



**MONTENEGRO**  
**SUPREME STATE PROSECUTOR'S OFFICE**  
**Tu no. 245/24**  
**Podgorica, December 19, 2024**

**INSTRUCTION FOR PROCEEDING OF STATE PROSECUTOR'S OFFICES IN CASES  
AGAINST UNKNOWN PERPETRATORS (KTN)**

**TO ALL STATE PROSECUTOR'S OFFICES**

Following the submission of reports concerning the number, status, method of storage, and handling of cases against unknown perpetrators (Ktn), it appears that different state prosecutor's offices in Montenegro use various practices. In particular, practices differ regarding the storage location of case files, issuance of urgencies to the Police Administration, actions taken in the event of the statute of limitations for criminal prosecution, and the discharge of the outgoing state prosecutor's caseload. Pursuant to Article 131, paragraph 3 of the Law on the State Prosecutor's Office, I hereby issue the following general instruction:

- all opened cases against unknown perpetrators (KTN) must be kept in the offices of the state prosecutors who are in charge of the cases;
- take specific actions until the perpetrators are identified or the statute of limitations for criminal prosecutions expires. Send urgencies to the Police Administration to take actions in identifying perpetrators at least once every three months. Always include the date of the absolute statute of limitations for criminal prosecution;
- in the event of the statute of limitations for criminal prosecution, it is necessary to act in accordance with Article 271, paragraph 1 of the Criminal Procedure Code, and make a decision on the dismissal of the criminal complaint. As required by paragraph 2 of the same Article, the complainant / injured party must be notified and provided a copy of the decision to ensure their right to legal protection. This notification allows them to file a complaint against the decision, enabling a review of its correctness in a second instance, though it does not permit the initiation of criminal prosecution.;
- when discharging the outgoing state prosecutor's caseload, the procedure of releasing the state prosecutor from the cases and reassigning them over to another state prosecutor should be done according to the records from the register. This should involve comparing and harmonizing the records of the outgoing state prosecutor's cases from all registers with the physical number of cases that state prosecutor is responsible for.

**SUPREME STATE PROSECUTOR**  
**Milorad Marković**  
**(signed)**