



Republika e Kosovës * Republika Kosova * Republic of Kosova

Komisioni i Pavarur për Miniera dhe Minerale
Nezavisna Komisija za Rudnike i Minerale
Independent Commission for Mines and Minerals



Pursuant to article 62, article 6, of the Law no. 03/L-163 on Mines and Minerals, article 65 of paragraph 1 of the Law No. 03/L-048 on Public Financial Management and Accountability and the Law on the Budget of Republic of Kosovo, the Board of the Independent Commission for Mines and Minerals in the meeting held on 29.09.2015 hereby issues this:

ADMINISTRATIVE INSTRUCTION No. 01/2015
ON
SUBVENTION APPROPRIATION

Article 1.

Purpose

1. This administrative instruction has for purpose to regulate the function and activity of the Independent Commission for Mines and Minerals (hereinafter ICMM), respectively the determination of criteria on the fund appropriation from the ICMM budget, of the funds determined as subventions.
2. Budget funds from the subvention position will be used by the beneficiaries who fulfil the criteria determined by this administrative instruction, respectively the ICMM will have a clear statement about the granting the financial funds, in which case it will be determined except other fields also the other details for what purpose these funds will be appropriated.
3. This administrative instruction, will serve to ICMM, to appropriate the budget from the subventions position based on sustainable and stimulating rules and criteria on which it will be based the budget appropriation foreseen for subventions.

Article 2

The right for subvention

The right for subvention have the legal persons, who need and fulfil the criteria for subventions appropriation.

Article 3

Requests

1. The person who applies to benefit subvention shall fulfil these conditions:
 1. The request in writing addressing to the ICMM.

2. His name and surname or name and surname of the owners of the nongovernmental association or organisation and all data of legal person or NGO.
3. Official address of applicant or legal person in Kosovo.
4. To be a citizen of the Republic of Kosovo or legal person registered in the Republic of Kosovo.
5. A description indicating the purpose of the application, and a description of the plan about the project or exploration that applies for the benefit of the subvention.

Article 4
Criteria for subventions appropriation

1. Subventions beneficiary can be a legal person or nongovernmental organization (NGO) that makes a request and that has a concrete project plan proposed by the party who applies for subvention or plan proposed by the ICMM that will serve to the general interest and it is in compliance with the ICMM strategy and policies.

Article 5
Budget for subventions

1. Subventions depend from the budget dedicated for subventions according to the budget appropriation.
2. Budget for subventions is limited.

Article 6
Decision and manner of voting

1. The ICMM Board decides for the subventions beneficiaries according to the authorizations it has based on the law.

Article 7
Obligations of the subvention beneficiary

1. Subventions beneficiary is obliged that the funds foreseen as subvention to use them for the purpose foreseen with the request and the ICMM decision.

2. That after the completion of project to the ICMM submit **the work or exploration report** by which it is testified the completion of plan or (exploration) foreseen based on the decision for subvention.

Article 8
Subvention appropriation

3. Subvention appropriation shall be done in two stages:
 - 1.1 The first stage immediately after entering into force the decision on subvention and that includes 30 % of the total sum of subvention and,
 - 1.2 The second stage the stage after completion of the project and submitting the report by which it is testified the completion of plan and project for which the party has benefited subvention and that it includes the other part of subvention.
 - 1.3 In case that the subvention Beneficiary will not fulfil the obligations from the plan submitted to the ICMM by which it has benefited the subvention, then the ICMM will initiate the court procedure to the Competent Court in compliance with the applicable Laws of the Republic of Kosovo.

Article 9
Appeals

1. The applicant who the request of subvention has been refused can make an appeal in writing in the term of 8 days after the receipt of decision, by addressing to the Commission established by the director for these cases.

Article 10
Entry into force

1. This Administrative instruction shall enter into force 8 days after its publication in the Official Gazette of the Republic of Kosovo and in the ICMM website



Musa Shabani
Chairman of the ICMM Board
Independent Commission for Mines and Minerals