Enhancing anticorruption activities in Poland

1. **Basic Information**
   1.1 CRIS Number: 2005/017-488.05.01

   Twinning No.: PL2005/IB/JH/01

   1.2 Title: Enhancing anticorruption activities in Poland
   1.3 Sector: Administration
   1.4 Location: Poland

2. **Objectives**

2.1. Overall Objective(s)

Combating and preventing corruption.

2.2. Project purpose

- 1 further strengthening of institutional and administrative capacity to prevent and combat corruption, particularly through the provision of complex trainings for the officials concerning: avoiding the corruptive situations; disseminating knowledge about social dangers and consequences following the permissive approach towards corruption; personal engagement in effigy as institution free of such behaviours of corruption’s practices.

- 2 further overview, revision and monitoring of the legal regulation's implementation and the mechanisms favouring the acts of corruption, on the basis of special analysis of the effects of the introduced law changes and defining the following activities to be undertaken in this area.

- 3 adjusting of the methods of preventing corruption to the EU Member States standards; implementing the most effective EU methods and solutions developed in combat against corruption.

- 4 continuation of works related to enhancing public awareness and promoting ethical standards of conduct in the areas of public life, particularly exposed to corruption, as well as among the high-level public officials. Indicating and realising the positive results and tendencies arising from the applying of the good practices.

2.3. Justification

The Comprehensive Monitoring Report of the European Commission of 5 November 2003 on the preparations of Poland to the membership in the European Union puts a stress on the further increase in number of the acts of corruption, the level of which was even before regarded as relatively high within all the areas of public life. The progress in the activities oriented at combating this problem has been rather insignificant.

The conclusions contained in the Report show that fighting corruption should be considered as a priority task, which should be possible to observe in the process of strengthening the structures of co-ordination, as well as administrative support necessary to the effective
realisation of the Anticorruption Strategy objectives: effective identification of the corruption offences, implementing the effective mechanisms of combating corruption within the public administration and enhancing the public awareness and promoting ethical standards of conduct, which constitutes a direct purpose of the project. Priorities were also defined in Anti-corruption Action Plan adopted by Border Guard in June 2002.

Present project follows up the programme Transition Facility 2004 “Strengthening of the process of implementation of the anticorruption activities in Poland”.

It is necessary to stress that the present fiche includes as well preventive activities for high level officials of the public administration as initiatives for law enforcement institution, which were already initiated in the frame of the previous Phare programs.

3. Description

3.1. Background and justification

The corruption in the countries acceding to the European Union, including Poland, was a reason for concern of the present Member States and the realisation of the anticorruption policy has been an important political criterion required by the European Commission for years.

The Corruption of Poland is one of the main social problems. After the activities of the Polish government (administration, Police, prosecutors and judgements) the character of the corruption in Poland is recognized. Polish authorities find two ways to combat it. The first is to use the police and the prosecutors’ techniques to find and punish the corruption on the high- and the low-level. Polish officers need a lot seminars to recognize and use the techniques checked in the EU.

The second one is the public awareness and changing social attitudes. The promoting codes of professional ethics should become an important factor in shaping positive role models – as an element having an impact on increasing the ethical level of public institutions. Professional ethics facilitates doing a given job, influences its prestige, provides social guidelines, sets and justifies the limits of deviation from universal standards, makes duties generally considered special in some cases be treated as basic.

On September 17, 2002, the Council of Ministers of the Republic of Poland has adopted the Program for Combating Corruption – Anticorruption Strategy, which is a collection of oriented solutions and measures taken by the government administration in order to fight corruption. Realising the Anticorruption Strategy is among the priority tasks carried out by the Government of the Republic of Poland. By January 2005, as a continuation of Anticorruption Strategy, MIA planes to prepare the second packet of legislation, organisation, educational and information activities. The referenced project, which complies with the objective of the Strategy, will effectively support its implementation and evaluation before the second phase of the Anticorruption Strategy. The Strategy indicates the areas of public activity which are particularly exposed to the acts of corruption. The participation in the projects of the representatives of these areas will contribute to indicating the legal regulations and mechanisms, which favour corruption to the greatest extent. Furthermore, this kind of co-operation will result in disseminating information, enhancing the awareness of the threats of corruption and promoting the ethical standards of conduct among the most adequate addressees. This will be realised on the basis of experiences and effective methods
of preventing corruption in the Member States of the EU, as well as the closer co-operation with the non-governmental organisations and other Polish institutions. Moreover, experiences from already completed twinning projects (1998-2001) as well as EU experts recommendations will be used in implementation of the project. The interagency cooperation will be achieved thanks to participation of representatives of different institutions involved in combating and preventing corruption.

Within the recent years, a series of important changes aimed at strengthening the anticorruption legislation has been introduced into the Polish legal system. They are, among others: the law on countering the introduction to the financial circulation of the assets coming from illegal or undisclosed sources, new public procurement law, the law on the access to the public information, new electoral law and the law on political parties, law on responsibility of corporate entities as well as several important amendments and new anticorruption provisions introduced to the penal code. Moreover, Poland has ratified the most important international agreements concerning combating corruption: Criminal Law Convention on Corruption, Civil Law Convention on Corruption, OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions.

A series of legal changes has also been introduced in order to enable international cooperation and legal assistance in combating corruption.

Despite the introduction of numerous legal regulations, the problem of corruption still persists and it concerns the majority of areas of public life.

So far, the MIA, the Ministry of Justice, the Ministry of Finance, the Public Procurement Office, the Ministry of Health, the Police Headquarters, the Border Guard Headquarters has realised the tasks within the framework of the Anticorruption Strategy, which caused adaptation of many new – and supplementation of the existing – legislative acts, establishment of the units responsible for fighting corruption and for taking many initiatives in order to fight corruption.

In scope of the legislative changes 71 legislative acts were passed, accepted and issued. There are also currently works on other 13 acts. In scope of educational and training activities 12 training courses are completed, more than 3 thousand people trained, 8 Ethical Codes for the employees of specific offices issued. Regardless of the above, the brochures and information guides had been issued e.g. “The corruption crimes in light of the new criminal regulations” in the Police Headquarters. In scope of the educational and training activities the competitions were organised and the programmes prepared in individual ministries. The most important programmes included: “the Friendly Administration Programme” within the Civil Service Office; “the Friendly Office Programme”- monitored by the Ministry of the Interior and Administration and the multimedia packet called: “School against corruption” in the Ministry of Education and Sport. In scope of the organisational changes the suitable departments and teams, competent to fight corruption and to monitor the anticorruption activities, were formed in 12 offices.

Despite many initiatives conducted during realisation of the Anticorruption Strategy, all of the tasks could not be implemented. The most important of them are: project of the amendments to the act on Medical Chambers, project of the amendments to the act on entrepreneurs revenues, determination of the general principle for the activities of the Public Custom Funds.

Most of the tasks written in the Strategy were completed; the interest in the problem of fighting corruption had increased among the Public Administration’s Offices. However, despite the positive tendencies we still need to strengthen the activities in this scope by conducting more multidirectional tasks in order to maximise the elimination of corruption from political and social life.
Therefore the coherent system of activities should include:

- further organisation of the legal regulations in order to establish a clear system of barriers against corruption;
- transparency of the government administration’s actions by disclosing the existing administrative procedures, decisions and their justifications;
- development of the anticorruption co-operation between many different public, politic and social institutions;
- establishment of an effective control system, especially in scope of the fruitful and objective internal control in the individual public institutions;
- co-operation between administrative offices and the media by conducting systematic media campaign, disseminating the proper attitudes and condemning behaviour inconsistent with the law;
- improvement of the evaluation means of the adopted anticorruption tasks by developing indicators which would evaluate the effectiveness of the fight against corruption;
- adjusting the procedures of the executive law for quicker law enforcement in corruption cases;
- improvement of the methods and forms of co-operation between the Public Administration, Public Prosecutor’s Office, Police and control institutions responsible for fighting corruption;
- disseminating knowledge about dangers and consequences of corruption’s practices by organising conferences and training courses;
- introduction of the information-electronic system of document’s circulation in public institutions and improvement of work’s organisation;
- establishing, by the public institutions, better co-operation with the non-governmental organisations and foundations (through conferences, quarterly meetings, exchange of experiences and information).

According to analysis of realisation the first phase of Anticorruption Strategy and analysis of the programme Transition Facility 2004 there are (except MIA, the Ministry of Justice, the Ministry of Finance, the Public Procurement Office, the Ministry of Health, the Police Headquarters and the Border Guard Headquarters) the new areas where fight with corruption should be strengthened, for example the Chief Sanitary Inspector as institution, which controls all private institution producing meat and other food products.

We should to justify the trainings for the Police and the Border Guard. The accession of Poland to the EU changed the situations in many fields. The Polish east border become the border of the EU and the officers of this services are especially risk for the corruption and bribery, The main target of this project is awareness awakenings and it should continue the seminars for the members of Police and the Border Guard. Not only for the improvement of the techniques of combating corruption but for the awareness awakenings either.

The changes in the structure of those two services (creating the specials units to combating corruption) extort the long wave policy of trainings and changing attitude of the officers of this two services.

**GRECO recommendations**

According to the Group of States Against Corruption (GRECO) evaluation group GET, The Polish society is generally convinced that corruption is quite a widespread phenomenon. The
statistics put at the GET’s disposal show that in recent years, with levels of corruption comparable to those of previous years, there has been an increase in the number of disclosed and prosecuted corruption-related cases. The Polish authorities are fully aware of the danger that corruption represents for the further development of the country and have adopted different kind of measures to reduce opportunities for corruption and to increase the efficiency of the public response against this form criminality. While acknowledging the lucidity and the efforts made by the Polish authorities in this area the GET considered in the report from 8th March 2002 that there were still a large number of measures which could be taken and implemented to put in place a comprehensive approach to this problem and an efficient prevention, detection investigation and punishment of corrupt practices in the country.

The fulfilment of the following recommendations have direct connection with the project:

- **taking up activities aimed at working out an effective and clear government strategy for fighting corruption, including developing all the elements (legislative, administrative and judicial authorities), necessary for reducing the possibility of corruption in a way relevant to the growing number of the incidents of corruption detected, as well as providing a clear definition of the priorities of each body involved in the process of fighting corruption;**

  The referenced project, i.e. **strengthening of the process of implementation of anticorruption activities in Poland** is oriented at strengthening the implementation of the **Anticorruption Strategy**, worked out and adopted on 17 September 2002 by the Council of Ministers. The **Strategy** contains a range of legislative, organisational, educational and informational activities in the areas of public life that have been considered the most exposed to the process of corruption.

- **establishing the National Consultation Council or other similar body or appointing one of the existing institutions responsible for gathering the management representatives of the relevant high-level public bodies interested in fighting corruption and co-ordinating the work of all the bodies directly involved in this sphere;**

  In March 2002, pursuant to the Decision of the Prime Minister, the Interdepartmental Anticorruption Unit in the Ministry of the Interior and Administration was established. The basic task of the above-mentioned Unit was to work out the Programme for fighting corruption, the consequence of which was establishing the first packet of the **Anticorruption Strategy**. The above-mentioned Unit is responsible for working out the second packet of activities (by January 2005) that will constitute the continuation of the **Anticorruption Strategy**. It is the strengthening of the implementation of the **Strategy** that is regarded as the objective of the project. Moreover, pursuant to the Decision no 36 of the Director General of the Ministry of the Interior and Administration of 29 September 2003, the Unit for Co-ordination of the **Anticorruption Strategy** has been established.

- **organising the regular exchange of information with the NGOs in order to discuss the activities and initiatives of the Government oriented against corruption, aimed at strengthening the co-operation in this area;**

  The project applied for, similarly to the **Anticorruption Strategy**, is aimed at enhancing the public awareness and promoting the ethical standards of conduct. The above-mentioned objective will be realised in co-operation with the NGOs. So far, the exchange of information with the NGOs is carried out mainly on the working level. Moreover, the recognition of the areas particularly exposed to corruption and working out the instruments of preventing corruption in public life are carried out during the seminars, training courses and conferences.

- **introducing the general training programme aimed at increasing the level of awareness among the public officials of all levels;**
The project provides for a number of training courses concerning the field of anticorruption for individual professional groups, that is judges, public prosecutors, Police and Border Guard officials and the Civil Service. The content and character of training courses have been adjusted to the type of tasks carried out by individual groups and they have been arranged in order to suit the particular responsibilities a public official carries out at a given moment. Moreover, in the frame of Phare 2003, creation of the system of training the administration by the trainers-ethical advisors is planned.

- *taking up the activities aimed at gradual reduction of the level of discretion of officials working in administration, enhancing the transparency of procedures and eliminating, as far as possible, the procedures of issuing licences and permits;*

In order to improve the effectiveness of the public administration’s activities and to reduce the level of discretion to the greatest possible extent, the project being the object of application, strengthening the *Anticorruption Strategy* provides for a number of legislative, organisational and educational activities in this respect. The above is a continuation of activities of Phare 2003 project which contain inter alia the training program for a group of officials from MIA and central administration responsible for the implementation of the *Anticorruption Strategy,* as well as organising a conference on the anticorruption issues, addressed to the public administration.

The key activities from the *Anticorruption Strategy* include:
- the Act on control in public administration, the purpose of which is to regulate in a uniform way the rules and procedures of conducting control in the government administration and the bodies of local administration, offices constituting the auxiliary apparatus of these bodies and the organisational units subordinate to or supervised by the government administration or established by the bodies of the local administration;
- the programme “*Friendly office*” oriented at introducing the standards of functioning of public administration, particularly in respect to the organisation of receiving clients, control of receiving and dealing with petitions, citizens’ applications and complaints, as well as standards for minimising the costs of the administrative procedure;
- amendments to the Act on local administration employees.

The project takes also into consideration the previsions of the *Communication from the Commission to the Council, the European Parliament and the European Economic and Social Committee on Comprehensive European Union Policy against Corruption,* focussing on Ten Principles for Improving the Fight against Corruption in Acceding, Candidate and other Third Countries.

The authors of the project paid attention to the building up an anti-corruption culture and reducing corruption at all levels of the Polish public administration by using preventing tools, inter alia national - comprehensive - anti-corruption strategy, training for civil servants, codes of ethics, informative and advertising campaign for the civil society.

3.2. Linked activities:

**Phare Twinning 1998**

*PL9804.02 (PL/98/IB/JH/02): Eastern Border Management and Infrastructure II* (Border Guard and Police) – programme has been completed. The project included inter alia activities focused on internal control of bodies (anti-corruption countermeasures)
Phare Twinning 1999
PL9404.04 (PL/99/IB/JH/01b): Reinforcement of home affairs administration and border management – the project has been completed. The project included inter alia activities focused on advice on the development of counter-measures in the case of corruption.
PL/99/IB/JH/01a: Fight against organised crime (Police) – the project has been completed. The project included inter alia activities focused on major financial crimes investigations (money laundering and corruption) and internal control of bodies in perspective to combat potential corruption.

Phare Twinning 2000
PL0005.07 (PL/2000/IB/JH/03): Twinning for the police services – the project has been completed. The project included inter alia activities focused on combating organised crime among others: corruption, money laundering.

Phare Twinning 2001
PL0103.02 (PL/2001/IB/JH/01a): Twinning for border services – project during realisation. The project includes inter alia activities focused on training on combating organised crime within the responsibilities of the Border Guard, combating corruption and illegal migration.
PL0101.15: Twinning for civil service corps. Project last from March 2004. Twinning project focused on ethical standards in the civil service corps.

Phare Twinning 2003
PL2003/005-710.03.01 (PL/2003/IB/JH/02): Twinning for Border Services – the project is currently in the preparation phase. The project includes inter alia activities focused on: collecting and analysing data and evaluation of situation in the field of corruption; application of legal and operational tools used for preventing corruption among functionaries (practical aspects): operational control, controlled delivery and secret surveillance of producing, transportation, storing and trading of products of crime; methods and manners of disclosing possession and addiction to drugs among functionaries and civil employees in its Component III: Anti-corruption measures.
PL2003/005-710.01.03 (PL/2003/IB/OT/05): Strengthening the implementation of the Anticorruption Strategy (MIA) – the project has started in January 2005. The project includes inter alia activities focused on: analysis of the current legal status on anticorruption; developing system, which provides a co-ordination of co-operation between the ministries and their services in order to strengthen the efficiency of executing law; preparing the monitoring system of the implementation effects of Anticorruption Strategy; straightening co-operation with MIA and national self-government organisations, on advisement proposals for self-government regarding ethics; training system for the trainers-“ethical advisors”, group of officials from MIA, central administration responsible for implementation of Anticorruption Strategy and trainers- prosecutors and people responsible for public procurement in government and self-government offices; conference on the anticorruption issues, addressed to the public administration; an overview and update of the content of a guide on Ethics in Public Administration; preparing and producing a short educational film on recognition conflict of interests; developing and printing brochures and leaflets on anticorruption issues for citizens.

Transition Facility 2004
Strengthening of the process of implementation of the anticorruption activities in Poland (MIA) – the project is currently in the preparation phase. The project includes activities focused on further strengthening of institutional and administrative capacity to prevent and combat corruption, overview of the evaluation of the legal regulations and the mechanisms favouring the acts of corruption, adjusting of the methods of preventing corruption to the EU Member States standards, continuation of works
related to enhancing public awareness and promoting ethical standards of conduct in the areas of public life, particularly exposed to corruption, as well as among the high-level public officials. The partner of this program is German Federal Office of Administration.

3.3. Results

Results of contract 1: Twinning

Results in particular institutions involved in the project:

- A comprehensive evaluation of the anticorruption strategy implemented so far, leading notably to proposals in order to improve the Prosecutor's working practices prepared; proposals (to present to the government) for changes to organisational structure of the network of agencies involved in the fight against corruption prepared, that will achieve greater effectiveness in investigating, prosecuting and convicting corruption cases of this anti-corruption network as a whole. The proposals should aim at: the cooperation between the government agendas, the cooperation with the NGO’s and media, the issue of the e-government as the way to combat the corruption. The subjects of the proposals and the schedule of the seminars will be prepared on the first seminar of the Working Group. The leaders of the project are liable for the methodology and substantial input of the report. Linked to the Purpose nr 1;

- updating a database of organisations, including NGOs, required to realise the project prepared Linked to the Purpose nr 1 and nr 4;

- realisation and coordination of the activities of the Unit for Co-ordination of Anticorruption Strategy strengthened. Linked to the puropose nr 1;

- the detection of pathologies increased and the number of irregularities in term of corruption in the area of public contract award proceedings decreased. Linked to the Purpose nr 2;

- effectiveness of fiscal and Customs staff responsible for internal audit and combating corruption increased. Linked to the Purpose nr 1;

- training among Police, Border Guard, functionaries from Ministry of Health, Customs and prosecutors completed; approximately 200 person from those offices will be trained during the project . Linked to the Purpose nr 3;

- a detailed assessment on the nature and scale of corruption in Poland (petty and high-level) in a report for public dissemination completed. Linked to the Purpose nr 1 and 4;

- a working methodology on combating the corruption (identifying and carrying out of the investigations) prepared. Linked to the Propose nr 3 and 4;

- reports about the implementation of the Anticorruption Strategy prepared. The leaders of the project are liable for the methodology and substantial input of the reports Linked to the Propose nr 1,3 and 4.

Corruption issues in EU Member States:

- internal procedures of fiscal service in the area of potential corruption improved;
- knowledge, skills and practical solutions in corruption combating process expanded among functionaries of all particular institutions involved in project and adjusted to the EU standards;
- the European co-operation strengthened as well as standards of social and legal conduct relating to the question of combating corruption among the functionaries of all particular institutions involved in project;
- presentation of the legal and operational tools for preventing and combating corruption continued

**Results of contract 2 – TA**
- awareness of anticorruption issues together with the model of ethical behaviour among recipients of the nationwide media campaign increased;
- information on the website developed;
- better access to information on corruption issues provided

**Results of contract 3 - small/medium grants scheme (NGOs)**
- social awareness in the area of anticorruption activities raised;
- monitoring activities and NGO’s active role in the area of anticorruption activities strengthened.
- elaboration of the co-operation model between the public administration institutions combating corruption, and non – governmental organisations engaged in the same area. Co-operation should be based on partner relations, generating common initiatives relating to anti-corruption issues, as well as mutual reviewing of the activities undertaken by both sides,
- the campaign of anticorruption activities in the public awareness field should including the preparing radio programs,
- preparing and printing leaflets attached to newspapers, preparing billboards,
- preparing and printing the brochures, organising conferences , developing of the website on preventing the corruption, creating a monitoring system of advertising campaign;
- awareness of anticorruption issues together with the model of ethical behaviour among recipients of the nationwide media campaign increased;
- information on the website developed;
- better access to information on corruption issues provided

- Activities

1. **Contract 1 - Twinning**

The Program for fighting corruption – Anti-corruption Strategy – in the majority of its provisions proposes the actions aimed at preventing corruptive behaviour and situations in these areas of social life particularly exposed to corruption. The project fiches, both those worked out within the framework of the Transition Facility 2004 and the present one, specify as their basic goal promoting ethical, moral, free of corruption behaviours in society. Therefore, the totality of actions specified in the fiche, as well as Program for fighting corruption – Anti-corruption Strategy adopted by the Council of Ministers on 17 September 2002 constitute a set of preventive initiatives.
The realisation of the project will be coordinated by the Unit for Co-ordination of Anti-corruption Strategy in the Department of Public Administration of the Ministry of the Interior and Administration. In relation to the above-mentioned, the Unit will actively co-operate with the Resident Twinning Advisor on working and official levels. The every-day work will consist of joint consultations, contacts and co-operation on every stage of the project realisation. The whole project is devoted to the strengthening Anti-corruption Strategy of the Polish government.

In the scope of the project there will be created a Working Group chaired by the RTA, that would produce a series of proposals for changes to organizational structure of the network of agencies involved in the fight against corruption. The objective in all cases is to develop proposals that will achieve greater effectiveness in investigating, prosecuting and convicting corruption cases of this anti-corruption network as a whole. The proposals should be presented to the government. The leaders of the project are liable for the methodology and substantial input of the report.

The activities will be realised by different means included study visits financed by beneficiaries. Detailed description of activities will be elaborated in the process of the Twinning Contract preparation.

Activities which will be carried out in particular institutions involved in the project:
- Developing a database of the project addressees (multipliers - NGO) by Unit for Anticorruption Strategy Co-ordination within Department of Public Administration of the Ministry of the Interior and Administration;
- advisory of RTA addressed to the Unit for Co-ordination of Anticorruption Strategy as regards further organisation of the legal regulations in order to establish a clear system of barriers against corruption;
- using anti-corruption techniques and methods, including legislation aspects in the area of public contract award proceedings - training for approximately 20–30 employees (another group of the people that were not trained within the Transition Facility 2004) of the Public Procurement Office. That training will be prepared for the trainers, who should make trainings in their institutions;
- acquainting with standards and procedures concerning counteracting of corruption and planning of prevention activities to minimise the risk of corruption - for fiscal staff - series of training and seminars for approximately 255 persons - another group of the people that were not trained within the Transition Facility 2004 - (including approximately 120 high level officials-Management level) from the Ministry of Finance and Customs;
- analysis of the Phenomenon of corruption in the field of duties – prevention and countermeasures- series of seminars, training for approximately: 10 Border Guard officers(another group of the people that were not trained within the Transition Facility 2004), 3 prosecutors (another group of the people that were not trained within the Transition Facility 2004), 5 Customs officers (another group of the people that were not trained within the Transition Facility 2004); approximately 200 persons will be trained overview the Polish Customs legislation and Polish Customs organizational structures that will create a basis for strengthening of institutional and administrative capacity to prevent and combat corruption;
- training courses and workshops in the field of anticorruption for Customs employees (number of participants: 45-50 Customs officers – at all levels of the organization (2 or 3 from Customs Chambers and 10 from the Ministry of Finance). The scope of training should include at a minimum conflict of interests, methods of corruption, mechanism that
favor the acts of corruption (analysis, guidelines). That training will be prepared for the trainers, who should make training in their institutions,

- Training for 100 (one hundred) functionaries from Voivodship Veterinary Inspectors, District Veterinary Inspectors and Border Veterinary Inspectors (three persons from each one Veterinary Inspectors). The subject of the training concern identifying and preventing corruption in veterinary service during inspections of employees of the Voivodship and District Veterinary Inspectors in private institution producing meat and other food products. Participants will be trained in 20 workshops, placed

- Training for app. 30 Directors of the Units of Control of the Ministry of Health and Voivodeship Offices, 80 functionaries from the Units of Control in the Department of Supervision and Control, the Department of Budget, Finance and Investment and the Units of Control of Voivodeship Office, 50 functionaries of the Legislative Units in the Ministry of Health, 25 Directors of the Units of Control from the State Sanitary Inspection in Central and voivodeship level, 2 Directors of the Units of Control from the Registration Office of Medicinal Products, Medical Devices and Biocidal Products in Central level (general 187 participants). The subject of the training concerns identification and the methods of elimination of the area of potential corruption, the target of this training will be the grooving up the ethical level of people who will control other units. That training would be prepared for the trainers, who should make training in their institutions

- The preparation of the report about the scale and the character of the corruption in Poland containing the information about petty and high-level corruption and about all areas of Polish society (e.g. politics, business, banking and finance, law enforcement, public services, health and education). In order to assure qualitative data, the RTA should cooperate in preparing this document with all relevant Polish agencies and appropriate sources like civil society. Moreover, the RTA could propose methodology that would make the statistics more accurate and meaningful. The leaders of the project are liable for the methodology and substantial input of the report.

- Making proposals in order to improve the Prosecutor's working practices so that the effectiveness in successfully investigating the most serious cases of high-level corruption is improved;

- Creating a working methodology, which will lead to identifying and carrying out of the investigations with priority in the high-level corruption cases.

- Six seminars of Working Group. In these seminars will be prepared the proposals to the government for changes to organizational structure of the network of agencies involved in the fight against corruption The seminars will be chaired by the RTA and involving anti-corruption practitioners and legal experts from all of the relevant Government agencies (Ministry of Justice, the Police Headquarter, Public Procurement, Supreme Chamber of Control etc).

Corruption issues in EU Member States:

- training for fiscal and customs staff responsible for internal audit and combating of corruption in the scope of forms and methods of disclosures and combating corruption crimes among employees of EU states administration – series of trainings and seminars for approximately 255 persons - next group - (including approximately 120 high level officials – Management level) from the Ministry of Finance and Customs;
- familiarising with forms and methods disclosing and fighting with corruption among officers and employees EU services - series of seminars and trainings for approximately: 10 Border Guard officers (next group), 3 prosecutors (next group); 5 Customs officers (next group);
- presentation of co-operation between anti-corruption services and other services like tax, audit and inspection authorities in fighting against corruption phenomenon in the EU Member States – series of seminars and trainings for approximately: 10 Border Guard officers (next group), 3 prosecutors (next group); 5 Customs officers (next group);
- screening of law concerning anti-corruption issues and anti-corruption strategies in EU member states – series of seminars, trainings for approximately: 10 Border Guard officers (next group) and; 5 Customs officers (next group);
- 3 training seminars for 5 days for 40 officers each (jointly for 120 police officers) chosen by Central Investigation Bureau from among CIB officers and Units to fight against corruption within Voivodeship Police Headquarters and big municipal Police headquarters specialised in combating exclusively this pathology. The subject of training concern methods of pursuing the perpetrators of corruption and disclosing sources of information about corruption;
- once the training cycle completed, an evaluation seminar for selected participants will be organised to conclude the action. The subject of training concern methods of pursuing the perpetrators of corruption and disclosing sources of information about corruption. The Police Headquarters will be able to participate in all training which are organising by other particular institutions involved in the project;
- Training for app. 30 officers from Office for Internal Investigation, which deal in practice with counteraction of corruption in the Border Guard. In training should take part the persons, who are working on the task which aim at fighting corruption and counter fight term. In the future the persons could be multiplicators. The participants of training will gain of knowledge, which will be used in their daily work. The subject of training is “Cooperation of European Community’s Countries in counteraction of corruption – the scope of legislation in European Union. The promotion of ethical and anticorruption conduct”; 
- training for employees from Public Procurement Office where subject of the training concern accumulating, transforming and analysing information about Public Procurement Market in EU and Member States and training for controllers in Public Procurement Office which are lead by control institution in EU (in all - 20 participants);
- training for observers –observers are appointed by the President of the Public Procurement Office from among the persons entered on the list of arbitrators. Observers are present during the work of the tender committee from the moment of the opening of the tenders. They are responsible for preparation of an information note concerning the work of the tender committee. They ensure the proper execution of Procurement Law and impartiality and efficiency in awarding contracts. The observers are present during the tender committees, where the contract value exceeds 5 000 000 euro for supplies and services and 10 000 000 euro for works. Within the project the number of training that concerns the EU public procurement market will be conducted for the selected group of people entered on the list of arbitrators (approximately 700). Moreover, the methods of close cooperation with the EU institutions will be elaborated;
- training for functionaries responsible for accreditation and certification procedure (100 participants - the list of functionaries is made by The Chairman of the Public Procurement Office). The subject of the training concerns knowledge about institution in EU responsible for Public Procurement and European standards, regulation relative to that issue;
- Training for contracting authorities – training for 16 trainers selected from the public administration on the central level, and training for local contracting authorities (Voivodship level). The main goal of these training is to prepare the staff of contracting authorities that is employed in information desk services for bidders.

The RTA post is expected in the framework of twinning for 15 months period. The successful candidate for RTA should have sufficient experience in the above-mentioned matters and management skills and be fluent in speaking and reading English language (also Polish language would be advisable). The RTA will be involved in:

- securing the effective co-ordination and implementation of the twinning project’s objectives and the delivery of planned outputs by day to day management of the project,
- consultation with relevant representatives of the Polish authorities and the twinning partners looking to secure necessary support and back-up required to implement the project,
- assisting as well the Polish Ministry of Interior and Administration as the Unit for Coordination of Anticorruption Strategy in implementation of the project objectives (selecting a group of people from the institutions, which are involved in this project, to take part in a training programs, selecting a group of trainers, making an overview of the legal regulation and the competencies of certain entities involved in implementation of Anticorruption Strategy in order to make the necessary legal and institutional changes).

The RTA will be placed in the MIA (Department of Public Administration). Short-term experts involved in activities are expected to have vast knowledge of EU anticorruption acquis in the subjects covered by this Twinning project, adequate professional experience and abilities to use active methods of training.

To realise the project it is necessary to reserve financial means for: conference room, materials, accommodation, transport. The profile of the experts needed:
- civil servants specialised in the corruption combating and anticorruption campaigns,
- expert or a team of experts who on a daily basis deal both with the theoretical and practical aspects of the corruption in governmental and non governmental organisations.
- police and border guard officers,

The RTA will be the chairman of the Working Group involving anti-corruption practitioners and legal experts from all of the relevant Government agencies (Ministry of Justice, the Police Headquarter, Public Procurement, Supreme Chamber of Control etc). Working Group would produce a series of proposals for changes to organisational structure of the network of agencies involved in the fight against corruption. The proposals would be prepared during the seminars chaired by the RTA. The final version of the proposals will be draft by the RTA. The objective in all cases is to develop proposals that will achieve greater effectiveness in investigating, prosecuting and convicting corruption cases of this anti-corruption network as a whole. The working group will report to the Project Leaders and the Steering Committee.

The proposals should be presented to the government. The project leaders are in particular liable for the methodology and substantial input of the report.
Generally we want to underline that the cooperation between the RTA and the Project Leaders should be very close. The Project Leaders are responsible for the essential input of all the twining activities in all stages of the work.

**Contract 2 - Technical Assistance for MIA**
- working out an information and advertising campaign carried out in the media in co-operation with the non-governmental organisations and RTA containing information on the *Anticorruption Strategy*, the stages of its implementation, anticorruption programmes, progress in the implementation of the *acquis communautaire*, contact data of the international, European and non-governmental organisations involved in combating corruption, as well as the acts of corruption;
- preparing radio programs,
- preparing and printing leaflets attached to newspapers,
- preparing billboards,
- preparing and printing the brochures about the corruption, combating it and about the *Anticorruption Strategy* etc.,
- organising conferences where subject concern fight against corruption in all parties of live Polish and European society;
- development of the website on preventing the corruption, containing reports, statistical data, opinion polls on corruption, information on training courses, conferences, chats, discussion groups, surveys and other related events organised by both the government administration and the Polish and international organisations as well as reports prepared within the Project Phare 2001 for Civil Service Office;
- creating a monitoring system of advertising campaign.

**Contract 3: small/medium grants scheme (NGOs)**

**Eligibility of activities:**
The initiatives financed within the project will relate to the following:
1. Raising social awareness in the area of anticorruption activities:
   - Promotion of ethical standards of conduct
   - Dissemination of knowledge on threats, high social cost and consequences of corruption activities as well as of action undertaken by the authorities to prevent and fight it.
   - Providing analysis on corruption phenomena
2. Strengthening monitoring activities and NGOs active role in the area of anticorruption activities:
   - Monitoring of the legislation process and of respecting the law (also on the local level)
   - Monitoring of the realisation of Anticorruption Strategy
   - Evaluation of the new law regulation which could be conductive to the acts of corruption.

**Eligibility of applicants:**
Call for proposals for various NGOs which have statutory activities related to anticorruption. The project is addressed to Polish non-governmental organisations defined in the Polish Act on Public Benefit Activity and Volunteerism. In particular, the following types of organisations may apply for grants:
- officially registered;
- formed voluntarily;
- not created to generate personal profit and not pursuing the commercial interests of their members;
- independent of government and other public authorities and of political and commercial organisations;
- nonexclusive organisations, i.e. organisation which do not condition their support or actions on ideological, political and religious adherence.

The eligible applicants may be awarded grants on condition of preparing projects consistent with the objectives of the project and providing co-financing at the level of at least 20% of planned budget of the grant.

Eligibility of projects:
Small and medium – scale grants – between 5 000 €-50 000 € (600 000 €, the Transition Facility grants will cover up to 80% of eligible costs of such a grant).

General eligibility criteria will be developed using the grant schemes guidelines, as appropriate. The grant project would last up to 10 months.

Beneficiaries, RTA and the TA contract’s experts (services providers) will have to closely cooperate with each other and, where appropriate, with the authorities implementing, managing, controlling and auditing programmes and projects under the EU Cohesion Fund or under the EU Structural Funds.

3.4. Lessons learned

This project is based on the results achieved by the prior and present twinning projects and initiatives financed from the state’s budget and co-ordinated by the Civil Service Office.

Project takes into consideration obligations and recommendations stated as well as in former Evaluation reports and the Final Report of the Twinning Projects 98’, 99’ and especially of the Twinning 2000 which underlined a necessity of further trainings in the corruption combating area.

In the PHARE - Ex-Post Evaluation 97/98 and the Ex-post Twinning reports recommended the work with the Police and the Border Guard especially in the field of the Polish accession to the EU. The work with the administration should work not only with the legislation changes but with the “public awareness” target.

4. Institutional Framework

Beneficiaries of the project are as follows:
Contract 1 Twinning (co-ordinated by the Ministry of Interior and Administration - Unit responsible for co-ordination of implementation of Anti-corruption Strategy in Department of Public Administration): Ministry of Justice - Department of International Co-operation and European Law; Ministry of Health - Department of Supervision and Control, Department of Finance, Department of Budget and Investment, Legislative Units, Chief Sanitary Inspector, Registration Office of Medicine Products, Medicine Productions and Biocide Products; Voivodship Veterinary Inspectors; Headquarters of the Border Guard Services - the Office of Internal Affairs; The Public Procurement Office - Department of Analysis and Supervision; The Police Headquarters - Division for European Integration and International Co-operation of the Office for International Police Co-operation; Protection of Classified Information and Inspection Bureau; Ministry of Finance - Law Department; Non Governmental Organisations.
For adequate co-ordination of the project a Steering Committee with representatives from all Institution will be created.

The leaders of the project are liable for the methodology and substantial input of all activities of the program. The cooperation between the RTA and the Project Leaders should be very close. The Project Leaders are responsible for the essential input of all the twining activities in all stages of the work.

The Polish Project leader is responsible for the organisation of seminars, workshops and the meetings in Poland. His task is create the network of the people who are liable for the project activities in the beneficiates Offices. The BC PL is responsible for the selection of the candidates for the trainings.

The Project Leader is responsible for the organisation of the work of the Short Term Experts and the preparing of the materials for the workshops and the seminars. In the cooperation with the RTA he will prepare the schedules and the programs of the workshops and the seminars.

Contract 2 TA: Unit responsible for co-ordination of implementation of Anticorruption Strategy within MIA
Contract 3: small/medium grants scheme (NGOs)

Information on the unit responsible for co-ordination of implementation of Anticorruption Strategy within MIA

Based on the Decision no 36 of the Director General of MIA from 29 September 2003, in the Ministry of the Interior and Administration, the Unit for Co-ordination of Anticorruption Strategy was established. The works of the unit are oriented at co-ordination and monitoring of the realisation of the governmental programme for fighting corruption Anticorruption Strategy, preparing quartile reports on realisation of the programme, preparing analysis and evaluation of the corruption in the public life, presenting opinions and conclusions on the subject, issuing opinions on normative acts and other documents concerning the issues of fighting corruption and on co-operation with NGOs and E.U bodies in realisation of the tasks linked with fighting corruption. There are 6 people in the unit.

No institutional changes are assumed.

5. Detailed Budget

<table>
<thead>
<tr>
<th>€M</th>
<th>Transition Facility support</th>
<th>Co-financing</th>
<th>Total cost (TF plus cofinancing)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Investment Support</td>
<td>National Public Funds (*)</td>
<td>Other Sources (**)</td>
</tr>
<tr>
<td></td>
<td>Institution Building</td>
<td>Total Transition Facility (=I+IB)</td>
<td></td>
</tr>
<tr>
<td>Contract 1: Twinning</td>
<td>1,6</td>
<td>1,6</td>
<td>0,14</td>
</tr>
<tr>
<td>Contract 2: advertising campaign (net)</td>
<td>0,205</td>
<td>0,205</td>
<td>0,011</td>
</tr>
</tbody>
</table>
Enhancing anticorruption activities in Poland

| Contract 3: small/medium grants scheme (NGOs) | 0,6 | 0,6 | 0,02¹ | 0,12² | 0,14 | 0,74 |
| Total | 2,405 | 2,405 | 0,171 | 0,12 | 0,291 | 2,696 |

(*). contributions form National, Regional, Local, Municipal authorities, FIs loans to public entities, funds from public enterprises

(**) private funds, FIs loans to private entities

The amounts for co-financing for Contracts 1 and 3 are entirely parallel co-financing. All costs for study visits outside Poland as part of the Twinning will be borne by the beneficiary country.

Contracts 2 will be jointly co-financed.

¹The amount of 20,000 Euro will be provided by the MIA for contracting out to an external company services related to pre-selection process such as printing of application, advertising, printing reports collection of applications and assessment as well as evaluation of initiatives financed under the project. According to PRAG procedures the Evaluation Committee may delegate the pre-selection process to outside assessors: “where the proposals received are particularly numerous or highly technical, it may not always be possible for the Evaluation Committee to examine each one in detail. If necessary, all or part of this detailed examination may be carried out by assessors so that the Evaluation Committee may conduct its deliberations on the basis of their assessments”.

²approximate figure of co-financing that will be provided by grant beneficiares

The co-financing funds for the project implementation will be available.

In the case of Joint Co-financing, where the final overall cost is lower than foreseen in the project fiche, the National Public and Transition Facility Co-financing are reduced proportionally so as to maintain the agreed rate of co-financing. In the case of Parallel Co-financing, where the final cost is lower than foreseen in the project fiche, it must be shown that the overall objectives of the project have been fully achieved.

6. Implementation Arrangements

6.1. Implementing Agency

PAO: Tadeusz Kozek, Under-secretary of State at the Office of the Committee for European Integration, Aleje Ujazdowskie 9, 00-918 Warszawa; phone: +48 22 455 52 41, fax: +48 22 455 52 43

CFCU: Foundation “Co-operation Fund”, Górnośląska Street, Warsaw; phone: +48 22 450 99 00, fax: +48 22 622 75 65

The CFCU is responsible for handling tendering, contracting and payments of contracts on behalf of the MIA. CFCU will also be responsible for contracting the final beneficiares, operating the grant subjects.

6.2. Twinning

RTA counterpart: The Ministry of Interior and Administration (Department of Public Administration
Contact person: Ms Jolanta Gontarczyk Unit responsible for co-ordination of implementation of Anticorruption Strategy within MIA; Wspólna 2/4 Street, 02-514 Warsaw, tel. +4822 6618765; fax: +4822 6618827

The CFCU will be in charge of the financial management.

6.3. Non-standard aspects
N/A.

6.4. Contracts
Contract 1: Twinning for 1,6 MEUR. Co-financing of 0,14 MEUR covers direct and indirect cost of the beneficiary administration in compliance with the Twinning Manual.
Contract 2: 0,216 MEUR – gross value (including 0,205 MEUR of TF funds and 0,011 MEUR of joint co-financing);
Contract 3: it is estimated that about 30 projects will be financed, for the total amount of 0,6 MEUR and one contract TA for implementation assistance (0,02 MEUR).

7. Implementation Schedule

7.1 Start of tendering/call for proposals– IV Q 2005
7.2 Start of project activity – II Q 2006
7.3 Project Completion – III Q 2007

8 Sustainability

Human and financial resources assured. Project will be co-financed from the budgets of beneficiaries for years 2006 and 2007. The training participants will put the knowledge and skills gained from the training in their everyday work.

9 Conditionality and sequencing

Conditionalities:

The Twinning Contract is planned to be signed in the second quarter of 2006.
The evaluation will provide proper use of twinning budget and improvement of services. The Steering Committee will also evaluate results of completed activities with regard to achievement of goals, improvement of fight against organised crime and adoption of the EU requirements in this area.
Sequncing
Due to the fact that the twinning activities are continuation of Transition Facility 2004 project, the Technical Assistance contracts will be realised in the first place, under condition that no tendering procedures delays occur.
## Strengthening of the process of implementation of the anticorruption activities in Poland

### Annexes to project Fiche

<table>
<thead>
<tr>
<th>Programme name and number</th>
<th>Total budget: 2,696 M€</th>
<th>TF budget: 2,405 M€</th>
</tr>
</thead>
</table>

#### Overall objective

<table>
<thead>
<tr>
<th>Objectively verifiable indicators</th>
<th>Sources of Verification</th>
</tr>
</thead>
<tbody>
<tr>
<td>- combating and preventing corruption</td>
<td>- EU member states norms and standards applied</td>
</tr>
</tbody>
</table>

#### Project purpose

<table>
<thead>
<tr>
<th>Objectively verifiable indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>- further strengthening of institutional and administrative capacity to prevent and combat corruption;</td>
<td>- reports of the EU experts;</td>
<td>- Polish authorities commitment in fight against corruption maintained.</td>
</tr>
<tr>
<td>- further overview, revision and monitoring of the legal regulation's implementation and the mechanisms favouring the acts of corruption;</td>
<td>- Evaluation Reports;</td>
<td></td>
</tr>
<tr>
<td>- adjusting of the methods of preventing corruption to the EU Member States standards;</td>
<td>- Monitoring Reports.</td>
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<tr>
<td>- continuation of works related to enhancing public awareness and promoting ethical standards of conduct in the areas of public life, particularly exposed to corruption, as well as among the high-level public officials.</td>
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</tbody>
</table>

#### Results

<table>
<thead>
<tr>
<th>Objectively verifiable indicators</th>
<th>Sources of Verification</th>
</tr>
</thead>
<tbody>
<tr>
<td>Results of contract 1: Twinning</td>
<td>- reports of contractors;</td>
</tr>
<tr>
<td>Results in particular institutions involved in the project:</td>
<td>- reports of the EU experts;</td>
</tr>
<tr>
<td>- A comprehensive evaluation of the anticorruption strategy implemented so far, leading notably to proposals in order to improve the Prosecutor's working practices prepared; proposals (to present to the government) for changes to organisational structure of the network of agencies involved in the fight against corruption prepared, that will achieve greater effectiveness in investigating, prosecuting</td>
<td>- reports of beneficiaries;</td>
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<tr>
<td></td>
<td>- training assessment sheets</td>
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<td></td>
<td>- statistical materials;</td>
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<td></td>
<td>- Monitoring Reports.</td>
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<td></td>
<td>- not less than 100 ex ante control proceedings conducted during one year after the end of the project</td>
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<tr>
<td></td>
<td>- approximately 200 ex post control proceedings conducted, during one year after the end of the project jw.</td>
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</table>
and convicting corruption cases of this anti-corruption network as a whole. The proposals should aim at: the cooperation between the government agendas, the cooperation with the NGO’s and media, the issue of the e-government as the way to combat the corruption. The subjects of the proposals and the schedule of the seminars will be prepared on the first seminar of the Working Group. The leaders of the project are liable for the methodology and substantial input of the report.

- updating a database of organisations, including NGOs, required to realise the project prepared;
- realization and coordination of the activities of the Unit for Co-ordination of Anticorruption Strategy strengthened;
- the detection of pathologies increased and the number of irregularities in term of corruption in the area of public contract award proceedings decreased;
- effectiveness of fiscal and custom staff responsible for internal audit and combating corruption increased;
- training among Police, Border Guard, functionaries from Ministry of Health, Customs and prosecutors completed;
- 100 functionaries from Voivodships Veterinary Inspectors, District Veterinary Inspectors and Border Veterinary Inspectors (three persons from each one Veterinary Inspectors) trained Ten seminars for 20 person, two seminars for each group completed;
- a detailed assessment on the nature and scale of corruption in Poland (petty and high-level) in a report for public dissemination completed;
- a working methodology on combating
- number of claims to the court, related to irregularities in the biggest public contracts award proceedings (where the contract value - for works exceeds the expressed in PLN equivalent of EUR 10 mln, - for supplies and services - exceeds the expressed in PLN equivalent of EUR 5 mln) decreased in two years after the end of the project, the number will decreased about 30%.
- 90% of trainees assessing the training as relevant and useful in the context of their responsibilities,
- approximately 255 staff from Ministry of Finance trained and number of irregularities detected by fiscal staff increased by 40-50% in 2 years after completion of the project,
- Operations of the Prosecutor’s Office strengthened and number of investigated corruption acts increased by 30-40% in 2 years after completion of the project
- 10 Border Guard officers are trained and new tools as well as techniques for combating of corruption developed by Border Guard Headquarters and effectively used in 1 year after completion of the project
- 5 Customs officers are trained and new tools as well as techniques for detection combating of corruption developed by selected customs services in 1 year after completion of the project.
- 40 officers from Central Investigation Bureau, and Voivodeship Police Headquarters trained. As a result an increase of the prosecuting and convicting cases by 40-50% within three years after completion of the project achieved
the corruption (identifying and carrying out of the investigations) prepared;
- reports about the implementation of the Anticorruption Strategy prepared. The leaders of the project are liable for the methodology and substantial input of the report;

Corruption issues in EU Member States:
- internal procedures of fiscal service in the area of potential corruption improved.
- knowledge, skills and practical solutions in corruption combating process expanded among functionaries from particular institution involved in project and adjusted to the EU standards;
- the European co-operation strengthened as well as standards of social and legal conduct relating to the question of combating corruption among the functionaries from particular institution involved in project;
- presentation of the legal and operational tools for preventing and combating corruption continued;

Results of contract 2 – TA
- the campaign of anticorruption activities in the public awareness field should including the preparing radio programs,
- preparing and printing leaflets attached to newspapers, preparing billboards,
- preparing and printing the brochures, organising conferences, developing of the website on preventing the corruption, creating a monitoring system of advertising campaign;

90% of Grant Scheme component spent for eligible activities till the end of the project.
Strengthening of the process of implementation of the anticorruption activities in Poland

- awareness of anticorruption issues together with the model of ethical behaviour among recipients of the nation wide media campaign increased;
- information on the website developed;
- better access to information on corruption issues provided.

Results of contract 3: small/medium grants scheme (NGOs)
- social awareness in the area of anticorruption activities raised;
- the system of coordination between the public administration and the NGO’s in public awareness campaigns created
- the independent reports of the NGO’s about the corruption in Poland and about the Anticorruption Strategy realisation;
- monitoring activities and NGO’s active role in the area of anticorruption activities strengthened.

Activities | Means | Assumptions
---|---|---
Contract 1 - Twinning
Activities which will be carried out in particular institutions involved in the project:
- developing a database of the project addressees (multiplicators - NGO) by Unit for Anticorruption Strategy Coordination within the Department of Public Administration of the Ministry of the Interior and Administration;
- advisory of RTA addressed to the Unit for Co-ordination of Anticorruption Strategy as regards further organisation of the legal regulations in the order to establish a clear system of barriers

1. Twinning covenant
against corruption;
- using anti-corruption techniques and methods, including legislations aspects, in the area of public contract award proceedings - trainings for approximately 20–30 employees (another group of the people that were not trained within the Transition Facility 2004) of the Public Procurement Office. That training will be prepared for the trainers, who should make training in their institutions;
- acquainting with standards and procedures concerning counteracting of corruption and planning of prevention activities to minimize the risk of corruption - for fiscal staff - series of trainings and seminars for approximately 255 persons – another group of the people that were not trained within the Transition Facility 2004 - (including approximately 120 high level officials-Management level) from the Ministry of Finance and Customs.
- analysis of the Phenomenon of corruption in the field of duty – prevention and countermeasures - series of seminars, trainings for approximately: 10 Border Guard officers (another group of the people that were not trained within the Transition Facility 2004), 3 prosecutors (another group of the people that were not trained within the Transition Facility 2004), 5 Customs officers (another group of the people that were not trained within the Transition Facility 2004);

2. TA contract
3. Grants for NGOs
- overview the Polish Customs legislation and Polish Customs organizational structures that will create a basis for strengthening of institutional and administrative capacity to prevent and combat corruption;

- training courses and workshops in the field of anticorruption for Customs employees (number of participants 45-50 Customs officers – at all levels organization (2 or 3 from Customs Chambers and 10 from the Ministry of Finance). The scope of training should include at a minimum conflict of interests, methods of corruption, mechanism that favour the acts of corruption. That training would be prepared for the trainers, who should make training in their institutions,

- Training for 100 functionaries from Voivodeship Veterinary Inspectors, District Veterinary Inspectors and Border Veterinary Inspectors (three persons from each one Veterinary Inspectors). The subject of the training concern preventing corruption in veterinary service during inspections of employees of the Voivodeship and District Veterinary Inspectors in private institution producing meat and other food products; Ten seminars for 20 person, two seminars for each group.

- Training for app. 30 Directors of the Units of Control of the Ministry of Health and Voivodeship Offices, 80 functionaries from the Units of Control in the Department of Supervision and Control, the Department of Finance, the
Department of Budget and Investment and the Units of Control of Voivodeship Office, 50 functionaries of the Legislative Units in the Ministry of Health, 25 Directors of the Units of Control from the Chief Sanitary Inspector in Central and voivodeship level, 2 Directors of the Units of Control from the Registration Office of Medicine Products, Medicine Productions and Biocide Products in Central level (general 187 participants).

The subject of the training concern identification and the methods of elimination of the area of potential corruption. That training would be prepared for the trainers, who should make training in their institutions.

- The preparation of the report about the scale and the character of the corruption in Poland containing the information about petty and high-level corruption and about all areas of Polish society (e.g. politics, business, banking and finance, law enforcement, public services, health and education). In order to assure qualitative data, the RTA should co-operate in preparing this document with all relevant Polish agencies and appropriate sources like civil society. Moreover, the RTA could propose methodology that would make the statistics more accurate and meaningful.

- Making proposals in order to improve the Prosecutor’s working practices so that the effectiveness in successfully investigating the most serious cases of
**Strengthening of the process of implementation of the anticorruption activities in Poland**

- High-level corruption is improved;

- Creating a working methodology, which will lead to identifying and carrying out of the investigations with priority in the high level corruption cases.

- Six seminars of Working Group. In these seminars will be prepared the proposals to the government for changes to organizational structure of the network of agencies involved in the fight against corruption.

**Corruption issues in EU Member States:**

- Trainings for fiscal staff responsible for internal audit and combating of corruption in the scope of forms and methods of disclosures and combating corruption crimes among employees of EU states administration – series of trainings and seminars for approximately 255 persons - another group of the people that were not trained within the Transition Facility 2004 - (including approximately 120 high level officials – Management level) from the Ministry of Finance and Customs;

- Familiarising with forms and methods disclosing and fighting with corruption among officers and employees EU services - series of seminars and trainings for approximately: 10 Border Guard officers (another group of the people that were not trained within the
<table>
<thead>
<tr>
<th>Strengthening of the process of implementation of the anticorruption activities in Poland</th>
</tr>
</thead>
</table>

- Transition Facility 2004, 3 prosecutors (another group of the people that were not trained within the Transition Facility 2004), 5 Customs officers (another group of the people that were not trained within the Transition Facility 2004);
- presentation of co-operation between anti-corruption services and other services like tax, audit and inspection authorities in fighting against corruption phenomenon in the EU Member States – series of seminars and trainings for approximately: 10 Border Guard officers (another group of the people that were not trained within the Transition Facility 2004), 3 prosecutors (another group of the people that were not trained within the Transition Facility 2004), 5 Customs officers (another group of the people that were not trained within the Transition Facility 2004);
- screening of law concerning anti-corruption issues and anti-corruption strategies in EU member states – series of seminars, trainings for approximately: 10 Border Guard officers (another group of the people that were not trained within the Transition Facility 2004), 5 Customs Officers (another group of the people that were not trained within the Transition Facility 2004);
- 3 training seminars for 5 days for 40 officers each (jointly for 120 police officers) chosen by Central Investigation Bureau from among CIB officers and Units to fight against...
- Strengthening of the process of implementation of the anticorruption activities in Poland

- Corruption within Voivodeship Police Headquarters and big municipal Police headquarters specialised in combating exclusively this pathology.

- Once the training cycle completed, an evaluation seminar for selected participants will be organised to conclude the action. The Police Headquarters will be able to participate in all training which are organising by other particular institutions involved in the project.

- Training for app. 30 officers from Office for Internal Investigation, which deal in practice with counteraction of corruption in the Border Guard. In training should take part the persons, who are working on the task which aim at fighting corruption and counter fight term. In the future the persons could be multiplicators. The participants of training will gain of knowledge, which will be used in their daily work. The subject of training is “Cooperation of European Community’s Countries in counteraction of corruption – the scope of legislation in European Union. The promotion of ethical and anticorruption conduct.”;

- Training for employees from Public Procurement Office where subject of the training concern accumulating, transforming and analysing information about Public Procurement Market in EU and Member States and training for controllers in Public Procurement Office which are lead by control institution in EU (in all - 20 participants),

- Training for observers – observers are
appointed by the President of the Public Procurement Office from among the persons entered on the list of arbitrators. Observers are present during the work of the tender committee from the moment of the opening of the tenders. They are responsible for preparation of an information note concerning the work of the tender committee. They ensure the proper execution of Procurement Law and impartiality and efficiency in awarding contracts. The observers are present during the tender committees, where the contract value exceeds 5 000 000 euro for supplies and services and 10 000 000 euro for works. Within the project the number of training that concerns the EU public procurement market will be conducted for the selected group of people entered on the list of arbitrators (approximately 700). Moreover, the methods of close cooperation with the EU institutions will be elaborated;

- training for functionaries responsible for accreditation and certification procedure (100 participants - the list of functionaries is made by The Chairman of the Public Procurement Office). The subject of the training concern knowledge about institution in EU responsible for Public Procurement and European standards, regulation relative to that issue ;
- Training for contracting authorities – training for 16 trainers selected from the public administration on the central level, and training for local contracting authorities.
Strengthening of the process of implementation of the anticorruption activities in Poland (Voivodship level). The main goal of these training is to prepare the staff of contracting authorities that is employed in information desk services for bidders.

**Contract 2 - Technical Assistance for MIA**
- working out an information and advertising campaign carried out in the media in co-operation with the non-governmental organisations and RTA containing information on the *Anticorruption Strategy*, the stages of its implementation, anticorruption programmes, progress in the implementation of the *acquis communautaire*, contact data of the international, European and non-governmental organisations involved in combating corruption, as well as the acts of corruption;
- preparing radio programs,
- preparing and printing leaflets attached to newspapers,
- preparing billboards,
- preparing and printing the brochures about the corruption, combating it and about the *Anticorruption Strategy* etc.
- organising conferences where subject concern fight against corruption in all parties of live Polish and European society;
- development of the website on preventing the corruption, containing reports, statistical data, opinion polls on corruption, information on training courses, conferences, chats, discussion groups, surveys and other related events organised by both the government administration and the Polish and...
- international organisations as well as reports prepared within the Project Phare 2001 for Civil Service Office;
- creating a monitoring system of advertising campaign,

**Contract 3**: small/medium grants scheme (NGOs)

**Eligibility of activities:**

The initiatives financed within the project will relate to the following:

1. **Raising social awareness in the area of anticorruption activities:**
   - Promotion of ethical standards of conduct;
   - Dissemination of knowledge on threats, high social cost and consequences of corruption activities as well as of action undertaken by the authorities to prevent and fight it;
   - Providing analysis on corruption phenomena.

2. **Strengthening monitoring activities and NGOs active role in the area of anticorruption activities:**
   - Monitoring of the legislation process and of respecting the law (also on the local level);
   - Monitoring of the realisation of Anticorruption Strategy;
   - Evaluation of the new law regulation which could be conductive to the acts of corruption.
   - The independent reports about the corruption and Anticorruption Strategy realisation by the NGO’s preparing
   - Three seminars with the NGO’s about public awareness and cooperation between NGO’s and the public
Eligibility of applicants:
Call for proposals for various NGOs which have statutory activities related to anticorruption.
The project is addressed to Polish non-governmental organisations defined in the Polish Act on Public Benefit Activity and Volunteerism. In particular, the following types of organisations may apply for grants:
- officially registered;
- formed voluntarily;
- not created to generate personal profit and not pursuing the commercial interests of their members;
- independent of government and other public authorities and of political and commercial organisations;
- nonexclusive organisations, i.e. organisation which do not condition their support or actions on ideological, political and religious adherence.

The eligible applicants may be awarded grants on condition of preparing projects consistent with the objectives of the project and providing co-financing at the level of at least 20% of planned budget of the grant.

Eligibility of projects:
Small and medium-scale grants – between 5,000 €-50,000 € (600,000 €, the Transition Facility grants will cover up to 80% of eligible costs of such a grant).

General eligibility criteria will be developed using the grant schemes guidelines, as appropriate. The grant project would last up to 10 months.
### Annex 2-3 Implementation, contracting and disbursement schedule for the Project – Strengthening of the process of implementation of anticorruption activities in Poland

#### Date of Drafting: November 2005

#### Planning Period: 2005-2008

#### Budget Allocation Estimated Cost

| Estimated Cost (M€) | 2,405 |

#### Budget Allocation

| Budget Allocation | 2,405 |

#### PLANNED IMPLEMENTATION SCHEDULE (QUARTERS)

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**Legend:** D – designing; C - Contract signing; I - Contract implementation and payment