**Standard Summary Project Fiche**

**Project Number CZ 9904.01**

**FV31/5/99**

**Title**

Strengthening the Operation of Law Enforcement Institutions and the Judiciary

**Sub-Programme**

Justice and Home Affairs

**Geographical Location**

Ministry of Interior, Ministry of Justice

**Objectives**

The objectives of this Project are to support the effectiveness of Government policy by assisting the Ministry of Interior (MoI) and Ministry of Justice (MoJ) in:

- the development of effective technical and professional structures to combat economic crime;
- the preparation of the introduction of the Schengen Agreements;
- reinforcing the institutions of law enforcement in their fight against organised crime;
- strengthening the operational capacity of the courts.

These objectives will be achieved as follows:

- co-operation of the relevant institutions in fighting major economic crime will be improved, and the technical and knowledge base will be supported. This will lead to the improvement of the overall conditions for investigation and prosecution of major economic criminality;
- the preparations for implementation of the Schengen Agreements and the fight against illegal migration/trafficking in people are to be achieved by the adaptation of institutions, necessary legislation and working methods of police services engaged in the control of movement of persons, as well as by the provision of specialist expertise in the process of building up the Czech National Schengen Information System, and by the supply of equipment;
- the fight against organised crime is to be supported by strengthening the operation of the Institute of Criminalistics Prague, in its central investigative role in organised crime, through staff training in both equipment use and improved analytical methods relating to the identification of criminals, the creation a suitable environment for the implementation of a Quality Assurance programme within criminal forensic laboratories; and by assisting the efforts of the Organised Crime Division against terrorism, drugs and illegal trafficking in radioactive materials, via an improved technical capacity to detect and measure materials, and by equipment supply;
• district court efficiency is to be improved by means of equipment provision leading to increased access to essential information for the judiciary and an expected resultant alleviation of administrative procedures.

Institutional Framework

The Project will be implemented through the MoI and MoJ.

• The fight against major economic crime is the responsibility of the Police of the Czech Republic, in particular the Service for Combating Corruption and Major Economic Crimes. The Service has nation-wide responsibility in the above field, with a central unit in Prague with control of 7 regional departments. It is directed by the First Deputy of the Police President. The Service closely co-operates with the Service of Criminal Police and its specialised and regional units, dealing with economic crimes, other police units, intelligence services and state institutions. Responsibility for prosecution of major economic crime rests with selected sections of the Supreme State Prosecutor Office in Brno, High State Prosecutor Offices in Prague and Olomouc, 8 Regional State Prosecutor Offices in Prague and in each region, and with basic level State Prosecutor Offices located in the districts.

• Responsibility for the implementation of the Schengen Agreements and the fight against illegal migration/trafficking in people rests with the specialised departments of the MoI and the Police Presidium. The Schengen Working Group has been established as an advisory and consultancy group within the framework of the Working Committee for EU Integration. While the MoI, specifically the Management and Organisation Department, is responsible for the activities of the Schengen Working Group, the Group has an inter-Ministerial character, with representatives of the Ministries of Interior, Foreign Affairs, Finance, Justice, Industry and Trade and Defence, and of the State Information System Bureau, the Military Intelligence Service, the Security and Information Service and other state bodies. The Group addresses the issues of modernisation of the visa process and the control of persons at the border, the establishment of the Czech National Schengen Information System (N.SIS), ensuring the compatibility of the N.SIS with the Schengen Information System (SIS) - taking also into account the protection of data, the setting of temporary residence and movement conditions for foreigners on the territory of the Czech Republic (including extradition), police co-operation, legal assistance in criminal matters and the fight against drug-related crime. The Czech Government has adopted the Czech border management concepts by its Resolutions. These concepts set out the deadlines for fulfilling the tasks in order to establish the border regime according to the Schengen standards.

• In the fight against organised crime, responsibility for (a) forensic investigative methods and the performance of specialist forensic tasks rests with the Institute of Criminalistics Prague, the central forensic science laboratory, with its 8 regional forensic-science laboratories. The Institute is also responsible for ensuring methodological standards, including ensuring the scientific validity of new investigation methods for forensic examination, and for the education and training of experts. For (b) nation-wide responsibility for tackling serious crime, such as the trafficking in drugs, arms, explosives and nuclear materials, the smuggling of illegal immigrants, organised prostitution, counterfeiting, activities of criminal organisations, violent crime and terrorism rests with the Organised Crime Division, subject to the Czech Criminal Police. The Organised Crime Division, with a central section located in Prague and six regional offices, is directed by the First Deputy of the Police President.

• The Ministry of Justice maintains responsibility for management of the courts system, which comprises of the Supreme Court, 2 High Courts, 8 regional courts, 3 commercial
regional courts and 86 district courts. The first instance beneficiaries of the fourth Sub-Project are to be the district courts, where the majority of court cases can be said to arise.

Description
This 4.2 MEUR Project consists of 4 Sub-Projects: (1) Fight against Economic Crime; (2) Preparation of Schengen Implementation; (3) Strengthening Institutions in their Fight against Organised Crime; (4) Strengthening the Operational Capacity of the Courts.

1. Fight Against Economic Crime
This 1.0 MEUR Sub-Project aims to assist relevant Czech structures to combat economic crime more effectively. This will be done by strengthening relevant law enforcement institutions and other related bodies by improvement of co-operation, through training and equipment supply. The fight against major economic crime is directed against crime committed on capital and financial markets, corruption and fraud related to abuse of national and international funds and donations, serious fraud against financial institutions, money laundering, illegal transfer of assets, legalisation of proceeds from crimes, fraud with no-cash pay instruments (cards, checks, securities, Internet), tax, insurance and leasing fraud with international aspects etc.;

Activities to achieve the above are:

1.1 Institution Building
Organisation of training activities will focus on the training of trainers and on training for selected equipment use, as follows:

- specialised training in methods of intelligence analysis which will assist the co-operation of relevant bodies - Service for Combating Corruption and Major Economic Crimes (central and regional units), the Czech Criminal Police (central and regional units, Organised Crime Division, Operational Surveillance Division), Alien and Border Police, Office for Foreign Relations and Information, Security Information Service, Ministry of Finance (Financial Analytical Unit, General Directorate of Customs), Czech National Bank, Securities Commission and the Supreme State Prosecutor Office;

- standard Member States practice of investigation and prosecution of major economic crimes, new information technologies for the exchange and sharing of specialised and legal information etc. - for specialists from State Prosecutor Offices;

- topics such as investigation techniques/ the prosecution of major economic crimes, standard procedures and evidential means, fight against corruption and the legalisation of proceeds from crimes, their search, seizure and confiscation etc.

Training will be provided to Ministry officials, and will be co-ordinated as part of the twinning package. The training will be conducted in close co-operation with EU Member State and international institutions, such as Europol, etc., and will involve exchanges of specialists.

1.2 Investment
Equipment supply, is envisaged for:
• development of an integrated information system for the sharing of confidential criminal and intelligence information regarding major economic crimes in the Czech Republic, at a central-to-regional level, by the provision of specialist software for data processing and protection. The software is thus intended for use by the Service for Combating Corruption and Major Economic Crimes (central and regional units), the Czech Criminal Police (central and regional units, Organised Crime Division, Operational Surveillance Division), Alien and Border Police, Office for Foreign Relations and Information, Security Information Service, Ministry of Finance (Financial analytical Unit, General Directorate of Customs), Czech National Bank, Securities Commission and the Supreme State Prosecutor Office;

• the creation of a central analytical system for the Czech Police focussing on the collection of all criminal information regarding economic crimes within the Czech Republic, its integration, evaluation and tactical and strategic analysis, by the provision of hardware - main server with full backup - for such a central system;

• development of an integrated information system for sharing of relevant information regarding the prosecution of major economic crimes in the competency of State Prosecutor Offices, at a central-to-regional level as well as at the Training Institute of the Ministry of Justice, by the provision of hardware and specialist software. This would involve establishing a computer net as well as connection to international information resources.

Phare support for this Sub-Project will be provided via a twinning package with a long term expert located at the Ministry of Interior – Police Presidium of the Czech Republic.

The equipment supply will be based on a needs analysis prepared in close co-operation with relevant Czech professionals in the framework of the twinning package.

2. Preparation of Schengen Implementation

This 1.1 MEUR Sub-Project will support the Czech Republic’s preparation for implementation of the Schengen Agreements, by the strengthening of the operational capacity of the border services, and by setting up a Czech National Schengen Information System (N.SIS) compatible with the Central Schengen Information System (C.SIS).

The above-mentioned activities will be achieved by:

2.1 Institution Building

Advisory services to the MoI in development of the N.SIS. Strengthening is expected of the Inter-departmental Schengen Working Group, and specialised departments of the MoI dealing with Schengen issues, whose task is to develop policies aimed at the preparation of the Czech Republic for accession to the Schengen Agreements. Relevant Government Resolutions, which adapt matters arising from the Schengen Agreements, will form the basis of Phare support for this Sub-Project.

Activities will include:

• the setting of general strategic targets and timetable for the implementation of the Schengen system in the Czech Republic, including the monitoring and co-ordination of the progress of the overall and technical preparation of the Czech N.SIS;

• assessment of the Czech legal, administrative and organisation-of-police environments, resulting in recommendations regarding required adaptation or compliance at the legal, institutional and technical level of the current services with the Schengen structures;
specifically, the essential software/information sources for the Czech N.SIS are to be defined, incorporating linkage with SIS, C.SIS and SIRENE, and the necessary technical and communicative architecture is to be established, with due consideration given to the protection of personal data and of security rules;

training in the Schengen acquis and on increasing the efficiency of maintaining state border control. This training will focus on the control of external frontiers, the legal conditions of entry, movement, residence, readmission and deportation of foreigners;

specific training will be required for the Czech Alien and Border Police to become familiarised with and ready to apply introduced standardised structures, methods, legislation and technology, in order to increase their effectiveness in maintaining state border control and in co-operating with the state organs of Member States in fighting organised illegal migration networks.

2.2 Investment

Equipment supply will include:

- hardware and software – for the development and testing centre of the Czech N.SIS/model workplace of SIRENE unit, as determined above;
- for the further development of data and voice communication in the border area, particularly at the Czech-Slovak state border and Czech-Polish border;
- hardware technology - such as PCs, hand computers, readers of travel documents, printers of visa stickers and other documents for the control of persons and travel documents at the borders.

Between the years 1995 to 1998, financial allocation for the strengthening of an information system for border management from the state budget of the Czech Republic has amounted to 240 MCZK. (approx. 6 MEUR). For 1999, 30 MCZK (approx 0.75 MEUR,) have been allocated from the state budget to support the development of N.SIS.

Phare support for this Sub-Project will be provided via a twinning package with a long term expert located at the Ministry of Interior of the Czech Republic.

The equipment supply will be based on a needs analysis prepared in close co-operation with relevant Czech professionals in the framework of the twinning package.

3. Strengthening Institutions in their Fight against Organised Crime

This 1.0 MEUR Sub-Project aims to support Government policy in making the fight against organised crime, such as terrorism, extremism, trafficking in persons, prostitution, fight against drugs etc., more effective. This Sub-project will focus on specialist Activities of 1) the Organised Crime Division and 2) the Institute of Criminalistics Prague.

These Activities are:

(1) Support to the Organised Crime Division

Phare support for this Activity will be delivered via:

- supply of equipment to up-grade the existing system for the processing of visual records of subjects and objects obtained from overt sources (police and other photo and video records) and from covert operational work. Equipment to establish a PC graphic centre will be
procured in order that these records may be processed and stored in digital version or graphic format;

- supply of equipment to reinforce mobile systems for the detection of radioactive materials;
- specialised training of police officers responsible for disclosing and investigating terrorist activities, in the framework of complete counter-terrorism protection as implemented in EU Member States. The training is thus intended to be in specialist detective work for operational police officers rather than for the top or medium level of management for crisis situations. It is suggested that the training is carried out under the supervision of instructors skilled in Special Branch or Anti Terrorist Units type training, and to include familiarisation with monitoring systems for crisis situations. Short term study visits to relevant work sites are intended to form a part of the training.

It is envisaged that the above Activity (1) will be supported by short-term expertise co-ordinated by the long term expert who will be located at the Ministry of Interior – Institute of Criminalistics Prague, and who will be responsible for the implementation of Activity (2).

(2) Support to the Institute of Criminalistics Prague (ICP)

This Activity aims to reinforce the technical and personnel skills of forensic units supporting criminal investigations, ensuring the progressive up-grade of skills to a standard level applicable by EU Member States, and as may be recommended in the future for EU use by the European Network of Forensic Science Institutes (ENFSI), Europol and other international bodies.

The Institute of Criminalistics Prague (ICP) has been a member of ENFSI since March 1998 and is presently focused on the need to ensure qualitative changes on both the technical and personnel side, allowing for the achievement of maximum specialist results, applicable and permissible in EU Member States’ courts, with laboratory results internationally recognised and accredited. The state budget supports research and development projects in the field of forensics, allocating an estimated 15 MCZK (approx. 0.4 MEUR) in 1998.

Support to the ICP will be provided via:

3.2.1 Institution Building

This will involve advisory services from a similar EU Member State institution to the ICP to assist in the further evolution of its Quality Assurance programme, already instigated with ENFSI, in order that the Institute will achieve conformity of methods and instruments with EU Member State forensic science laboratories.

The advice is to focus on the development of a comprehensive, sustainable local training programme, including training relating to the equipment supply, in order that Czech Police forensic investigations may improve scientifically-based results that are suitable as objective legal evidence for submission in court. Such training will need to focus on the rigorous application of standard investigative methodology as applied and recognised by ENFSI, Europol etc. Assistance will also be required with the training of staff in the Quality Assurance programme.

3.2.2 Investment

Improvement of the data connection network between the technical and forensic units of the Czech Police, and modernisation of analytical, diagnostic and measuring equipment, will be ensured by equipment supply for:
the development of a national DNA database, based on experiences of EU Member States and the conclusions of the Interpol European DNA Profiling Working Group, in relation to impacting serious crime and the sexual abuse of children;

• the development of a drug profiling database, to identify and record analysed drugs, the interconnection of forensic units with specialised computer network;

• the creation of a laboratory for the investigation of forgery/falsification of currency etc.;

• the establishment of international compatibility of shoe print databases;

• the creation of a laboratory for the identification of stolen motor vehicles;

• the improving of international co-operation in ballistic examinations;

• the establishment of the ICP Information Centre.

Phare support for Activity (2) will be provided via a twinning package, with a long term expert located at the Ministry of Interior – Institute of Criminalistics Prague.

The equipment supply will be based on a needs analysis prepared in close co-operation with relevant Czech professionals in the framework of the twinning package.

4. Strengthening the Operation of Law Enforcement Institutions and the Judiciary

This 1.1 MEUR Sub-Project aims to strengthen the functioning of the district courts. This will be done by equipment supply for both the judiciary and administrative staff. This will improve the access of the judiciary to necessary information and, in the long term, also the streamlining of administrative procedures.

Due to insufficient financial resources and budgetary constraints, to date courts of law have not yet fully developed a comprehensive information system (IS) that would provide effective connection to basic essential sources of data, such as that to a general Czech legal information retrieval system, to ISAP (information system of legal approximation), or to the Internet and the use of electronic mail. Although partial instalment of IS technology in courts has taken place, it is estimated that in fact approximately only one sixth of courts in general use efficient IS technology.

Between the years 1995 to 1998, financial allocation for IS technology from the state budget of the Czech Republic has amounted to 166.3 MCZK (approx. 4.3 MEUR for investment in hardware and 236.2 MCZK (approx 6.1 MEUR) in soft measures (software licenses, maintenance etc.), while for 1999 it is proposed that 114.8 MCZK (approx 3.1 MEUR and 93.7 MCZK (approx 2.5 MEUR) are allocated respectively. This proposed financial allocation, however, is not expected to be adequate to ensure the effective and full technical equipping of the courts.

At the present moment, therefore, the availability of data to support the decision making of judges via central databases is very low. In addition, administrative staff are burdened with the manual performance of many tasks which may ultimately be more effectively undertaken through computerised application. Modernisation of this aspect of the courts system may thus be considered to be critical.

It is envisaged that for the current Sub-Project, the MoJ will undertake to procure the software (SW) components necessary to establish/update a comprehensive IS network, such as the Czech legal information retrieval system, text editor, network SW etc., as well as the creation of local area IS networks with connection to the Internet and electronic mail, necessary for connection to ISAP, the Commercial Register, Central Bankruptcy Register etc.
The MoJ also undertakes to ensure staff training related to the acquired HW and SW components from MoJ financial resources.

The purchase of HW is to ensue following recommendations for priorities for the IS made by a preliminary assessment of the present situation. The IS assessment will be prepared by a EU expert who will be secured under the Small Scale Technical Assistance Fund managed by the Delegation of the European Commission (DEC) in Prague. The relative commitment to the purchase of SW and HW will be formalised in a Memorandum of Understanding between the Ministry of Justice and the DEC.

The combined provision of HW and SW to the courts is thus expected to enable the completion of a comprehensive IS network and overall qualitative improvement in the operational functioning of district courts.

The final execution of the goals of this Sub-Project are to comply with the new strategy of the Ministry of Justice for the organisation of the courts system, as outlined in the revised National Programme.

Phare support for this Sub-Project will be provided through a series of supply contracts.

### Budget

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<th>Sub-Project</th>
<th>Inst. (IB)</th>
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*IB = Institution Building, I = Investment, IFI = International Financial Institution*

It is intended that the four Sub-Projects will not overlap with possible funding from other foreign sources.

### Implementation Arrangements

Responsibility for the administration related to the procedural aspects of procurement, contracting and accountancy will rest upon the CFCU. Responsibility for the administration...
related to the preparation, technical control and implementation of Sub-Projects 1, 2 and 3 will rest with the Ministry of Interior, and of Sub-Project 4 with the Ministry of Justice.

**Implementation Schedule**

- Start of tendering: 3Q / 1999
- Start of project activity: 4Q / 1999
- Completion: 4Q / 2001

**Equal Opportunity**

Equal opportunity principles and practices in ensuring equitable gender participation in the Project will be guaranteed.

**Rates of Return**

The investment components of this Project all relate to Institution Building activities.

**Investment Criteria**

The investment components of this Project all relate to Institution Building activities.

**Conditionality and Sequencing**

The equipment supply in Sub-Projects 1, 2 and 3 will be based on a needs analysis prepared in close co-operation with relevant Czech professionals in the framework of twinning packages.

Sub-Project 4 is to ensue from recommendations made by an assessment study to be undertaken from the Small Scale Technical Assistance Fund made available by the Delegation of the European Commission in Prague.

**Annexes to Project Fiche**

1. Logframe Matrix
2. Detailed Cost Breakdown for Sub-Projects
3. Detailed Implementation Chart
4. Contracting and Disbursement Schedule for the Project
5. Relation of Project with Previous Phare Activities and On-Going Projects Financed from Other Sources
## Justice and Home Affairs

<table>
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<th>Project Number</th>
<th>Strengthening the Operation of Law Enforcement Institutions and the Judiciary</th>
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### Wider Objectives
- Reinforcement of the institutions of law enforcement in the fight against economic and organised crime
- Accession to Schengen Agreements
- Strengthening the operational capacity of the judiciary

### Immediate Objectives
- establishing effective structures to combat economic crime
- strengthening the operation of the criminal forensic unit
- improved technical capacity and personnel skills in combating terrorism and the illegal trafficking in radioactive materials
- implementation of the Schengen Agreements and building up the Czech N.SIS.
- greater efficiency of district court system

### Indicators of Achievement
- reduction of economic/organised crime
- conformity with Schengen Agreements
- increased efficiency of courts system
- co-ordinated policy on fighting economic criminality
- improvement of standards in specialist/less developed investigative fields
- up-grading of technical equipment
- well-trained staff
- strengthened operational capacity of police involved in the fight against illegal immigration
- increased (long-term) efficiency of processing district court cases by both judiciary and administrative staff

### Measurement of Indicators
- evaluation vs realisation of objectives of the Accession Partnership, the National Programme of the Czech Republic
- evaluation vs the experience of other Member States
- Working Committee and Group
- evaluation reports of the Ministry of the Interior, the Police Presidium and the Ministry of Justice of the CR

### Assumptions and Risks
- inadequate funding for all needs
- Working Committee and Group
- ministerial and Phare evaluation reports
<table>
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<th>Outputs of Project</th>
<th>Indicators of Achievement</th>
<th>Measurement of Indicators</th>
<th>Assumptions and Risks</th>
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| • improved investigation and prosecution of major economic crime  
• increased effectiveness of criminal investigations  
• increased efficiency of technical capacity and training for police officers engaged in combating terrorist activities and the illegal trafficking of radioactive materials  
• development and use of the Czech N.SIS  
• ongoing co-operation with Member State expertise  
• increased access to information of Czech judiciary, streamlined administrative procedures in courts of law | • training programmes developed and applied  
• technical equipment installed and in use | • Working Committee and Group  
• evaluation vs Project Fiche | • suitable trainers  
• co-ordination of equipment installation/ training  
• effective co-ordination of inter/Ministerial / other bodies |
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| • commencement of debate on fighting economic crime  
• current level of specialised technology and training for the Czech police in relation to combating organised crime  
• updated technology and training in investigative methods  
• specialist assistance for implementation of the Schengen Agreements and for the building up a National Schengen Information System in the form of twinning  
• EU investment in information technology, co-financed by Czech Republic | | • Working Committee and Group  
• evaluation vs Project Fiche |
### Annex 2

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### Cumulative Quarterly Contracting Schedule (MEUR)

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Annex 5

Some activities in the proposed Sub-Projects for the Ministry of Interior may complement activities within National Phare Programme 1998 Projects CZ 9808-01 ‘Strengthening Border Control’ and CZ 9808-02 ‘Strengthening the Institutions of Law/Enforcement/Asylum’. It is intended that activities in the Sub-Projects of the Ministry of Interior will not overlap with possible funding from other foreign sources. In relation to the Sub-Project ‘Fight Against Economic Crime’, Phare funded projects to combat money laundering activities have been carried by the Ministry of Finance under Country Operational Programmes 1993 and 1997.

The current Sub-Project pertinent to the Ministry of Justice is envisaged as horizontal across-the-board investment support to district courts, with ultimate flow-on for the strengthening of the institutions of this sector. The Sub-Project may be considered to be linked to Sub-Project 2 of the National Phare Programme 1998 Project CZ 9808-03, ‘Support to Develop the Commercial and Civil Courts Systems’, conceived as limited vertical support to 2 courts ensuing from the recommendations of a comprehensive management study of the needs of the courts system in general.