

WHITE

Proposals for improvement of the business environment in Serbia

BOOK

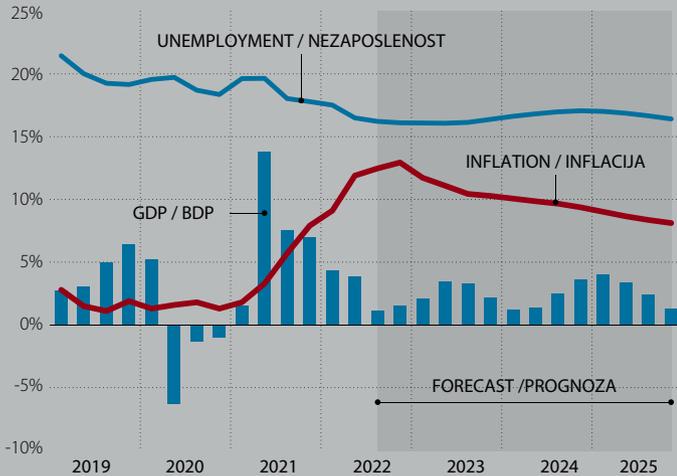
2022

Essentials



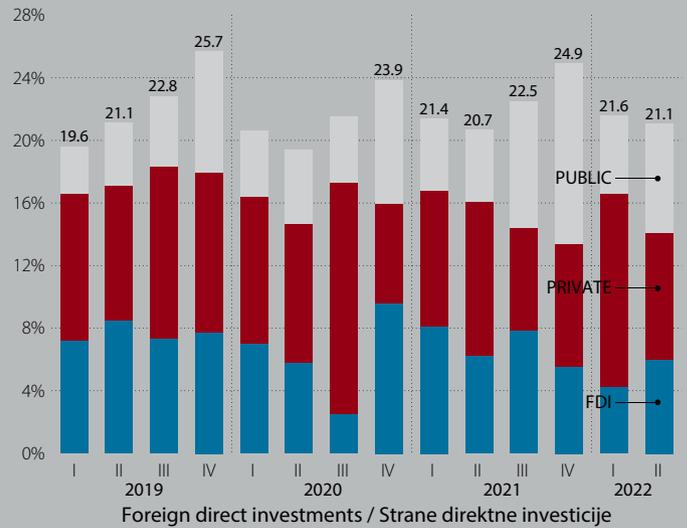
MACRO DATA / MAKROEKONOMSKI PODACI

**Real GDP Growth In Serbia /
Realni rast BDP u Srbiji**



Source / Izvor: RZS, NBS, FIC

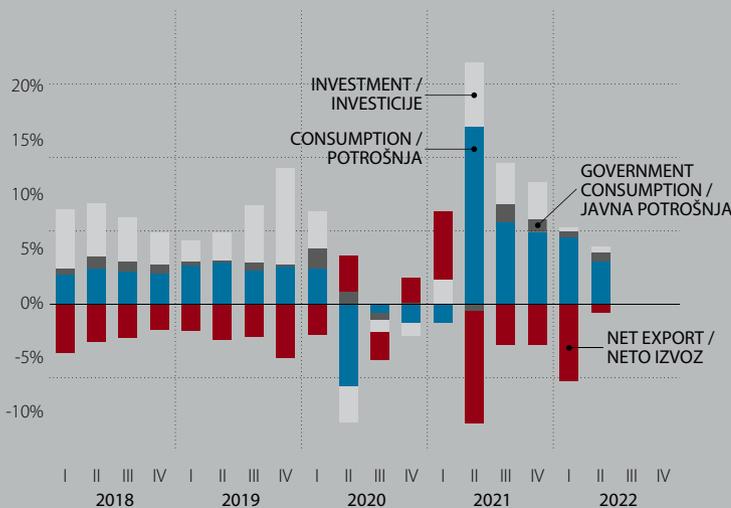
**Ownership Structure of Investments in Serbia /
Vlasnička struktura investicija u Srbiji**



Foreign direct investments / Strane direktne investicije

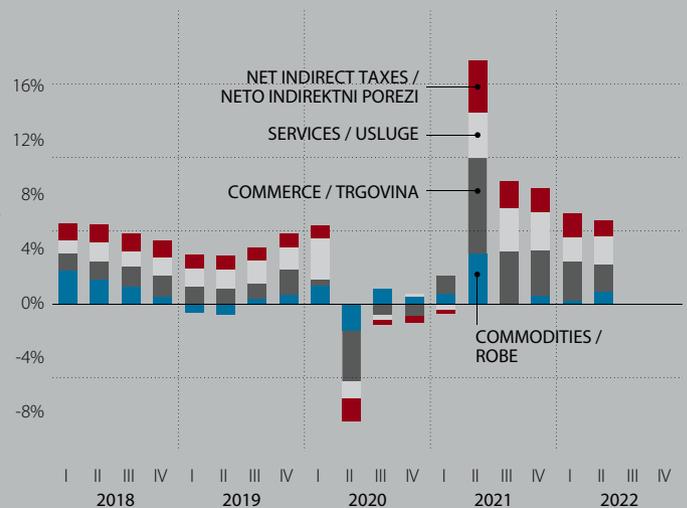
Source / Izvor: MinFin, NBS, Belox

**Breakdown of GDP by Components of Final Demand /
Komponente BDP na strani finalne potrošnje**



Izvor: RZS, Belox

**Breakdown of GDP by Activities /
Komponente BDP na strani ponude**



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 2022. 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 2022. We will portray developments in the ten 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 scan 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 2022

DRAGI ČITAOČE,

Velika nam je čast da Vam predstavimo ovogodišnju brošuru „Bela knjiga: rezime“ – rezime izdanja „Bele knjige“ za 2022. 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 predstavite 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, saznate šta je „Bela knjiga“ i koji su glavni nalazi izdanja za 2022. godinu. Predstavićemo dešavanja u deset oblasti koje smatramo prioritetima i dati glavne preporuke kako da se u svakoj od njih ubuduće ubrza napredak. Imaćete priliku da saznate 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 štampamo 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 opšteg cilja **da Srbija postane konkurentnija i ekonomski snažnija!**

Aleksandar Ljubić
izvršni direktor Saveta



Učitavanjem QR koda, možete preuzeti Belu knjigu 2022

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 2022 edition is Prof. Mirosljub Labus

Structure of the White Book text

Score card tracking results in implementation of recommendations from White Book 2021.

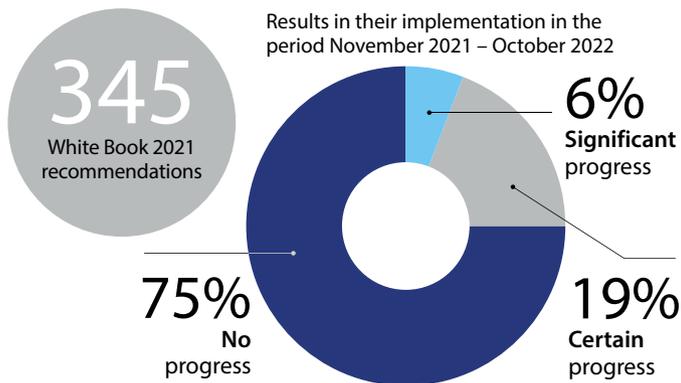


White Book 2022 in numbers



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

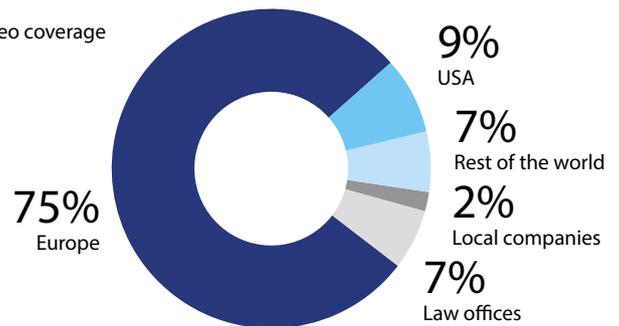
Key characteristics and values of FIC

Independence	Regulatory expertise
Consistency	Best Practices
EU promotion	Cooperation

Key figures



Geo coverage



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 2022. godini je prof. Mirosljub Labus.

Struktura teksta iz Bele knjige

Pregled realizacije preporuka iz Bele knjige 2021.

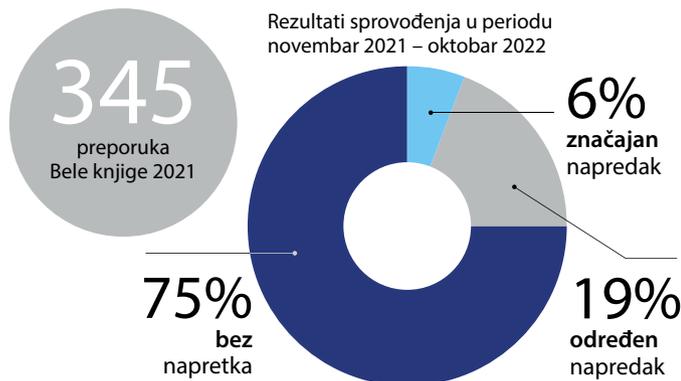


Bela knjiga 2022. u brojevima



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



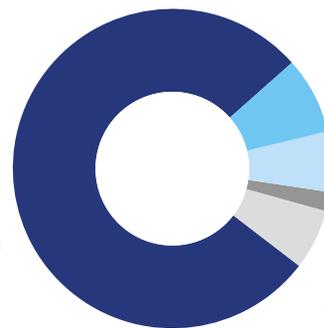
20 godina postojanja



116 članica iz 21 sektora

Geografska pokrivenost

75% Evropa



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



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



9 odbora

MAIN RECOMMENDATIONS

Taxes

1.04

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Taxes – total	1.04	0	2	48
Latest Developments – Parafiscals	1.00	0	0	6
Personal Income Tax	1.00	0	0	10
Value Added Tax	1.00	0	0	7
Corporate Income Tax	1.00	0	0	8
Tax Procedure	1.11	0	1	8
Property Tax	1.00	0	0	5
Customs	1.20	0	1	4

Positive developments in the period Nov 2021 – Oct 2022

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 the latest CIT Law amendments, taxpayers are given the right not to include capital gains realized by entering property rights into the capital of resident legal entities in the tax base under certain conditions.

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.

Labour Regulations

1.06

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Labour – total	1.06	0	2	29
Employment of Foreigners	1.00	0	0	3
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	5
Human Capital	1.00	0	1	5
Safety and Health at Work	1.00	0	0	5
Dual Vocational Education	1.33	0	1	2

Positive developments in the period Nov 2021 – Oct 2022

No improvements were noted in Labour regulations area.

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

1,04

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Porezi – ukupno	1.04	0	2	48
Najnovije tendencije – parafiskalni nameti	1.00	0	0	6
Porez na dohodak građana	1.00	0	0	10
Porez na dodatu vrednost	1.00	0	0	7
Porez na dobit pravnih lica	1.00	0	0	8
Poreski postupak	1.11	0	1	8
Porez na imovinu	1.00	0	0	5
Carine	1.20	0	1	4

Poboljšanja

u periodu novembar 2021–oktobar 2022.

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 dopunama Zakona o porezu na dobit pravnih lica, poreskim obveznicima je dato pravo da kapitalne dobitke ostvarene unosom imovinskih prava u kapital rezidentnih pravnih lica ne uključe u poresku osnovicu pod određenim uslovima.

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.

Radno-pravni propisi

1,06

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Rad – ukupno	1.06	0	2	29
Rad stranaca	1.00	0	0	3
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	5
Ljudski kapital	1.00	0	1	5
Bezbednost i zdravlje na radu	1.00	0	0	5
Dualno obrazovanje	1.33	0	1	2

Poboljšanja

u periodu novembar 2021–oktobar 2022.

Nije zabeležen napredak u oblasti radno pravne regulative.

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

2.57

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Digitalization & E-Commerce	2.57	4	3	0

Positive developments in the period Nov 2021 – Oct 2022

Office for IT and e-Government enabled citizens to obtain cloud-based qualified electronic certificates free of charge thus enabling a simple and accessible digital identity for the widest circle of citizens.

The eCertificate service was launched - electronic certificate of settled debts based on property taxes and local self-governments' taxes.

As part of the Open Balkans Regional Initiative, an Agreement on Linking Electronic Identification Schemes has been reached aiming to enable the unique use of schemes issued by Serbia, North Macedonia and Albania.

In addition to the possibility of video identification of natural persons, National Bank of Serbia enabled the identification of legal entities.

Main recommendations for the future

In order to improve the efficiency and security of operations, automated data exchange between the public and private sectors should be enabled.

Reduce the cost of electronic archiving of company documentation through the amendment of regulations along the lines of excluding the largest part of business documentation because it is not relevant for culture, art, science and other categories of the Law on Archival Material and Archival Activities.

Further digitalization of the work of public administration.

Real Estate

1.36

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Real Estate – total	1.36	0	10	18
Construction Land and Development	1.18	0	2	9
Restitution	1.00	0	0	3
Cadastral Procedure	1.73	0	8	3
Mortgages and Real Estate Financial Leasing	1.00	0	0	3

Positive developments in the period Nov 2021 – Oct 2022

The Ministry of Construction, Transport and Infrastructure has formed a Working Group to work on the Law on Conversion of the right of use to ownership of construction land with a fee, demonstrating willingness to solve the conversion problem as soon as possible.

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

Digitalization of cadastre procedure.

Main recommendations for the future

The Law on Conversion for a Fee should be amended as soon as possible.

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

2,57

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Digitalizacija i elektronsko poslovanje	2,57	4	3	0

Poboljšanja

u periodu novembar 2021–oktobar 2022.

Kancelarija za IT i eUpravu je omogućila građanima da dobiju kvalifikovani elektronski sertifikat u kladu bez naknade, omogućavajući jednostavni i pristupačni digitalni identitet za najširi krug građana.

Lansirana je usluga eUverenje - podnošenje elektronskog zahteva u cilju dobijanja elektronskog uverenja o izmirenim zaduženjima po osnovu poreza na imovinu i taksi iz domena lokalnih samouprava.

U okviru regionalne inicijative Otvoreni Balkan, postignut je Sporazum o povezivanju šema elektronske identifikacije koji ima za cilj da omogući jedinstvenu upotrebu šema izdatih od strane Srbije, Severne Makedonije i Albanije.

Pored video identifikacije fizičkih lica, Narodna banka Srbije je izmenom relevantne Odluke omogućila identifikaciju i pravnih lica.

Glavne preporuke za budućnost

U cilju veće efikasnosti i bezbednosti poslovanja potrebno je omogućiti automatizovanu razmenu podataka između javnog i privatnog sektora.

Smanjiti troškove elektronskog arhiviranja dokumentacije privrednih društava kroz izmenu propisa u pravcu izuzimanja najvećeg dela poslovne dokumentacije jer ista nije od značaja za kulturu, umetnost, nauku i druge kategorije Zakona o arhivskoj građi i arhivskog delatnosti.

Dalja digitalizacija poslovanja javne uprave.

Nekretnine i izgradnja

1.36

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Nekretnine i izgradnja – ukupno	1,36	0	10	18
Građevinsko zemljište i izgradnja	1,18	0	2	9
Restitucija	1,00	0	0	3
Katarstarski postupak	1,73	0	8	3
Hipoteke i finansijski lizing nekretnina	1,00	0	0	3

Poboljšanja

u periodu novembar 2021–oktobar 2022.

Ministarstvo građevinarstva, saobraćaja i infrastrukture je formiralo Radnu grupu za rad na Zakonu o pretvaranju prava korišćenja u pravo svojine građevinskog zemljišta uz naknadu sa ciljem što bržeg rešenja problema 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

Izmene Zakona o konverziji u što kraćem roku.

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

1.57

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Illicit Trade Prevention and Inspection Oversight	1.57	0	4	3

Positive developments

in the period Nov 2021 – Oct 2022

Coordination Body for the Suppression of the Grey Economy coordinated activities in order to prepare a National Program for the Suppression of the Grey Economy for 2022-2025. The Program has passed the public discussion procedure and it is expected to be adopted with the Action Plan 2022-2023, Business representatives, citizens and the non-governmental sector took part in Program preparation.

The efficiency of inspection controls has been improved by providing the recommendations and guidelines, that are regularly published in the Inspection Practice Book.

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

1.14

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Food and Agriculture – total	1.14	0	2	12
Food Safety Law	1.14	0	1	6
Sanitary and Phytosanitary Inspections	1	0	0	4
Quality Assurance and Declarations	1.33	0	1	2

Positive developments

in the period Nov 2021 – Oct 2022

Amendments to the Rulebook on Maximum Concentrations of Certain Contaminants in Food, from the end of 2021, predefined food categories in the part related to acrylamide, in order to align the domestic categorization with the European one, and avoid different interpretations.

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 inspeksijski nadzor

1,57

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Borba protiv nedozvoljene trgovine i inspeksijski nadzor	1,57	0	4	3

Poboljšanja

u periodu novembar 2021–oktobar 2022.

Koordinaciono telo za suzbijanje sive ekonomije koordiniralo je aktivnosti u cilju pripreme Nacionalnog programa za suzbijanje sive ekonomije za 2022-2025. Program je prošao proceduru javne rasprave i očekuje se njegovo usvajanje sa Akcionim planom 2022-2023. U pripremi Programa učestvovali su predstavnici privrede, građani i nevladin sektor.

Efikasnost inspeksijskih kontrola je unapređena davanjem preporuka i smernica koje se redovno objavljuju u Knjizi inspeksijske prakse.

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.

Hrana i poljoprivreda

1,14

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Hrana i poljoprivreda – ukupno	1,14	0	2	12
Zakon o bezbednosti hrane	1,14	0	1	6
Sanitarna i Fitosanitarna inspekcija	1	0	0	4
Kontrola kvaliteta i deklarisanje	1,33	0	1	2

Poboljšanja

u periodu novembar 2021–oktobar 2022.

Izmenama i dopunama Pravilnika o maksimalnim koncentracijama određenih kontaminenata u hrani, s kraja 2021. godine, predefinisane su kategorije hrane u delu koji se odnosi na akrilamid, kako bi se domaća kategorizacija usaglasila sa evropskom, i izbegla različita tumačenja.

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 inspeksijskih službi, uz uspostavljanje funkcionalnog IT sistema i digitalizaciju nadzora.

Donošenjem pravilnika uspostaviti jedinstvena pravila u procedurama inspeksijskih službi.

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

Bankruptcy

1.22

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Bankruptcy	1.22	1	0	8

Positive developments

in the period Nov 2021 – Oct 2022

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.

Foreign Exchange Regulations

1.38

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Foreign Exchange Regulations	1.38	1	1	6

Positive developments

in the period Nov 2021 – Oct 2022

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.

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

1,22

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Stečaj	1,22	1	0	8

Poboljšanja

u periodu novembar 2021–oktobar 2022.

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.

Potrebno 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.

Devizno poslovanje

1,38

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Devizno poslovanje	1,38	1	1	6

Poboljšanja

u periodu novembar 2021–oktobar 2022.

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.

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

1.71

Results in implementation of recommendations from the White Book 2021

	AVERAGE GRADE	SIGNIFICANT PROGRESS	CERTAIN PROGRESS	NO PROGRESS
Pharmaceuticals	1.71	4	7	10

Positive developments in the period Nov 2021 – Oct 2022

The NHIF, in coordination with the Ministry of finances and the Ministry of health, has provided additional dedicated funds for financing new medicines in the amount of 6 billion RSD.

The NHIF made available for pharmaceutical companies a new model of special contract which has as subject the arrangement of mutual financing of medicines which are issued in pharmacies thus significantly facilitating accessibility of medicines from the list A/A1.

The NHIF continued in 2022. with direct payments to suppliers by CJN for delivered medicines and introduced a new information system.

The settling the debt issue of health institutions to suppliers for delivered medicines and medical devices has been resolved to a large extent.

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.

NHIF should ensure the acquisition of the funds required from the central budget for introducing new medicines on the Reimbursement List.

The Ministry of Health should work continuously, together with the Ministry of Finance and the NHIF, on securing additional funds from the budget of the Republic of Serbia with the aim of including new therapies on the NHIF Reimbursement List.

Tourism and Hospitality*

Main recommendations for the future

Adoption of new Tourism Development Strategy with a change in the management concept of tourist destinations;

Introduction of a new methodology for assessing the foreign exchange inflow of the tourist economy through the application of the methodology of tourism satellite accounts;

Amendments to the Law on Simplified Working in Seasonal Affairs in certain activities in the direction of the circle extensions on the tourism sector and hospitality;

Amendments to the Law on Value Added Tax to expand activities that would be taxed at a special, reduced rate to increase tourism destination competitiveness of Serbia;

Amendments to the Law on Copyright regarding the method of determining the Copyright and related rights tariff in hospitality;

Suppression of the high level of the grey economy in the individual accommodation services segment which allows unfair competition for facilities that work legally.

* topic presented for the first time in the White Book

Farmaceutska industrija

1,71

Rezultati u sprovođenju preporuka iz „Bele knjige 2021“

	PROSEČNA OCENA	ZNAČAJAN NAPREDAK	ODREĐEN NAPREDAK	BEZ NAPRETKA
Farmaceutska industrija	1,71	4	7	10

Poboljšanja

u periodu novembar 2021–oktobar 2022.

RFZO je u koordinaciji sa Ministarstvom finansija i Ministarstvom zdravlja obezbedio dodatna namenska sredstva za finansiranje novih lekova u iznosu od 6 milijardi RSD.

RFZO je stavio na raspolaganje farmaceutskim kompanijama i novi model posebnog ugovora koji ima za predmet uređivanje međusobnog finansiranja lekova koji se izdaju u apotekama čime je značajno olakšana dostupnost lekova sa Liste A/A1.

RFZO je i u 2022. godini nastavio sa direktnim plaćanjima prema dobavljačima po CJN za isporučene lekove i uveo novi informacioni sistem

U velikoj meri je rešeno pitanje izmirenja duga zdravstvenih ustanova (domova zdravlja i bolnica) prema dobavljačima za isporučene lekove i medicinska sredstva.

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.

RFZO treba da osigura dobijanje iz centralnog budžeta potrebnih sredstava za uvođenje novih lekova na Listu lekova

Ministarstvo zdravlja treba da zajedno sa Ministarstvom finansija i RFZO kontinuirano radi na obezbeđivanju dodatnih finansijskih sredstava iz Budžeta Republike Srbije, u cilju stavljanja novih terapija na Listu lekova RFZO.

Turizam i ugostiteljstvo*

Glavne preporuke za budućnost

Donošenje nove Strategije razvoja turizma uz promenu koncepta upravljanja turističkim destinacijama;

Uvođenje nove metodologije za procenu deviznog priliva sektora turizma kroz primenu metodologije satelitskih računa u turizmu;

Izmene i dopune Zakona o pojednostavljenom radu u sezonskim poslovima u pojedinim delatnostima u pravcu proširenja obuhvaćenih delatnosti na sektor turizma i ugostiteljstva;

Izmene Zakona o porezu na dodatu vrednost radi proširenja delatnosti koje bi se oporezovale po posebnoj, sniženoj stopi radi povećanja konkurentosti Srbije kao turističke destinacije;

Izmene i dopune Zakona o autorskom i srodnim pravima u pogledu načina utvrđivanja visine tarife za autorska i srodna prava u sektoru ugostiteljstva;

Suzbijanje visoke stope sive ekonomije u turizmu i ugostiteljstvu sa akcentom na segment fizičkih lica pružalaca usluga smeštaja.

* tema prvi put predstavljena u Beloj knjizi

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, 9 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.

Tourism and Hospitality Committee

The main focus of the Tourism & Hospitality Committee is the need for improvement of the regulatory framework, as well as tourism governance, and advance a cross-cutting government approach, including innovative solutions and effective coordination of all objectives under a shared vision of improved destination competitiveness.

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 prevaziđu postojeće regulatorne prepreke. Trenutno u okviru Saveta radi 9 odbora:

Odbor za borbu protiv nedozvoljene trgovine i hranu

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 radno-pravnoj 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 usmerne 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.

Odbor za turizam i ugostiteljstvo

Ključni fokus odbora za turizam i ugostiteljstvo je na poboljšanju regulatornog okvira, ali i upravljanja turizmom i unapređenje međusektorskog vladinog pristupa, uključujući inovativna rešenja i efektivnu koordinaciju svih ciljeva radi ostvarivanja zajedničke vizije unapređene konkurentnosti destinacije.

 A1 SRBIJA D.O.O.	 ADDIKO BANK A.D. BEOGRAD	 ADECCO OUTSOURCING D.O.O.	 AIRPORT CITY BELGRADE	 ALMA QUATTRO D.O.O. BEOGRAD	 API BANK A.D. BEOGRAD
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LAFARGE BFC D.O.O.



LAW OFFICE MIROSLAV STOJANOVIC
cooperating law office of
Wolf Theiss
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BEOGRAD



NESTLÉ ADRIATIC S D.O.O.



NIS A.D. NOVI SAD (NAFTNA
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PROCREDIT BANK



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RAUCH SERBIA D.O.O.



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RIO SAVA EXPLORATION D.O.O.



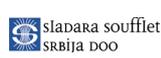
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SGS BEOGRAD D.O.O.



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PREDUZEĆE ZA PROIZVODNJU
GUMA



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TOYO TIRE SERBIA D.O.O.
INJIJA



UNICREDIT BANK SRBIJA JSC



UNIFIEDPOST SOLUTIONS
D.O.O.



UNIQA NEZIVOTNO OSIGU-
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WEST PHARMACEUTICAL
SERVICES BEOGRAD D.O.O.



WIENER STÄDTISCHE OSIGU-
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Jelena Lazarević	Regulatory Director
Tanja Jovanović	Regulatory Officer
Koviljka Nikolić	Office Manager
Tamara Kapor	Office Manager



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