Definicija funkcionera / *Definition of an official*

Funkcioner je funkcioner druge države, funkcioner međunarodne organizacije i funkcioner Republike Srbije.

Funkcioner druge države je fizičko lice koje obavlja ili je u poslednje četiri godine obavljalo visoku javnu funkciju u drugoj državi i to:
- šef države i/ili vlade, član vlade i njegov zamenik, uključujući i državnog sekretara;
- izabrani predstavnik zakonodavnog tela;
- sudija Vrhovnog i Ustavnog suda ili drugog sudskog organa na visokom nivou, protiv čije presude, osim u izuzetnim slučajevima, nije moguće koristiti redovni ili vanredni pravni lek;
- član računskog suda, odnosno vrhovne revizorske institucije i član organa upravljanja centralne banke;
- ambasador, otpravnik poslova i visoki oficir oružanih snaga;
- član upravnog i nadzornog organa pravnog lica koje je u većinskom vlasništvu strane države;
- član organa upravljanja političke stranke.

Funkcioner međunarodne organizacije je fizičko lice koje obavlja ili je u poslednje četiri godine obavljalo visoku javnu funkciju u međunarodnoj organizaciji, kao što je: direktor, zamenik direktora, član organa upravljanja ili drugu ekvivalentnu funkciju u međunarodnoj organizaciji.

Funkcioner Republike Srbije je fizičko lice koja obavlja ili je u poslednje četiri godine obavljalo visoku javnu funkciju u Republici Srbiji i to:
- predsednik države, predsednik Vlade, ministar, državni sekretar, posebni savetnik ministra, pomoćnik ministra, sekretar ministarstva, direktor organa u sastavu ministarstva i njegovi pomoćnici, direktor posebne organizacije, kao i njegov zamenik i njegovi pomoćnici;
- narodni poslanik;
- sudije Vrhovnog kasacionog, Privrednog apelacionog i Ustavnog suda;
- predsednik, potpredsednik i član saveta Državne revizorske institucije;
- guverner, viceguverner i član Saveta guvernera Narodne banke Srbije;
- lice na visokom položaju u diplomatsko-konzularnim predstavništvima (ambasador, generalni konzul, otpravnik poslova), uključujući i visokog oficira oružanih snaga;
- član organa upravljanja u javnom preduzeću ili privrednom društvu u većinskom vlasništvu države;
- član organa upravljanja političke stranke.

Član uže porodice funkcionera jeste bračni ili vanbračni partner, roditelji, braća i sestre, deca, usvojena deca i pastorčad, i njihovi bračni ili vanbračni partneri.

Bliži saradnik funkcionera jeste fizičko lice koje ostvaruje zajedničku dobit iz imovine ili uspostavljenog poslovnog odnosa ili ima bilo koje druge bliske poslovne odnose sa funkcionerom.

Official – is an official of a foreign country, official of an international organisation and official of the Republic of Serbia.

Official of a foreign country is a natural person who holds or who has held in the last four years a high-level public office in a foreign country, such as:
- head of State and/or head of government, member of government and their deputies, including the Secretary of State;
- elected representative of legislative body;
- judge of the supreme or constitutional court or of other high-level judicial bodies whose judgments are not subject to further regular or extraordinary legal remedies, save in exceptional cases;
- member of courts of auditors, supreme audit institutions or managing boards of central banks;
- ambassador, chargés d'affaires and high-ranking officer of armed forces;
- member of managing or supervisory bodies of legal entities whose majority- owned by the State;
- member of the managing body of a political party.

Official of an international organisation is a natural person who holds or who has held in the last four years a high-level public office in an international organisation, such as: director, deputy director, member of managing boards or other equivalent function in an international organization.

Republic of Serbia official is a natural person who holds or who has held in the last four years a high-level public office in Serbia, such as:
- president of the country, prime minister, minister, state secretary, special advisor to a minister, assistant minister, secretary of the ministry, director of an authority within a ministry and their assistants and director of an independent organisation, as well as their deputies and assistants;
- member of parliament;
- judge of the Supreme Court of Cassation, Commercial Appellate Court and Constitutional Court;
- president, vice president and member of the council of the State Audit Institution;
- Governor, Vice-Governor and member of the Council of the Governor of the National Bank of Serbia;
- person entrusted with a prominent office in diplomatic - consular offices (ambassador, consul general, chargé d'affaires), including Chief officers of the armed forces;
- member of a managing board of a public enterprise or company majority-owned by the State;
- member of the managing body of a political party.

Close family member of an official shall include the spouse or extra-marital partner, parents, siblings, the children, adopted children and stepchildren, and their spouses or extra-marital partners.

Close associate of an official shall include any natural person who draws common benefit from property or from a business relationship or who has any other close business relationship with an official.