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**APPLICATION OF ARTICLE 10 OF THE LAW ON FREE ACCESS TO PUBLIC INFORMATION –  
GUIDELINES FOR PROACTIVE PUBLICATION OF PUBLIC INFORMATION FOR INFORMATION  
HOLDERS WHO DO NOT HAVE AN OFFICIAL WEBSITE**

The obligation to proactively publish public information, provided for in Article 10 of the Law on Free Access to Public Information ("Official Gazette of RSM" No. 101/2019), is mandatory for all holders of information, which means that the lack of on its website does not release the holders **from fulfilling the stated obligation.**

In 2021, according to data from the Agency for the Protection of the Right to Free Access to Public Information, about 55% of 1,445 holders did not have their own website, nor did they have a link to the website where they proactively published the prescribed public information.

These are mainly smaller holders such as bodies in composition, health institutions, educational institutions (kindergartens, primary and secondary schools), public enterprises and institutions and some of the other legal and natural persons who exercise public powers and activities of public interest, and are holders who are obliged to implement the Law, as a rule, but do not have their own web page, nor publish information from their scope of work.

Therefore, the Agency gives a recommendation to owners who do not have their own website **until the conditions for having their own website are met, in cooperation and agreement with the authorities that established them or that are responsible for their operation, to publish their information prescribed by Article 10 of the Law on the websites of the competent owners.**

It is recommended that owners who are responsible for owners who do not have their web pages create **banners** on their own website (for example, a municipality for primary and secondary schools) and clearly mark it on the front page, which will enable applicants to access the necessary information faster and easier.

The holder, i.e. the official mediating the information of a public nature, who does not have their website, whose information is published in the banner, will be responsible for the accuracy of the content and data of the published information, the timeliness and their up-to-dateness, and the holder of the information, that is, the authority that is the founder, for their download and timely publication of the information after its delivery. Therefore, the goal of the timely, accurate and maximally transparent publication of information is to ensure cooperation between the owners, that is, the owner who enables the publication of information on his website and the owner whose information is published.

Certain holders, as part of the legal and natural persons who exercise public powers and activities of public interest, are not able to apply the given direction, they should work on creating conditions for

starting the implementation of Article 10 of the LFAPI, on their website.