

Decree No. 314 of the Government of Georgia
13 October, 2010

Tbilisi

On the Establishment of the State Commission on Migration Issues and Enacting its Statute

Article 1. “In accordance with Article 29 Para 1 of the Law of Georgia On the Structure, Powers and Order of Activity of the Government of Georgia, the State Commission on Migration Issues (hereinafter – the “SCMI”) shall be set up. SCMI shall consist of the following members:

Minister of Justice of Georgia – Chairman of SCMI;
Deputy Minister of Internal Affairs of Georgia – Co-Chairman of SCMI;
Deputy State Minister of Georgia for Diaspora Issues;
Deputy Minister of Foreign Affairs of Georgia;
Deputy Minister of Finance of Georgia;
Deputy Minister of Labour, Health and Social Affairs of Georgia;
Deputy Minister of Education and Science of Georgia;
Deputy Minister of Economy and Sustainable Development of Georgia;
Deputy Minister of Internally Displaced Persons from the Occupied Territories, Accommodation and Refugees of Georgia;
Deputy Minister of Regional Development and Infrastructure of Georgia;
Deputy State Minister of Georgia for European and Euro-Atlantic Integration;
Deputy Chief Executive Officer of Legal Entity of Public Law - National Statistics Office of Georgia.

Decree No. 94 of the Government of Georgia dated 23 February, 2011 – web site, 28.02.2011

Decree No. 51 of the Government of Georgia dated 14 February, 2012 – web site, 17.02.2012

Decree No. 470 of the Government of Georgia dated 17 December, 2012 – web site, 20.12.2012

Decree No. 95 of the Government of Georgia dated 25 April, 2013 – web site, 29.04.2013

Article 1¹. The following parties shall be requested to take part in the work of SCMI:
Representative of the International Organization for Migration (IOM);
Representative of the Danish Refugee Council (DRC);
Representative of the International Labour Organization (ILO);
Representative of the Delegation of the European Union to Georgia (EU Delegation);
Representative of the UN High Commissioner for Refugees (UNHCR);
Representative of the International Centre for Migration Policy Development (ICMPD);
Representative of the German International Cooperation Society (GIZ).
Innovations and Reforms Centre;
Centre for Migration;
Georgian Young Lawyer's Association;
UN Association of Georgia;
Civil Development Agency.

Decree No. 470 of the Government of Georgia dated 17 December, 2012 – web site, 20.12.2012

Decree No. 396 of the Government of Georgia dated 17 June, 2014 – web site, 18.06.2014

Article 2. The attached Statute of the State Commission on Migration Issues shall be approved.

Article 3. The decree shall come into effect upon its publishing.

Prime-Minister

N. Gilauri

Amendments introduced:

1. Decree No. 94 of the Government of Georgia dated 23 February, 2011 – web site, 28.02.2011
2. Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011
3. Decree No. 51 of the Government of Georgia dated 14 February, 2012 – web site, 17.02.2012
4. Decree No. 470 of the Government of Georgia dated 17 December, 2012 – web site, 20.12.2012
5. Decree No. 95 of the Government of Georgia dated 25 April, 2013 – web site, 29.04.2013
6. Decree No. 396 of the Government of Georgia dated 17 June, 2014 – web site, 18.06.2014

Statute of the State Commission on Migration Issues

Article 1. Aim of the State Commission on Migration Issues

The State Commission on Migration Issues (hereinafter – the "SCMI") has been set up in order to define an integrated policy of the government of Georgia in the sphere of migration and improve migration processes management in Georgia.

Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011

Article 2. Objectives of SCMI

The functions and objectives of SCMI shall be as follows:

- a) to prepare proposals and recommendations in order to define an integrated policy of the government in the sphere of internal and external migration and improve the state system for management of migration process in Georgia;
- b) to develop proposals for re-integration of citizens of Georgia returned from emigration;
- c) to develop respective proposals regarding measures to be taken in the sphere of migration based on the European Neighborhood Policy Action Plan.

Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011

Article 3. Powers of SCMI

SCMI shall be authorized to:

- a) prepare and submit to the government of Georgia respective draft decisions and legal acts for its review;
- a¹) establish relations with state organizations of foreign countries and/or international organizations and take part, within the limits of its competence, in the preparation and review of international documents on migration issues inside the country;
- a²) coordinate relations with donor organizations when initiating and implementing projects on migration issues by state bodies with the support from international organizations;
- a³) execute agreements on cooperation in the sphere of migration that are not international agreements with bodies of other countries;
- a⁴) assist agencies of foreign countries and international organizations in implementing communication on migration issues with the state bodies of Georgia;
- a⁵) review draft legal acts that can have an impact on issues of various migration management spheres;
- b) request and receive from the Georgian ministries, other public institutions and organizations information which is necessary for the functioning of SCMI;
- c) set up thematic task forces with the participation of relevant ministries, state agencies, organizations and independent experts.
- d) prepare proposals regarding introducing changes in SCMI's composition.

Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011

Article 4. Chairing SCMI and the rules of carrying out its activities

1. SCMI meeting is qualified if it is attended by more than a half of SCMI members or their representatives.

1¹. A representative of SCMI member shall participate in the work of SCMI with a status of a SCMI member only when making resolutions on issues preliminarily defined by agenda.

2. (Deleted -17.12.2012, No. 470)

2¹. SCMI is headed by the Chairman of SCMI which:

- a) leads SCMI's activities;
- b) approves SCMI's work schedule presented by SCMI Secretary;
- c) convenes and leads SCMI meetings;
- d) represents SCMI in relations with third parties;
- e) ensures implementation of other measures necessary for the functioning of SCMI.

In the absence of SCMI Chairman, SCMI meeting shall be led by the Co-Chairman of SCMI.

4. Organization of SCMI meetings and control over execution of assignments given by SCMI Chairman shall be ensured by the Secretary of SCMI who at the same time is an employee of the Secretariat of the State Commission on Migration Issues of the Public Services Development Agency – legal entity of public law acting under the Ministry of Justice of Georgia (hereinafter – the "Secretariat").

5. (Deleted - 23.09.2011, No. 369)

6. Each member of SCMI has one voting right.

7. SCMI shall adopt its decisions by a simple majority of votes of the members present. In case of equal distribution of the votes, the Chairman's vote shall be the casting vote.

8. On the basis of a protocol resolution SCMI shall charge the task force with studying specific issues and preparation of corresponding draft decisions to be reviewed at SCMI meeting.

9. The minutes of SCMI meeting and corresponding assignments of SCMI Chairman shall be formalized and prepared for signing by SCMI secretary.

10. Generally, SCMI shall meet twice a year on the initiative of the Chairman or one third of SCMI members. When necessary, an extraordinary meeting of SCMI shall be convened on the basis of a request of the Chairman or majority of SCMI members.

Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011

Decree No. 470 of the Government of Georgia dated 17 December, 2012 – web site, 20.12.2012

Article 5. Organizational and technical support of SCMI activities

1. Organizational, technical and intellectual support of the activities of SCMI shall be carried out by the Secretariat.

2. The Secretariat shall ensure:

- a) coordination of relations and exchange of information between representatives of public institutions forming part of SCMI with the purpose of carrying out assignments given by SCMI;
- b) preparing information and analytical materials in the sphere of migration;
- c) providing assistance to SCMI in the matters of relations with the media and public organizations;
- d) preparing meetings, conferences and seminars initiated by SCMI;
- e) carrying out other activities necessary for the execution of powers by SCMI.

Decree No. 369 of the Government of Georgia dated 23 September, 2011 – web site, 27.09.2011

Decree No. 470 of the Government of Georgia dated 17 December, 2012 – web site, 20.12.2012

Article 6. Termination of SCMI activities

A decision regarding termination of SCMI activities shall be taken by the government of Georgia in accordance with established procedure.