

**THE REPUBLIC PUBLIC PROSECUTOR'S OFFICE**  
**HIGHER PROSECUTOR'S OFFICE IN NOVI SAD**

Based on the provision of the Article 281 of Criminal Proceedings Law Book, the damaged party Ilija Dević from Belgrade, No 9 Vile Ravijojle Street is filing

**CRIMINAL CHARGES**

**AGAINST:**

1. Maja Gojković, ex Mayor of the City of Novi Sad
2. Zoran Vučević, ex President of the Assembly of the City of Novi Sad
3. Aleksandar Jeftić, ex Director for Urbanization
4. Igor Mirović, ex Director of the Institute for the City Development
5. Biljana Grbović, Head of the City Administration for Inspection
6. Vladimir Stojković, ex Head of the City Administration for Traffic and Roads
7. Vučeta Tošković, ex member of the City Council for Traffic
8. Lidija Tadić, ex City Secretary for Administration and Regulations
9. Danica Vignjević, ex member of the City Council for Utility Services
10. Dejan Mandić, ex member of the City Council for Finance

Due to reasonable suspicion that in the period from 1 February, 2005 to mid 2007 as officials-functionaries of the City of Novi Sad, Maja Gojković, as ex Mayor of the City of Novi Sad, Zoran Vučević, as ex President of the Assembly of the City of Novi Sad, Aleksandar Jeftić, as ex Director for Urbanization, Igor Mirović, as ex Director of the Institute for the City Development, Biljana Grbović, as Head of the City Administration for Inspection, Vladimir Stojković, as ex Head of the City Administration for Traffic and Roads, Vučeta Tošković, as ex member of the City Council for Traffic, Lidija Tadić, as ex City Secretary for Administration and Regulations, Danica Vignjević, as ex member of the City Council for Utility Services, Dejan Mandić, as ex member of the City Council for Finance, took advantage of their official positions and authorities, exceeded the limits of their competences and did not perform the official duties delegated to them to be performed at their respective duties, in accordance with the previously made agreement and acting together as co-perpetrators inflicted damage to the City of Novi Sad and the tax payers – citizens of Novi Sad, in the amount of 400,000.000 million dinars, severely violated rights of *ATP Vojvodina*, of more than 500 employees of the company and the damaged owner of *ATP Vojvodina*, Ilija Dević in the amount of several hundred million Euros in the following way:

After the damaged Ilija Dević as the owner of *ATP Vojvodina* sent on 1 February, 2005 the letter on intentions to build auto-centre *ATP Vojvodina* (*EvoBus* service centre and new intercity bus station) with the preliminary project, the Mayor Maja Gojković and the City Council made the conclusions in which they gave the task to the Public Company *The Institute for the City Development* – lead by the accused Igor Mirović, to coordinate the activities relating realization of the preliminary project for building of the Service Centre and Bus Station, and in the same time they gave the order to the Public Company *Urbanizam* – then lead by the accused Aleksandar Jeftić to make the urban and technical documentation for the project realization/ All other accused persons were included in these activities.

As the authorities in charge of monitoring and control of this kind of contract making, they gave no kind of warning to *ATP Vojvodina* and the investor Ilija Dević, who was building the intercity bus station with his own means, that their offer or demand was opposite to compulsive provisions, laws, decisions of the City, legal order or good customs.

After that, on 20 July, 2005, they informed Ilija Dević, owner of *ATP Vojvodina*, about *accepting* of the letter on intentions and preliminary project for building with a new urban plan adopted by the Assembly of the City of Novi Sad on 3 March, 2006. Then, on 8 May, 2006, the accused Mayor Maja Gojković concluded the contract II-020-2/2006-770 which defined mutual obligations of both the investor who was going to build auto centre *ATP Vojvodina* with his own means, and the City of Novi Sad to, after completion of *ATP Vojvodina* auto centre, issue the use permit to the investor and regulate the city and suburban traffic in accordance with the new location and newly built facilities thus providing undisturbed work to the investor, Ilija Dević.

After that and in accordance with their obligations, the City of Novi Sad and the City Administration lead by the accused who were coordinating the activities of the contract, in spite of making several decisions which should have provided conditions for undisturbed beginning and continuous work of the newly built intercity bus station, did not essentially take any measures for practical realization of the abovementioned contracts but on the contrary, they had a mutual agreement in accordance with which they obstructed realization of the contract and took the measures to prevent the work of the new intercity bus station.

As the consequence of the acts knowingly and intentionally done by all the accused persons with the aim to prevent the new intercity *ATP Vojvodina* bus station from starting its work and generating income, the investor Ilija Dević suffered irreparable material damage in form of impossibility to generate income and lost profit caused by thwarting of the company's work. Amount of the damage was several hundred million Euros and after all *ATP Vojvodina* went into bankruptcy. Ilija Dević as an intervener and *ATP Vojvodina* as the claimant in the court proceedings were partially entitled to the damage compensation in the amount of around 400,000.000 million dinars. The amount was paid to *ATP Vojvodina* by the taxpayers meaning that the same amount is the damage suffered by the City of Novi Sad and the damage is in direct connection with the illegal acting and abuse of the official positions of all the accused persons.

In that way they, as co-perpetrators, they committed criminal act of abuse of the official position from the Article 359, Par.3 relating the Par.1 of the Criminal Law of the Republic of Serbia as to co-perpetrator in relation to the Article 33 of the Criminal Law

### **WE PROPOSE**

to Public Prosecutor in Novi Sad as the prosecutor in charge within the preliminary investigation

- to gather the necessary information and evidence in order to check the issues stated in the criminal charges
- to collect from the police all the necessary information from the accused persons relating the issues stated in the criminal charges
- to have insight in the final decision of the proceedings completed before the Commercial Court in Novi Sad P 4597/2010 and the procedure of its execution on the basis of this decision
- to have insight in the decision made by the Higher Court of Cassation made on 9 May, 2013
- to have insight into the documents concerning the case P 249/2011 initiated by the personal lawsuit of the damaged Ilija Dević at the Higher Court in Novi Sad
- to have insight in the case P 287/2013 at the Commercial Court in Novi Sad
- to provide all the necessary relevant documentation relating the investment of the new intercity bus station (decisions, agreements, contracts, urban conditions, construction and use permits, insight into documents of the bankruptcy procedure ST 9/2010)

### **RATIONALE**

In my opinion, the accused persons committed criminal acts I accuse them for because they, as officials and representatives of the City authorities and state inspections, agencies and local self government, by their way of acting made me as a dutiful and responsible businessman invest more than 300 million Euros into building of a new intercity bus station and a complete auto-centre, and after that by their way of acting they prevented me from performing the business activities, thus endangering livelihoods of 500 employees in *ATP Vojvodina* and *Mancoop* as my companies as well as my family whose personal assets represented guarantee for the investment *ATP Vojvodina*.

The accused officials of Novi Sad as representatives of the local authorities and institutions through the committed fraudulent acts, abuse and violation of the law caused

adverse effects not only to me as the owner but also to more than 500 employees whose existence was endangered.

In this way they grossly violated my constitutional and legal rights on property, right to work and livelihoods. The general public has been informed about this through media and the institutions have been informed as well (Anti-corruption Agency, The Anti-corruption Council, the international EU institutions, Embassies of the countries whose authorized represent I used to be etc.).

Result of the abuse done by the accused persons is that the citizens as taxpayers of Novi Sad have so far, since some proceedings are still in progress, paid 400,000.000 million dinars to *ATP Vojvodina* and that is amount of the damage inflicted to the City of Novi Sad. In the course of the case all the accused acted with intent and knowing that their acting was against law.

In the procedure of obtaining my right to build the facilities and invest the means for undisturbed business activities of *ATP Vojvodina* I was addressing the official state authorities and local government agencies which had never warned me or pointed out the fact that my demand to invest into and build the intercity bus station and auto-centre had been against the Constitution, forced legislation, the City laws and regulations, the established public order, morale and good business customs, For the abovementioned reasons, in all my activities relating the City of Novi Sad I completely complied with principles of dutifulness and honesty, and my motive for concluding the contract on building the new intercity bus station was not illegal acquiring of income, law violation and criminal activities but on the contrary – the motive was providing normal functioning of the company and providing means for livelihoods of more than 500 employees and my family.

The acts of the accused persons as representatives of the City authorities represent their fraudulent intent, their illegal motives, circumvention and breach of contract through which they caused irreparable material damage which is to be eventually paid by the City taxpayers.

I am totally aware of the fact that pressure is being put on judiciary, court and prosecutors and they cannot work in accordance with their professional duties and obligations regulated by the law. That is why this criminal charges will be sent to the Prosecution which will decide on them. but the charges will also be forwarded to the European institutions which will consider them within the Chapter 23 – Rule of Law.

Belgrade, 8 December, 2014.

the charges applicant, the damaged Ilija Dević, No 9 Vile Ravijojle Street

11000 Beograd

Contact phone number: 063 204 416