e. aliases):

6. Citizenship and language:

7. Marital status:

Married Single Divorced Widowed

If married: name of the spouse:

Names and age of children (if any):

8. Last known address in the Requested Contracting Party, if any:

B. PERSONAL DATA OF SPOUSE (AS APPROPRIATE)

1. First name and last name (underline last name):

2. Maiden name:

3. Date and place of birth:

4. Sex and physical description (height, eye colour, personal marks etc.):

5. Also known as (nicknames and other names used or known by i.e. aliases):

6. Citizenship and language:

C. PERSONAL DATA OF CHILDREN (AS APPROPRIATE)

1. First name and last name (underline last name):

2. Maiden name:

3. Date and place of birth:

4. Sex and physical description (height, eye colour, personal marks etc.):

5. Also known as (nicknames and other names used or known by i.e. aliases):

6. Citizenship and language:

D. SPECIAL CIRCUMSTANCES RELATING TO THE TRANSFEREE

1. State of health

(e.g. possible reference to special medical care; Latin name of contagious disease):

2. Indication of particularly dangerous person

(e.g. suspected of serious offence; aggressive behaviour)

E . ENCLOSED EVIDENCE

- | | |
|---|--|
| 1. Passport №:
Issued by: | Date and place of issuance:
Date of expiry: |
| 2. ID Card №:
Issued by: | Date and place of issuance:
Date of expiry: |
| 3. Driver's Licence №:
Issued by: | Date and place of issuance:
Date of expiry: |
| 4. Any other official document №:
Issued by: | Date and place of issuance:
Date of expiry: |

F. REMARKS

(Seal and signature)



APPLICATION FOR TRANSIT AUTHORIZATION
 In accordance with Article 14 (4) of the Agreement between

the Government of Georgia and the Government of Montenegro on the Readmission of
 Persons Residing without Authorisation

Recipient: _____

 (contact details)

Sender: _____

 (contact details)

Request for authorization of transit for the person to be transferred

TRANSIT AUTHORIZATION FOR _____ № _____

Last name : _____
 First name : _____
 Date of birth : _____ m/f
 Place of birth : _____
 Citizenship : _____
 Type of _____ Date of expiry: _____

Escort(s) (last name, first name, function, documents of escort)

No
 Yes

- | | | | | |
|----|-------|-------|-------|-------|
| 1. | _____ | _____ | _____ | _____ |
| 2. | _____ | _____ | _____ | _____ |
| 3. | _____ | _____ | _____ | _____ |

Date of Itinerary: _____

 Departing from: _____
 Arrival: _____
 Departing from: _____
 Arrival: _____

Remarks: _____
 Authorised _____
 Date/name/signature _____



Authorized readmission in the country of transit and country of destination (Article 13(2)
14(3))

Yes/No

Are the reasons for denial of transit indicated (Article 13(3))

Yes/No

Send reply to: _____

Transit authorized: Yes/No

Reasons for denial: _____

Authorised _____

Date/name/signature

