

WHITE

Proposals for improvement of the business environment in Serbia

BOOK

2021

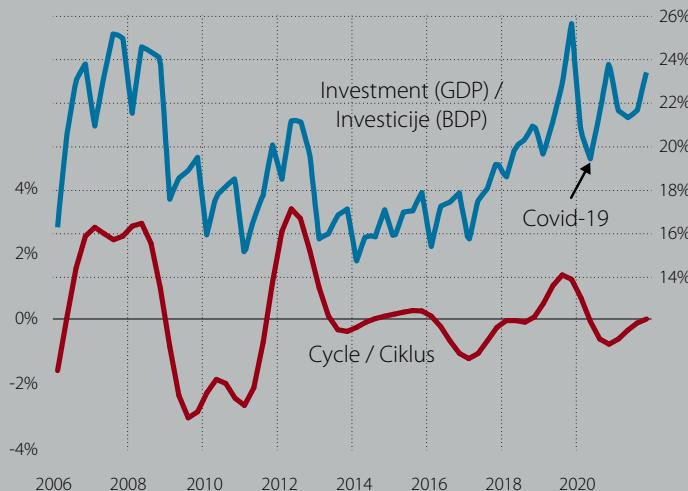
Essentials



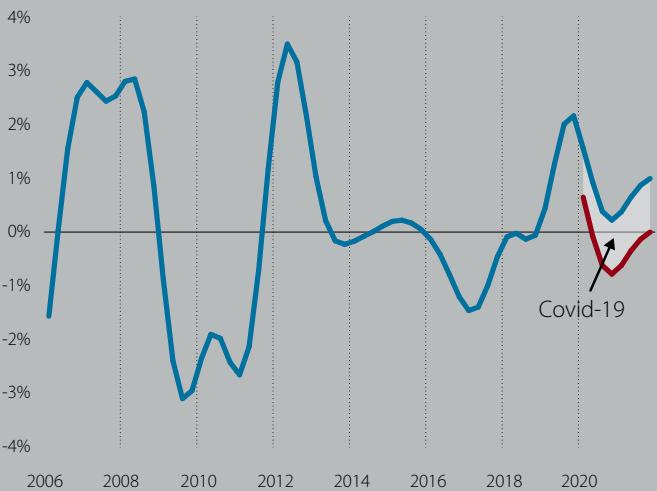
Foreign Investors Council

MACRO DATA / MAKROEKONOMSKI PODACI

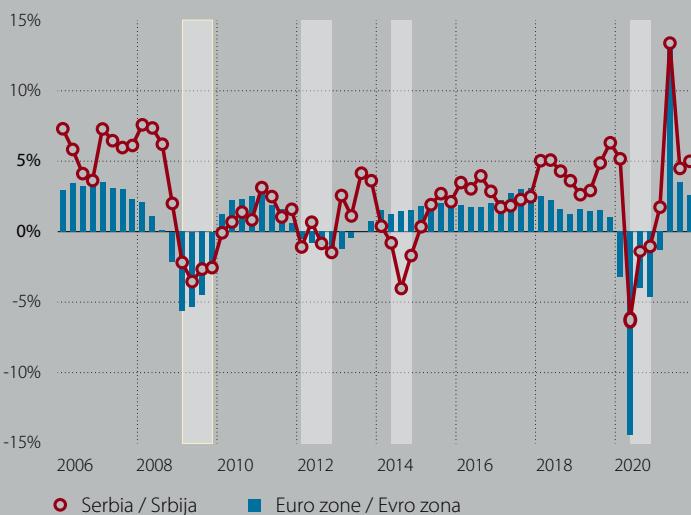
Investment cycle / Investicioni ciklus



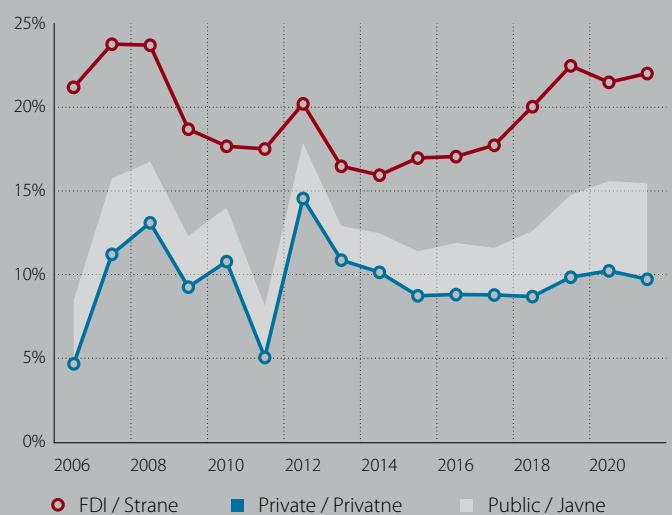
Covid-19 impact / Covid-19 uticaj



Real GDP Growth Rates in Euro Zone and Serbia / Realne stope rasta BDP u EU i Srbiji



Investment in Serbia by Ownership Rights / Vlasnička struktura investicija u Srbiji



DEAR READER,

It is our great privilege to present you this year's "The White Book Essentials" – an executive summary of the White Book edition for 2021. The White Book publication is a comprehensive overview of the business environment in Serbia, which covers a wide range of topics and provides a set of recommendations for each of them. The purpose of the "The White Book Essentials" is to shed light on the main conclusions of the publication and highlight the areas which we see as priorities for the future economic development of Serbia.

Browsing through this booklet you will be able to get acquainted with key macroeconomic data, learn what the White Book is, and familiarize yourself with the main findings of the edition for 2021. We will portray developments in the nine areas we consider priorities and provide the main recommendations on how to accelerate future progress in each of them. You will have the opportunity to inform on the Foreign Investors Council (FIC), our members, and representatives.

In order to fully embrace the era of digitalization, but also to be environment-friendly, we have opted again this year against printing the White Book publication. Instead, we invite you to screen the **QR Code below** and download this year's edition, which will also be available for free download on the FIC website (www.fic.org.rs).

We do hope that you will find the information and proposals presented in the "The White Book Essentials" and the White Book publication useful and that we will work together towards the joint goal of **making Serbia more competitive and economically stronger!**

Aleksandar Ljubic
FIC Executive Director



By screening the QR Code, you may
download White Book 2021

DRAGI ČITAOČE,

Velika nam je čast da Vam predstavimo ovogodišnju brošuru „Bela knjiga: rezime“ – rezime izdanja „Bele knjige“ za 2021. godinu. Publikacija „Bela knjiga“ daje sveobuhvatni prikaz poslovne klime u Srbiji, koji uključuje veliki broj tema i skup preporuka za svaku od njih. Svrha brošure „Bela knjiga: rezime“ je da se predstave glavni zaključci i ukaže na oblasti koje mi vidimo kao prioritete za budući ekonomski razvoj Srbije.

Prelistavajući ovu brošuru, bićete u prilici da se upoznate sa makroekonomskim pokazateljima, saznote šta je „Bela knjiga“ i koji su glavni nalazi izdanja za 2021. godinu. Predstavićemo dešavanja u devet oblasti koje smatramo prioritetima i dati glavne preporuke kako da se u svakoj od njih ubuduće ubrza napredak. Imaćete priliku da saznote više informacija o Savetu stranih investitora, našim članicama i predstavnicima.

S ciljem da uhvatimo korak sa erom digitalizacije, ali i da pokažemo odgovornost prema životnoj sredini, rešili smo ponovo ove godine da ne stampamo publikaciju „Bela knjiga“. Umesto toga, **pozivamo Vas da učitate „QR“ kod** koji se nalazi ispod i preuzmete ovogodišnje izdanje, koje je takođe dostupno za besplatno preuzimanje na internet stranici Saveta (www.fic.org.rs).

Nadamo se da će Vam informacije i predlozi koji su predstavljeni u brošuri „Bela knjiga: rezime“ i publikaciji „Bela knjiga“ biti korisni i da ćemo zajednički raditi na ostvarenju opštег cilja **da Srbija postane konkurentnija i ekonomski snažnija!**

Aleksandar Ljubić
izvršni direktor Saveta



Učitavanjem QR koda, možete
preuzeti Belu knjigu 2021

WHAT IS THE WHITE BOOK?

- An annual publication, first issued in 2003
- Gives an overview of the business climate and provides a set of recommendations on how to improve it
- Promotes EU economic integration and open market economy
- Written by FIC members, promoting their common interests
- A mechanism to create consensus among members
- A platform for dialogue with stakeholders
- Each topic has a score card which tracks the response to the recommendations given in the previous year
- Based on the score card results, each topic is given a grade, where 1 is the lowest score and 3 is the highest score
- The publication has an independent Editor-in-Chief, who also provides macroeconomic input and prepares the ranking data. The Editor for the 2021 edition is Prof. Miroslav Labus

Structure of the White Book text

Score card tracking results in implementation of recommendations from White Book 2020.

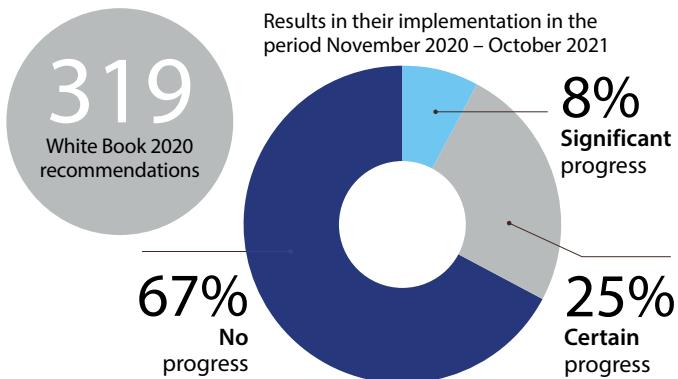


White Book 2021 in numbers



Recommendations

Each topic has a score card which tracks the response to the recommendations given in the previous year.



Grades

Based on the score card results, each topic is given the grade, where 1 is the lowest and 3 is the highest score.

FIC – PARTNER FOR GROWTH

Key characteristics and values of FIC

| | |
|--------------|----------------------|
| Independence | Regulatory expertise |
| Consistency | Best Practices |
| EU promotion | Cooperation |

Key figures

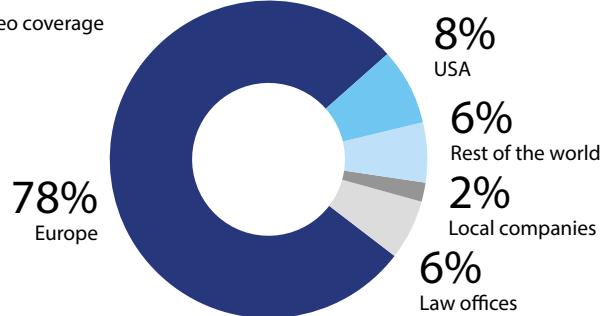


19
years since
establishment



121 members
from 23 sectors

Geo coverage



> €36 bil.
of investments
by FIC members
in Serbia



>100,000
directly employed
by FIC members
in Serbia



8
committees

ŠTA JE BELA KNJIGA?

- Godišnje izdanje, prvi put objavljeno 2003. godine;
 - Daje prikaz poslovne klime i nudi skup preporuka za njeno unapređenje.
 - Promoviše ekonomsku integraciju sa EU i otvorenu tržišnu privredu.
 - Pišu je članice Saveta i promoviše njihove zajedničke interese.
 - Mehanizam za stvaranje konsenzusa među članicama.
 - Platforma za dijalog sa drugim akterima.
 - Svaka tema je upotpunjena pregledom realizacije preporuka datih u prethodnoj godini.
 - Na osnovu rezultata u realizaciji, svaka tema dobija ocenu u rasponu od 1 (najniža) do 3 (najviša).
 - Publikacija se priprema uz angažman nezavisnog urednika, koji takođe daje makroekonomske podatke i priprema FIC indeks.
- Urednik za izdanje u 2021. godini je prof. Miroljub Labus.

Struktura teksta

iz Bele knjige

Pregled realizacije preporuka iz Bele knjige 2020.

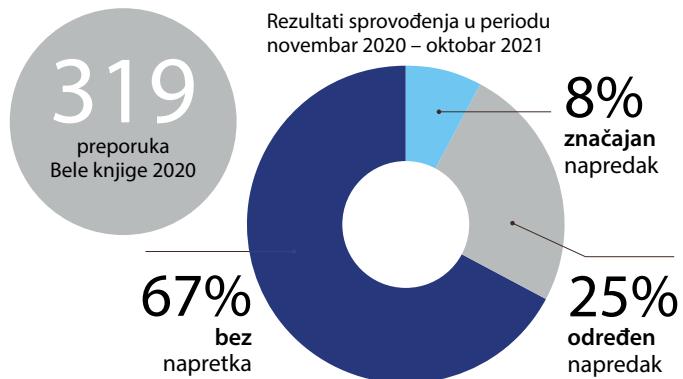


Bela knjiga 2021. u brojevima



Preporuke

U svakoj oblasti je dat „Pregled realizacije preporuka“ koji prati mere preduzete kao odgovor na preporuke date u prethodnoj godini.



Ocene

Na osnovu rezultata u realizaciji, svaka tema dobija ocenu, pri čemu je 1 najniži skor, a 3 najviši skor.

SAVET – PARTNER ZA RAST

Ključne karakteristike i vrednosti Saveta

| | |
|--------------|-----------------------|
| Nezavisnost | Regulatorna stručnost |
| Doslednost | Najbolje prakse |
| Promocija EU | Saradnja |

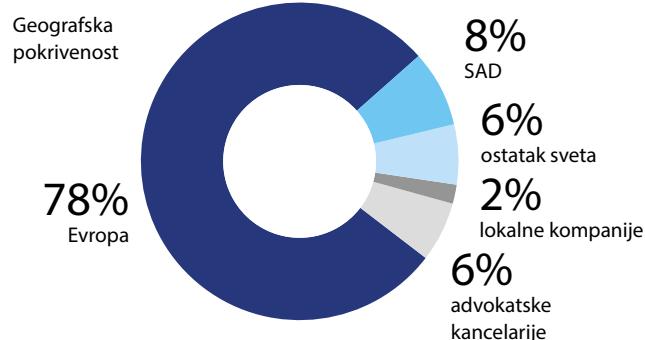
Ključne brojke



19
godina
postojanja



121
članica
iz 23 sektora



> €36 bil.
milijardi investicija
u Srbiji od strane
članica Saveta



>100,000
direktno zaposlenih
u Srbiji od strane
članica Saveta



8
odbora

MAIN RECOMMENDATIONS

Taxes

1.29

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|-----------------------------------|---------------|----------------------|------------------|-------------|
| Taxes – total | 1.29 | 2 | 10 | 36 |
| Latest Developments – Parafiscals | 1.17 | 0 | 1 | 5 |
| Personal Income Tax | 1.25 | 0 | 2 | 6 |
| Value Added Tax | 1.38 | 1 | 1 | 6 |
| Corporate Income Tax | 1.38 | 1 | 1 | 6 |
| Tax Procedure | 1.13 | 0 | 1 | 7 |
| Property Tax | 1.40 | 0 | 2 | 3 |
| Customs | 1.40 | 0 | 2 | 3 |

Positive developments

in the period Nov 2020 – Oct 2021

Key novelties and positive developments include amendments of the Value Added Tax Law and a new comprehensive VAT bylaw which replaced a number of different acts, with the goal to ease understanding and navigating the VAT rules for the taxpayers and the Tax Administration.

With latest Corporate Income Tax amendments introduced, the CIT Law was aligned with the laws and regulations governing open-ended investment funds and alternative investment funds. CIT amendments also introduced the manner in which income derived from a transfer of digital assets should be taxed i.e. as income subject to capital gains tax.

Main recommendations for the future

Organize timely public consultations around all new regulations and regular dialogue with the business community.

Resolving the most pressing tax issues from the previous periods which were sidelined due to the pandemic, but which are still very acute is mandatory – like the changes to the property tax law, fair value of property for corporate income tax purposes, electronic invoices, etc.

1.00

Labour Regulations

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|---|---------------|----------------------|------------------|-------------|
| Labour – total | 1.00 | 0 | 1 | 17 |
| Employment of Foreigners | 1.33 | 0 | 1 | 2 |
| Secondment Abroad | 1.00 | 0 | 0 | 3 |
| Staff Leasing | 1.00 | 0 | 0 | 3 |
| Vocational Rehabilitation and Employment of Persons with Disabilities | 1.00 | 0 | 0 | 3 |
| Labour Law | 1.00 | 0 | 0 | 6 |

Positive developments

in the period Nov 2020 – Oct 2021

The Rulebook on the joint application for issuance or extension of temporary residence permit and work permit, adopted in November 2020, significantly simplified the procedures for applying for the permits which regulate foreigners' status in Serbia. The Rulebook introduced the possibility of submitting joint application for issuance/extension of temporary residence permit and work permit. As of 1 April 2021, it is possible to submit an application for temporary residence permit electronically, using the e-Government portal.

Main recommendations for the future

It is necessary to amend key laws and enact appropriate bylaws, which regulate the field of labor, such as the Labor Law, the Law on Safety and Health at Work, the Law on Employment of Foreigners, the Law on Foreigners. The changes should include digitization of labor law documents, more flexible working conditions outside the employer's premises, rationalization of salary structure and salary compensation, more flexible conditions and procedures for employment termination.

Porezi**1,29****Rezultati u sprovođenju preporuka
iz „Bele knjige 2020“**

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--|----------------|-------------------|------------------|--------------|
| Porezi – ukupno | 1,29 | 2 | 10 | 36 |
| Najnovije tendencije – parafiskalni nameti | 1,17 | 0 | 1 | 5 |
| Porez na dohodak građana | 1,25 | 0 | 2 | 6 |
| Porez na dodatu vrednost | 1,38 | 1 | 1 | 6 |
| Porez na dobit pravnih lica | 1,38 | 1 | 1 | 6 |
| Poreski postupak | 1,13 | 0 | 1 | 7 |
| Porez na imovinu | 1,40 | 0 | 2 | 3 |
| Carine | 1,40 | 0 | 2 | 3 |

Poboljšanja
u periodu novembar 2020–oktobar 2021.

Značajnije novine i poboljšanja uključuju izmene Zakona o Porezu na dodatu vrednost i usvajanje jedinstvenog Pravilnika za PDV koji je objedinio više različitih podzakonskih akata u cilju olakšavanja poreskim obveznicima i Poreskoj upravi snalaženje u ovoj materiji.

Poslednjim izmenama zakona, izvršeno je usaglašavanje Zakona o porezu na dobit pravnih lica sa zakonima kojima se uređuju otvoreni/ alternativni investicioni fondovi, kao i preciziranje i način oporezivanja prihoda koji poreski obveznik ostvari prenosom digitalne imovine, kao prihoda koji se oporezuje porezom na kapitalne dobitke.

Glavne preporuke za budućnost

Organizovati pravovremene javne rasprave o svim novim propisima uz redovan dijalog sa poslovnom zajednicom.

Neophodno je pristupiti rešavanju najznačajnijih poreskih pitanja i kontinuiranih problema iz prethodnih perioda koji su bili ostavljeni po strani zbog situacije sa pandemijom– poput izmene poreza na imovinu, vrednovanje imovine po fer vrednosti za svrhe poreza na dobit i uvođenje elektronske fakture i dr.

1,00**Radno-pravni propisi****Rezultati u sprovođenju preporuka
iz „Bele knjige 2020“**

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--------------------------------------|----------------|-------------------|------------------|--------------|
| Rad – ukupno | 1,00 | 0 | 1 | 17 |
| Rad stranaca | 1,33 | 0 | 1 | 2 |
| Privremeni rad u inostranstvu | 1,00 | 0 | 0 | 3 |
| Iznajmljivanje radne snage | 1,00 | 0 | 0 | 3 |
| Zapošljavanje osoba sa invaliditetom | 1,00 | 0 | 0 | 3 |
| Zakon o radu | 1,00 | 0 | 0 | 6 |

Poboljšanja
u periodu novembar 2020–oktobar 2021.

Donošenjem Pravilnika o objedinjenom zahtevu za odobrenje, odnosno produženje privremenog boravka i izdavanje dozvole za rad stranca u novembru 2020. godine značajno su olakšane procedure za podnošenje zahteva za dozvole koje regulišu status stranca u Srbiji. Uvedena je mogućnost podnošenja objedinjenog zahteva za odobrenje/produženje privremenog boravka i radne dozvole, a od 1. aprila 2021. godine moguće je podnošenje zahteva za odobrenje privremenog boravaka i elektronskim putem, korišćenjem portala e-Uprava.

Glavne preporuke za budućnost

Neophodno je izmeniti ključne zakone i doneti odgovarajuća podzakonska akta, koja regulišu radno pravo, poput Zakona o radu, Zakona o bezbednosti i zdravlju na radu, Zakona o zapošljavanju stranaca, Zakona o strancima. Izmene bi trebalo da obuhvate digitalizaciju radnopravnih dokumenata, fleksibilnije uslove rada van prostorija poslodavca, racionalizaciju strukture i obračuna zarade, fleksibilnije uslove i procedure prestanka radnog odnosa.

Digitalization and E-Commerce

2.60

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|-----------------------------|---------------|----------------------|------------------|-------------|
| Digitalization & E-Commerce | 2.60 | 4 | 0 | 1 |

Positive developments in the period Nov 2020 – Oct 2021

The Law on Electronic Document introduced the service of issuing means for remote qualified signing, the so-called qualified signature in the cloud.

Introduction of new services via eGovernment platform (expressing interest in vaccination, issuing a digital green COVID-19 certificate, paying taxes and fees for services of the Ministry of Interior, e-citizen...).

Improvement in digitalization of financial services (video identification of individuals, activities towards digitalization of bills of exchange, electronic service "My data for the bank"...).

The completion of register of citizens which compiles thirteen different databases coming from five different institutions.

Main recommendations for the future

Facilitate the use of digital identities / signatures, so they become available to the largest number of citizens, in a simple way and without high costs.

Through educational campaigns inform citizens about all the possibilities and benefits of digitalization.

The application of "digital bill of exchange" instrument, so that it can be registered as such in the unique register of bills of exchange, i.e., signed electronically.

Further digitalization of the work of public administration.

1.48

Real Estate

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|---|---------------|----------------------|------------------|-------------|
| Real Estate – total | 1.48 | 1 | 9 | 13 |
| Construction Land and Development | 1.43 | 0 | 3 | 4 |
| Restitution | 1.33 | 0 | 1 | 2 |
| Cadastral Procedure | 1.70 | 1 | 5 | 4 |
| Mortgages and Real Estate Financial Leasing | 1.00 | 0 | 0 | 3 |

Positive developments in the period Nov 2020 – Oct 2021

Amendments to the Law on Conversion have brought certain improvement regarding conversion procedures.

Increase in the number of issued construction permits since the unified procedure was introduced.

Significant improvements were made in the digitalization of cadastre procedure, as well as certain progress in the work of cadastre offices.

Main recommendations for the future

The Law on Conversion for a Fee should be amended in order to reduce the costs of the conversion fee.

Issuance of construction permits with the appropriate content without being exposed to additional consumption of resources and time to obtain some special documentation, and which will be forwarded without delay to the competent cadastre.

To ensure uniform and transparent implementation of laws for further acceleration and foreseeability of cadastral procedures.

Amendments to the Mortgage Law on Mortgage and Financial Leasing Law.

Digitalizacija i elektronsko poslovanje

2,60

Rezultati u sprovođenju preporuka iz „Bele knjige 2020“

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|---|----------------|-------------------|------------------|--------------|
| Digitalizacija i elektronsko poslovanje | 2,60 | 4 | 0 | 1 |

Poboljšanja u periodu novembar 2020–oktobar 2021.

Izmenama Zakona o elektronskom dokumentu uvedena je usluga izdavanja kvalifikovanog sredstva za kreiranje elektronskog potpisa na daljinu, tzv. kvalifikovanog potpisa u cloudu.

Uvođenje novih usluga preko portala eUprava (iskazivanje zainteresovanosti za vakcinaciju, izdavanje digitalnog COVID-19 zelenog sertifikata, plaćanje taksi i naknada za usluge MUP-a, e-građanin...).

Napredak u digitalizaciji finansijskih usluga (video identifikacija fizičkih lica, aktivnosti u pravcu digitalizacije menice, elektronska usluga „Moji podaci za banku“...).

Završetak registra građana koji je na jednom mestu objedinio trinaest različitih baza podataka koje potiču od čak pet različitih institucija.

Glavne preporuke za budućnost

Olkšati korišćenje digitalnog identiteta/potpisa tako da postanu dostupni najširem krugu građana, na jednostavan način i bez visokih troškova.

Putem edukativnih kampanja informisati građane o mogućnostima i prednostima digitalizacije.

Omogućiti primenu instituta „digitalne menice“, kako bi mogla kao takva da bude registrovana u jedinstvenom registru menica, odnosno potpisana elektronskim putem.

Dalja digitalizacija poslovanja javne uprave

2,60

1,48

Nekretnine i izgradnja

Rezultati u sprovođenju preporuka iz „Bele knjige 2020“

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--|----------------|-------------------|------------------|--------------|
| Nekretnine i izgradnja – ukupno | 1,48 | 1 | 9 | 13 |
| Građevinsko zemljište i izgradnja | 1,43 | 0 | 3 | 4 |
| Restitucija | 1,33 | 0 | 1 | 2 |
| Katarstarski postupak | 1,70 | 1 | 5 | 4 |
| Hipoteke i finansijski lizing nekretnina | 1,00 | 0 | 0 | 3 |

Poboljšanja u periodu novembar 2020–oktobar 2021.

Izmenama Zakona o konverziji (2020.) postignut je određeni napredak u sprovođenju postupka konverzije.

Primetan je porast broja izdatih građevinskih dozvola otkako je uvedena objedinjena procedura.

Značajno poboljšanje je primetno u digitalizaciji katastarskog postupka, kao i određeni napredak u postupanju službi.

Glavne preporuke za budućnost

Dalje izmene Zakona o konverziji radi umanjenja naknade troškova.

Izdavanje građevinskih dozvola u odgovarajućoj sadržini bez izlaganja dodatnom gubitku vremena i trošenju sredstava radi pribavljanja dodatne dokumentacije, koje će bez odlaganja biti dostavljene nadležnom katastru.

Obezbediti ujednačenu i transparentnu primenu zakona radi dodatnog ubrzanja i predvidivosti katastarskih procedura.

Izmeniti Zakon o hipoteci i Zakon o finansijskom lizingu.

Illicit Trade Prevention and Inspection Oversight

2.00

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|---|---------------|----------------------|------------------|-------------|
| Illicit Trade Prevention and Inspection Oversight | 2.00 | 2 | 3 | 2 |

Positive developments in the period Nov 2020 – Oct 2021

The end of March 2020 saw the opening of the Unified Contact Center for reporting illegalities to national inspection authorities followed by the expansion of its functionality through its tie-in with local government inspections in October.

Checklists and inspection forms are published on www.inspektor.gov.rs, which simplified access to information on the requirements for operating a business.

In 2021, the Government of the Republic of Serbia formed a new Coordination Body for the Suppression of the Grey Economy, that decided to start drafting a National Program for the Suppression of the Grey Economy for 2021-2025. The development of the program is planned to involve representatives of the economy.

The Law on Fiscalization was passed at the end of 2020 and the Law on Electronic Invoicing in 2021, with both envisioning the use of modern technologies for the purpose of digitalization of transaction recording, electronic exchange of invoices and a simpler and more efficient control by state bodies.

Main recommendations for the future

Introduce the specialization of judges for misdemeanor offences in business.

Create a system of reporting on measures and effects of flowcharts and continue with the adoption of a new flowcharts for the control of LPG as well as other products of interest.

Improve the level of fiscal burden on businesses operating in the Republic of Serbia with further regulation of parafiscal charges by creating a registry of fees payable by businesses.

Food and Agriculture

1.18

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|--|---------------|----------------------|------------------|-------------|
| Food and Agriculture – total | 1.18 | 0 | 3 | 14 |
| Food Safety Law | 1.29 | 0 | 2 | 5 |
| Sanitary and Phytosanitary Inspections | 1.00 | 0 | 0 | 6 |
| Quality Assurance and Declarations | 1.25 | 0 | 1 | 3 |

Positive developments in the period Nov 2020 – Oct 2021

The Ministry of Agriculture, Forestry and Water Management and the Ministry of Health started preparing a Guide for the Implementation of Regulations on Maximum Concentrations of Certain Contaminants in Food, Within the PLAC III project. The Guide sets mitigation measures and reference levels for reducing the amount of acrylamide in food, modeled on the European Union Guide.

The Ministry of Health has established a Working Group for the adoption of the Rulebook on Food with a Changed Nutritional Composition, which will ensure the harmonization of requirements with the EU regarding food enrichment.

Main recommendations for the future

Align the Law on Food Safety and all accompanying bylaws with EU regulations (178/2002 / EC and accompanying bylaws).

Establish a transparent and comprehensive risk analysis system by all inspection services, with the establishment of a functional IT system and digitization of supervision.

Establish uniform rules in the procedures of inspection services by adopting the rulebook.

Adopt the new Law on Sanitary Supervision and executive regulations on the work of sanitary and phytosanitary inspection harmonized with the Law on Inspection Supervision and EU regulations.

Borba protiv nedozvoljene trgovine i inspekcijski nadzor

2,00

Rezultati u sprovođenju preporuka iz „Bele knjige 2020“

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--|----------------|-------------------|------------------|--------------|
| Borba protiv nedozvoljene trgovine i inspekcijski nadzor | 2,00 | 2 | 3 | 2 |

Poboljšanja

u periodu novembar 2020–oktobar 2021.

Krajem marta 2020. godine otvoren je Jedinstveni kontakt centar za prijavljivanje nezakonitosti republičkim inspekcijama, a u oktobru je proširena njegova funkcionalnost povezivanjem sa inspekcijama lokalnih samouprava.

Objavljene su kontrolne liste i obrasci inspekcija na sajtu www.inspektor.gov.rs, čime je omogućeno privrednicima da se upoznaju sa uslovima za poslovanje.

Vlada Republike Srbije je u 2021. godini formirala novo Koordinaciono telo za suzbijanje sive ekonomije, koje je donelo odluku da se započne sa izradom Nacionalnog programa za suzbijanje sive ekonomije za period 2021-2025. U izradi programa učestvovaće i predstavnici privrede.

Usvojeni su Zakon o fiskalizaciji krajem 2020. godine i Zakon o elektronskom fakturisanju u 2021. godini, koji predviđaju korišćenje modernih tehnologija u cilju digitalizacije evidentiranja prometa, elektronske razmene faktura i jednostavnije i efikasnije kontrole državnih organa.

Glavne preporuke za budućnost

Uvesti specijalizaciju sudija za prekršaje u privredi.

Uspostaviti sistem izveštavanja o merama i efektima Planova aktivnosti (hodograma) i nastaviti sa usvajanjem novog hodograma za kontrolu TNG, kao i za druge proizvode od interesa.

Unaprediti sistem fiskalnog opterećenja za preduzeća koja posluju u Republici Srbiji izradom registra važećih naknada, u cilju dalje kontrole parafiskalnih nameta.

1,18

Hrana i poljoprivreda

Rezultati u sprovođenju preporuka

iz „Bele knjige 2020“

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--|----------------|-------------------|------------------|--------------|
| | 1,18 | 0 | 3 | 14 |
| | 1,29 | 0 | 2 | 5 |
| | 1,00 | 0 | 0 | 6 |
| | 1,25 | 0 | 1 | 3 |

Poboljšanja

u periodu novembar 2020–oktobar 2021.

U okviru PLAC III projekta u saradnji sa Ministarstvom Poljoprivrede, šumarstva i vodoprivrede i Ministarstvom zdravlja, pokrenuta je izrada Vodiča za sprovođenje propisa o maksimalnim koncentracijama određenih kontaminenata u hrani, kojim se utvrđuju mere ublažavanja i referentni nivoi za smanjenje količine akrilamida u hrani, po ugledu na Vodič Evropske unije.

Ministarstvo zdravlja je osnovalo Radnu grupu za donošenje Pravilnika o hrani sa izmenjenim nutritivnim sastavom, čime će se osigurati ujednačenost zahteva sa EU u pogledu obogaćivanja hrane.

Glavne preporuke za budućnost

Uskladiti Zakon o bezbednosti hrane i sve prateće podzakonske akte sa EU regulativom (178/2002/EC i prateći podzakonski akti).

Uspostaviti transparentan i sveobuhvatan sistem analize rizika od strane svih inspekcijskih službi, uz uspostavljanje funkcionalnog IT sistema i digitalizaciju nadzora.

Donošenjem pravilnika uspostaviti jedinstvena pravila u procedurama inspekcijskih službi.

Usvojiti novi Zakon o sanitarnom nadzoru i izvršne propise o radu sanitarne i fitosanitarne inspekcije usaglašene sa Zakonom o inspekcijskom nadzoru i propisima EU.

Bankruptcy

1.44

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|------------|---------------|----------------------|------------------|-------------|
| Bankruptcy | 1.44 | 0 | 4 | 5 |

Positive developments in the period Nov 2020 – Oct 2021

Proposed amendments to the Law on Bankruptcy should lead to improved position of secured and pledged creditors and to the greater transparency and efficiency of bankruptcy proceedings.

Main recommendations for the future

Regulate the issue of delivery in bankruptcy proceedings in a way to make it faster and more efficient.

Regulate in detail the procedure of electronic sale.

The provisions on automatic bankruptcy should be incorporated into the bankruptcy regulatory framework, in a form that would be in accordance with the Constitution of the Republic of Serbia.

Regulate the procedure of personal insolvency either by amendments to the current Law on Bankruptcy or the adoption of a separate law.

1.44

Foreign Exchange Regulations

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|------------------------------|---------------|----------------------|------------------|-------------|
| Foreign Exchange Regulations | 1.44 | 1 | 2 | 6 |

Positive developments in the period Nov 2020 – Oct 2021

A significant improvement in terms of transparency and availability of opinions of the National Bank of Serbia (NBS) in interpreting the provisions of the Law was achieved when the NBS began posting on its website responses to the most frequently asked questions about the application of foreign exchange regulations.

With adoption of certain by-laws the loan regime granted by international financial institutions was clarified.

Main recommendations for the future

Adapt the wording of the Law and interpretation in practice so that prohibited operations are explicitly prescribed as such, whereas all other activities are considered permitted.

Further relaxation of administrative requirements (e.g. delivering of documentation via e-mail instead in hard copy), and particularly switching to ex post reporting of cross-border financial loans.

Simplify the set-off rules for all types of current and capital transactions and allow cash pooling between affiliated parties.

Reconsider the wide scope of NBS' discretion to restrict a resident from granting securities or guarantees in relation to foreign loans, especially in relation to regular foreign loans.

Stečaj**1,44****Rezultati u sprovođenju preporuka
iz „Bele knjige 2020“**

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--------|----------------|-------------------|------------------|--------------|
| Stečaj | 1,44 | 0 | 4 | 5 |

Poboljšanja

u periodu novembar 2020–oktobar 2021.

Predložene izmene Zakona o stečaju bi trebalo da dovedu do poboljšanja položaja razlučnog i založnog poverioca i do veće transparentnosti i efikasnosti stečajnih postupaka.

Glavne preporuke za budućnost

Regulisati pitanje dostavljanja u stečajnom postupku tako da se ono učini bržim i efikasnijim

Detaljno regulisati postupak elektronske prodaje.

Potrebitno je regulisati automatski stečaj usled dugotrajne nesposobnosti plaćanja, u formi koja bi bila u skladu sa Ustavom Republike Srbije.

Regulisati pitanje stečaja fizičkih lica bilo kroz izmene i dopune postojećeg zakona ili kroz donošenje posebnog zakona.

1,44**Devizno poslovanje****1,44****Rezultati u sprovođenju preporuka
iz „Bele knjige 2020“**

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|--------------------|----------------|-------------------|------------------|--------------|
| Devizno poslovanje | 1,44 | 1 | 2 | 6 |

Poboljšanja

u periodu novembar 2020–oktobar 2021.

Značajno poboljšanje u pogledu transparentnosti i dostupnosti stavova Narodne banke Srbije (NBS) u tumačenju odredaba Zakona je ostvareno kada je NBS otpočela sa objavom na svojoj web-stranici odgovora na najčešće postavljana pitanja o primeni propisa o deviznom poslovanju.

Usvajanjem određenih podzakonskih akata pojašnjen je režim u slučaju kredita koje odobravaju međunarodne finansijske institucije.

Glavne preporuke za budućnost

Prilagoditi tekst Zakona i tumačenje u praksi tako da se zabranjeni poslovi izričito propisuju kao takvi, dok se sve ostale aktivnosti smatraju slobodnim.

Dalje ublažavanje administrativnih zahteva (npr. dostavljanje dokumentacije putem e-mail-a umesto u papiru), a posebno preći na naknadno izveštavanje o prekograničnim finansijskim kreditima.

Pojednostaviti pravila o prebijanju potraživanja za sve vrste tekućih i kapitalnih poslova i dozvoliti udruživanje novčanih sredstava odnosno salda na računima („cash-pooling“), između povezanih lica.

Razmotriti širok opseg ovlašćenja NBS da ograniči rezidenta da da jemstvo ili obezbeđenje po kreditnim poslovima sa inostranstvom, a naročito u vezi sa redovnim kreditnim poslovima sa inostranstvom.

Pharmaceuticals

1.67

Results in implementation of recommendations from the White Book 2020

| | AVERAGE GRADE | SIGNIFICANT PROGRESS | CERTAIN PROGRESS | NO PROGRESS |
|-----------------|---------------|----------------------|------------------|-------------|
| Pharmaceuticals | 1.67 | 3 | 8 | 10 |

Positive developments in the period Nov 2020 – Oct 2021

During 2021 direct payment for medicines to suppliers as per the CPP by the NHIF continued.

With the support of the Ministry of Finance, the issue of collection of most of the debt of state healthcare institutions (pharmacies, health centres and hospitals) to suppliers for delivered medicines and medical devices was resolved.

ALIMS started implementation of the Rulebook on registration and issued numerous permanent licences for medicines, in accordance to the provision of the applicable Law on Medicines.

Main recommendations for the future

The Government should provide steady funding for innovative medicines and generic medicines while expanding the indications through a special-purpose transfer of budget funds to NHIF.

Ensure the settlement of the remaining outstanding debt of state healthcare institutions towards pharmaceutical wholesalers for delivered medicines and medical devices, to ensure further continued supply for the institutions.

Notes



Farmaceutska industrija

1,67

Rezultati u sprovođenju preporuka iz „Bele knjige 2020“

| | PROSEČNA OCENA | ZNAČAJAN NAPREDAK | ODREĐEN NAPREDAK | BEZ NAPRETKA |
|-------------------------|----------------|-------------------|------------------|--------------|
| Farmaceutska industrija | 1,67 | 3 | 8 | 10 |

Poboljšanja u periodu novembar 2020–oktobar 2021.

RFZO je nastavio u 2021. godini sa direktnim plaćanjima prema dobavljačima po CJN za isporučene lekove.

Uz podršku Ministarstva finansija rešeno je pitanje naplate većine duga zdravstvenih ustanova (apoteka, domova zdravlja i bolnica) prema dobavljačima za isporučene lekove i medicinska sredstva.

Agencija za lekove je u 2020. godini započela implementaciju izmene Pravilnika o registraciji i izdala veći broj trajnih dozvola za lek u skladu sa odredbama važećeg Zakona o lekovima.

Glavne preporuke za budućnost

Obezbediti stabilno finansiranje inovativnih lekova kao i generičkih lekova uz proširenje indikacija namenskim transferom budžetskih sredstava prema RFZO i time nadomesti očigledan manjak istih u finansijskom planu RFZO-a.

Obezbediti izmirenje preostalih dugova državnih zdravstvenih ustanova prema veledrogerijama i dobavljačima za isporučene lekove i medicinska sredstva, kako bi se obezbedilo dalje kontinuirano snabdevanje ustanova.

Napomene



FIC COMMITTEES

The committees are the core bone of FIC and most credited for the White Book preparation. They are the platform where FIC members exchange ideas, share best practices, and jointly formulate proposals how to overcome existing regulatory obstacles. Currently, 8 committees operate within FIC:

Anti-Illicit Trade & Food Committee

Aim of the Committee is to improve the regulatory framework related to the food and agriculture industries and intensify the fight against illicit trade through regulatory changes and better law enforcement.

Financial Services Committee

This Committee is dedicated to improving the regulatory environment for financial services in Serbia to modernize the market and facilitate economic growth with focus on digitalization, capital market, prevention of money laundering, insurance and leasing.

Human Resources Committee

Mission of the Committee is to work on proposals for removing obstacles faced by investors in HR area and labour regulations, to make suggestions on how to enhance the quality of the human resources in the country stretching its portfolio from managing to educational aspects of the HR policies.

Infrastructure & Real Estate Committee

Committee's activities are aimed at improvement and modernization the framework for development of the infrastructure and real estate, energy, and transportation. This includes advocating for the implementation of the strategies, development and coming up with new proposals to modernize regulatory framework.

Legal Committee

The Legal Committee focuses on the analysis of general legal framework in Serbia. Aim of this cross-sectoral Committee is to advocate for improvement of the overall legal framework by closely monitoring the work of Serbian authorities and generating proposals for its improvement.

Pharma Industry Committee

Aim of this sectoral Committee is to promote the needed reforms of the health sector, health insurance model and advocate for the full harmonization of legislation with the EU and removing legislative obstacles.

Taxation Committee

Taxation Committee, that gathers members from virtually all fields, contributes to upgrading tax system to align it with international practices and OECD guidelines and improve consistency in implementation and work of the Tax Administration.

Telecommunications & Digital Economy Committee

Aim of this Committee is to advocate for the improvement of the investment climate in the sector of Telecommunications, for removing legislative and other barriers for further development of e-Commerce and digital services and to promote new business models.

ODBORI SAVETA STRANIH INVESTITORA

Odbori su okosnica rada Saveta i najzaslužniji za pripremu Bele knjige, platforme na kojoj članovi Saveta razmenjuju ideje, dele najbolje prakse i zajednički formulišu predloge kako da se prevažiđu postojeće regulatorne prepreke. Trenutno u okviru Saveta radi 8 odbora:

Odbor za borbu protiv nedozvoljene trgovine i hrani

Cilj Odbora je unapređenje regulatornog okvira koji se odnosi na prehrambenu industriju i poljoprivredu, kao i intenziviranje borbe protiv nedozvoljene trgovine kroz regulatorne promene i efikasnije sprovođenje zakona.

Odbor za finansijske usluge

Odbor je posvećen unapređenju regulatornog okvira sektora finansijskih usluga u Srbiji kako bi se modernizovalo tržište i omogućio ekonomski rast sa fokusom na digitalizaciju, tržište kapitala, sprečavanje pranja novca, osiguranje i lizing.

Odbor za ljudske resurse

Misija Odbora je da radi na predlozima za otklanjanje prepreka sa kojima se suočavaju investitori u oblasti ljudskih resursa i radnopravnoj regulativi, daje sugestije za unapređenje kvaliteta ljudskih resursa u zemlji proširujući svoj portfolio od upravljanja do obrazovnih aspekata HR politika.

Odbor za infrastrukturu i građevinarstvo

Aktivnosti odbora su usmerene ka unapređenju i modernizaciji okvira za razvoj infrastrukture i građevinarstva, energetike i saobraćaja. To uključuje zalaganje za implementaciju strategija, razvoj i kreiranje novih predloga sa ciljem modernizacije regulatornog okvira.

Pravni odbor

Pravni odbor se fokusira na analizu opšteg pravnog okvira u Srbiji. Cilj ovog međusektorskog odbora je zalaganje za unapređenje sveukupnog pravnog okvira putem pažljivog monitoringa rada srpskih vlasti, kao i generisanje predloga za njegovo dalje unapređenje.

Odbor za farmaceutsku industriju

Cilj ovog sektorskog odbora je promovisanje potrebnih reformi zdravstvenog sektora, modela zdravstvenog osiguranja i zalaganje za punu harmonizaciju zakonodavstva sa EU, kao i uklanjanje zakonodavnih prepreka.

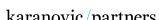
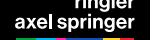
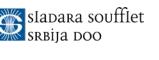
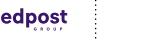
Poreski odbor

Poreski odbor, koji okuplja članove iz gotovo svih oblasti privrede, značajno doprinosi unapređenju poreskog sistema sa ciljem njegovog daljeg usklađivanja sa međunarodnom praksom i smernicama OECD-a, kao i poboljšanju doslednosti u primeni i radu Poreske uprave.

Odbor za telekomunikacije i digitalnu ekonomiju

Cilj ovog odbora je da se zalaže za unapređenje investicione klime u sektoru telekomunikacija, za uklanjanje zakonskih i drugih barijera za dalji razvoj e-trgovine i digitalnih usluga, kao i za promociju novih poslovnih modela.

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| A1 A1 SRBIJA D.O.O. | Addiko Bank ADDIKO BANK A.D. BEograd | Adecco ADECCO OUTSOURCING D.O.O. | Airport City Belgrade AIRPORT CITY BELGRADE | ALMA QUATTRO ALMA QUATTRO D.O.O. BEOGRAD | API bank API BANK A.D. BEograd |
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| Eurobank Srbija EUROBANK A.D. BEograd | European Investment Bank The Ed bank EUROPEAN INVESTMENT BANK | European Bank for Reconstruction and Development EVROPSKA BANKA ZA OBNOVU I RAZVOJ | EXLRT EXLRT D.O.O. | Stellantis FCA PLASTICS SRBIJA D.O.O. | Stellantis FCA SRBIJA D.O.O. KRAGUEVAC |
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|  KPMG D.O.O. BEograd |  LAFARGE BFC D.O.O. |  advokatska kancelarija Kosić LAW OFFICE KOSIĆ | Law Office Miroslav Stojanović cooperating law office of WOLF THEISS LAW OFFICE MIROSLAV STOJANOVIC IN COOPERATION WITH WOLF THEISS |  leitner leitner tax audit advisory LEITNERLEITNER CONSULTING D.O.O. BEograd |  LUKOIL SRBIJA A.D. BEograd |
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|  TOYO TIRE SERBIA D.O.O. |  UNICREDIT BANK SRBIJA JSC |  unifiedpost UNIFIEDPOST SOLUTIONS D.O.O. |  UNIQA NEZIVOTNO OSIGU- RANJE A.D.O. |  WEST PHARMACEUTICAL SERVICES BEograd D.O.O. |  WIENER STÄDTISCHE VIENNA INSURANCE GROUP WIENER STÄDTISCHE OSIGU- RANJE A.D.O. BEograd |
|  ZIVKOVIC SAMARDZIC A.O.D. BEOGRAD | | | | | |

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