Standard Summary Project Fiche for the Transition Facility

1. Basic Information

1.1. CRIS Number: 2007/19343.01.15
    Twinning Light Contract RO/2007-JB/JP/06/TL

1.2. Title: Improving the administrative capacity in the field of migration and asylum
1.3. Sector: Justice Home Affairs
1.4. Location: Bucharest, Romania

2. Objectives

2.1. Overall Objective:
    Increased management of EU and third country nationals legally staying in Romania.

2.2. Project purpose:
    Improving the procedural framework in the area of admission and stay of aliens, social
    integration and the use of migration related IT systems, in line with the EU standards and best
    practices.

2.3. Justification

In the Country Report of 2006 it is considered that Romania preparations for the European
information systems are based on modern technology. Still, efforts should be made in order to increase the number of relevant personnel, as well as
regarding their professional training. Moreover, for the installation and implementation of the
integrated IT systems, further recruiting of specialized staff. Establishing a national
information network for SIS II remains a challenge for the future. Further efforts should be
made in order to ensure the operational status of the integrated border management systems,
until 2009, according to the established deadlines. In general, all efforts have to be increased
in this field.

Following a peer-review mission conducted in December 2005, a report was issued containing
several measures to be done in the field of asylum and migration. In this respect, the
following recommendations were made:
- the institutions should aim at capacity building and implementation to create a more flexible
  and sustained structure of the organisation which will have the ability, the quality and the
  capacity to meet the demands of EU and international standards.
- the IT systems/central databases interlinked to all State agencies involved and for all the
  aliens covering both asylum, migration and visa need further improvements to meet the
  international requirements,
- a fair and transparent asylum system is necessary in order to reach the international
  standards.
- both the staffing and facilities of the asylum system need extra attention.
- Romania needs to start preparing for the implementation of VIS.
- the implementation of the National Strategy on Migration issues should continue. The
  Strategy gives a special attention to the social integration of aliens, among other relevant
  areas.
- the institutional and the operational capacity of the migration management has to be further strengthened.

In the Monitoring Report on the state of preparedness for EU membership of Bulgaria and Romania, it is mentioned that "as regards the Schengen acquis and the management of the future EU external border, some progress has been made. The Schengen Action Plan was updated in May 2006 and continues to be implemented on schedule. [...] Ongoing efforts will be required to make the integrated border management system fully operational by 2009 as planned". In this regard, the Authority for Aliens should develop its IT system for management of aliens, in the view of providing compatibility with SIS II and VIS, and ensure that the relevant staff benefit from proper training.

3. Description

3.1. Background and justification:

At the moment of drafting the current project, the main institutions in Romania, competent in the area of migration and asylum, are the Authority for Aliens and the National Refugee Office. Due to the necessity for a common approach of migration and asylum, in order to ensure a more efficient institutional framework, it is envisaged that the two bodies shall merge during 2007, resulting a new institution capable to face the new challenges emerging after the accession of Romania to the European Union.

In the text, the two institutions are often refered to as "the beneficiary authority", considering the expected institutional changes.

The legal framework in the field of migration, in particular the admission of the third country nationals, was adopted through Emergency Ordinance 194/2002 on the aliens' regime in Romania, amended by Law 357/2003, Law 482/2004, EGO 113/2005 and Law 306/2005. In drafting these normative acts, the specialists of AfA benefited from expertise and assistance of EU experts, within a few twinning projects such as RO 01/IB/JH/01 and RO 03/IB/JH/04. Further amendments of the legislation in the field of migration are expected by the end of 2007.

Through PHARE projects 2000, 2001 and 2002, the Authority of Aliens created the Visa online and the IT System for Management of Aliens. As recommended by the EU experts, following the peer-review mission in Dec 2005, Romania has to start preparing for the implementation of Visa Info System (VIS) in view of lifting the internal borders upon accession to Schengen. Although the IT systems operate on modern platforms, it is expected that they shall be upgraded in order to ensure their full compatibility with VIS and SIS.

The legal framework on the free movement on Romanian territory of the EU/EEA citizens was adopted through the Emergency Government Ordinance 102/2005, further amended by Government Ordinance 30/2006. The normative act transposes the provisions of Directive 2004/38/EC on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States and entered into force on the date of accession of Romania to EU.

After the adoption of the act, some discrepancies were noticed between the national and the communitaire provisions, which lead to the drafting of a new normative act, amending the EGO 102/2005, approved through Government Ordinance 30/2006.
According to art. 33\(^1\) of EGO 102/2005, in order to implement the new legal framework, a set of methodological norms was drafted. Beside the specific procedures, the norms provide the form and content of the documents to be released to the EU/EEA citizens and their family members.

In 2006, AfA performed a few training sessions with its staff, on the provisions of the national legislation on the free movement of EU/EEA citizens.

*Government Ordinance 44/2004 regarding social refugee integration into the Romanian society* and the methodological norms provides a clear system of social integration of persons who are granted a form of protection was adopted through. The social integration of refugees and aliens with legal stay in Romania is subject of the National Migration Strategy, adopted through *Government Decision 616/2004*, and one of the main objectives of the draft National Immigration Strategy, which is pending approval in the legislative process. According to the mentioned acts, the National Refugee Office is the coordinator for the activities of the other central institutions (Ministry of Education, Ministry of Labour, Ministry of Health etc.) and local authorities involved in the integration process.

Further, *Government Ordinance 41/2006, amending GO 44/2004*, extends the procedural framework on social integration to other categories of aliens with legal stay, beside the refugees and the beneficiaries of the subsidiary protection.

During the implementation of the new legislation, as well as of the integration programs developed by the National Refugee Office, it was concluded that the institutional framework needs further improvements. In this respect, at regional level, new responsibilities have established (counselling aliens with legal stay in Romania, other than refugees and persons granted a subsidiary form of protection) that require dedicated structures, with staff specialised and trained in the field.

Considering the above mentioned situation, a few gaps have been identified, that can be eliminated/reduced through the current project, as follows:

1. Although the latest EU provisions in the field of migration are discussed within the national legislative process, the procedures for admission and regulation of stay of third country nationals still need improvements in order to be fully aligned with those applied in the EU Member States.
2. Further, the relevant staff need training on implementing the new procedures of admission/regulation of stay, delivered by experts from similar Member States authorities.
3. The Romanian responsible IT operators, system developers and administrators need exchange of experience and training, which can be provided by specialists, experienced in creating and operating the SIS and VIS, at EU level.
4. The EU experts can assist the Romanian staff, responsible for enforcing the provisions on the free movement and stay of EU/EEA citizens, as inevitable difficulties are expected at this stage of implementation. Thus, it is necessary that the experts evaluate the initial results of implementing the legal provisions and deliver further training, based on the actual necessities.
5. Due to the level of their expertise in counselling the refugees and the beneficiaries of subsidiary protection, as well as of the aliens with a legal stay, the EU experts can share their knowledge to the Romanian employees, through specific forms of training such as seminars and workshops.
6. In parallel, they can assist in the improvement of the asylum and migration system by evaluating the relevant organisational structure and recommending adjustments, aiming at providing adequate assistance for aliens.
So far, the personnel with competence in the field of migration and asylum haven’t benefited from EU assistance, with regard to improving the procedures according to the best practices in the Member States, in the proposed areas of activity:

- admission and stay of the third country nationals;
- residence of EU/EEA citizens;
- counselling of aliens, other than the persons granted a form of protection.

There are no overlaps in the procedural area of the current project with other EU instruments or the previous twinning covenants, concluded within PHARE projects 2000-2006, as the latter covered the following areas:

- refugee status determination;
- Dublin procedures;
- social integration of refugees
- return of aliens;
- accommodation of aliens taken into public custody;
- detection and control of aliens with illegal stay;
- unaccompanied minors and other vulnerable persons.

Moreover, the current project is complementary to a project proposal for the Transition Facility 2007, which aim at modernization of the IT system for management of aliens, correlated with SIS II and VIS, in terms of infrastructure.

3.2. Linked Activities

PHARE 2000 Border Management Programme (2000–2004) had an investment component focusing on setting up an IT system for on-line processing of visa applications, funding the equipment necessary for a pilot project and supporting inter-agency co-operation. Other sub-projects focused on enhancing border management through training development, supply of mobility, communications, tactical support, and surveillance equipment, as well as on asylum management, providing for a Twinning on the development of the Asylum System.

Within PHARE Project RO 0107.17 “Strengthening the management of the migration phenomenon in Romania”, the twinning component (RO 01/IB/JH 01) was implemented between 2002 and 2004. It resulted an improved legal framework for the migration management, approximated to the EU acquis as regards the regime of aliens, development of the institutional framework of the authorities dealing with immigration issues, elaboration of a coherent National Migration Strategy, including fight against illegal migration for Romania, developing legislation and programmes for the integration of recognized refugees and other aliens with legal stay in Romania (including the implementation of an awareness campaign) and promotion of international co-operation to combat illegal migration.

The Twinning Project RO/02/IB/JH 02 “Further development of the legislative practice and institutional framework in the field of asylum and refugees” achieved the following objectives: (i) further harmonization of the legal framework on asylum with the EU acquis and standards, (ii) further enhancement of the capacity in dealing with Safe Third Country-related procedures in view of future accession to the Dublin II Convention, (iii) further enhancement of the capacity in dealing with unaccompanied minors and (iv) development of a Master Plan for the introduction of the EURODAC-system in Romania.
PHARE 2003 "Strengthening Migration Management" focused on further increasing the professional management and monitoring capacity within both the migration management structures and accommodation centres for illegal immigrants. Creating a Research and Analysis Centre and a PR Unit developed the institutional framework. In the field of dealing with illegal immigrants, the personnel assigned to the accommodation centres and to relevant departments of AfA were trained on specific procedures and methods.

PHARE 2004 “Strengthening the institutional and operational capacity of migration and asylum management” focuses on enhancing the institutional capacity of the migration and asylum management authorities to co-ordinate and implement the responsibilities within the Romanian asylum and migration system in line with the European Union standards and best practices of EU Member States.

PHARE 2006 Continuing the development of the asylum and migration systems in Romania shall continue the development of the legislative framework on social integration of refugees, as well as the procedures in the field of combating illegal migration. The management of migration shall be supported by creating information tools necessary to monitor the status of third country nationals.

The current project further develops the achievements mentioned above, as follows:

a) The dedicated staff trained to operate the Visa on-line system (created within PHARE 2000 and 2002), as well as the IT system for management of aliens (created within PHARE 2001) were further trained within PHARE 2004 to develop and maintain the dedicated software applications, in order to ensure their compatibility and inter-operability with other national IT systems and the relevant EU IT systems, such as EURODAC and Dublin. The current project will continue the alignment of the national applications with the EU IT systems, namely SIS and VIS.

b) PHARE 2001 was the first project to provide assistance to the relevant staff in the area of social integration of beneficiaries of refugee status or other forms of protection. Further, PHARE 2006 aims at developing the acquired operational capacity, by involving other relevant actors, such as the local municipalities, in implementing social integration measures and programmes. The current project is the first one dealing with the social integration of aliens with legal stay in Romania, other than beneficiaries of refugee status or other forms of protection. It is to be mentioned that the newly adopted national legislation has particular provisions regarding the social integration of the latter category of persons.

c) In PHARE 2004, through train-the-trainer activities, a dedicated training unit was created. In this respect, the created training capacity covers all the relevant areas of activity, including the admission and residence of EU/EEA citizens and third country nationals, IT management and social integration. The activities of the current project will directly benefit from EU expertise and also from the skills acquired by the Romanian trainers in the previous project.

3.3. Results

1. a. Procedures of admission and legal stay of third country nationals updated.
   b. 50 dedicated employees from the central departments and the territorial branches trained in admission and legal stay of third country nationals.

2. a. Capacity of the existing migration IT systems assessed, aiming at the compatibility with VIS and SIS.
b. 15 developers and system/database administrators of the IT department trained in operating EU integrated IT systems.

3. 50 dedicated employees from the central departments and the territorial branches, as well as of other relevant bodies, trained in enforcing provisions on the residence of EU/EEA nationals in Romania, in line with the practices currently used in the EU Member States.

4. a. 35 dedicated employees of the reception and accommodation centres trained in counselling aliens with legal stay in Romania, other than refugees and persons granted a form of subsidiary protection.
b. Structure and competencies of the Counselling and Information Offices defined

3.4. Activities (including Means)

MS Project Leader (6 working days in Romania over 6 consecutive months, TF 10,800 EUR)
Related to results 1-4.

- Overall co-ordination of the project;
- Leading the project activities;
- Participation in the kick-off meeting and the final conference.

Profile:
- Long-term civil servant from an EU Member State administration;
- Educated and experienced in the field of management and organization
- At least 3 years working experience in a leading management
- Very good command of English (oral and written)
- Excellent computer skills (Word, Excel)

STE 1: Drafting internal norms on admission and legal stay of aliens (17 working days in Romania over 6 consecutive months: TF 29,300 EUR)
Related to result 1.a.

- Analysis of the tasks and responsibility areas assigned to competent authorities, in particular the central and territorial structures of the beneficiary authority, the Ministry of Foreign Affairs, the Ministry of Labour, Social Solidarity and Family, the Ministry of Education and Research and the Romanian Agency for Foreign Investors.
- Analysis of the legislation on the aliens regime and the internal procedures of admission and regulating the stay of aliens;
- Charting of relevant provisions of the EU acquis and of the current practices in the Member State
- Evaluation of the current procedures of admission and regulation of the stay right of aliens
- Gap analysis and provision of recommendations for improvement of the procedural framework and the institutional set-up in the field of admission and regulating the stay of aliens
- Assessment of the capacity and preparedness of territorial branches to process the applications legal stay of third country nationals
- Elaboration of clear distribution of functions, development of information exchange systems, cooperation schemes and action plans between different parties responsible for admission and legal stay of aliens
- Assistance in development of existing procedures and updating the internal norms
- Preparation and publication of task reports

Profile:
- Experience in drafting and implementing procedures on admission and legal stay of aliens, including marriage of convenience
- Wide knowledge of EC legislation
- Very good computer skills (Word, Excel)
- Very good command of English (oral and written)
- Legal degree or university degree in public administration

STE 1 and STE 2: Training on admission and legal stay of aliens (24 working days each = total 48 working days in Romania over 6 consecutive months: TF 67,100 EUR)
Related to result 1.b.

- Establishing the target group and the training requirements
- Elaboration of an action plan
- Training activities on the relevant areas of regulation of the stay of migrants:
  - Entry conditions (justification documents) for third country nationals;
  - Refusal of entry of third country nationals;
  - Conditions for granting short stay visas;
  - Admission for employment or other lucrative activities;
  - Admission for research activities;
  - Admission based on voluntary and non-remunerated activity programmes;
  - Admission for family reunification;
  - Student exchange programmes
  - Voluntary and non-remunerated specialization programmes
  - Family reunification and combating marriages of convenience
  - Prolongation of stay for business purposes
  - Employment, including persons appointed out on a mission and other specific categories of employees
- Evaluation of the trained staff and drafting recommendations;
- Preparation and publication of task reports

Profile:
- Experience in drafting and implementing procedures on admission and legal stay of aliens, including marriage of convenience
- Wide knowledge of EC legislation
- Very good computer skills (Word, Excel)
- Very good command of English (oral and written)
- Legal degree or university degree in public administration
STE 3: Auditing the structure and security of the migration IT systems (20 working days in Romania over 6 consecutive months: TF 29,550 EUR)
Related to results 2.a and 2.b

- Auditing the database
- Analysing the structure of the database with regard to their compatibility with the databases of SIS & VIS;
- Creation of a modernization plan, including the introduction of necessary biometric data;
- Security audit;
- Analysing the security structure aiming at ensuring the minimum level required by SIS & VIS
- Creation of a plan for enhancing the security level of the IT system;
- Preparation and publication of task reports

Profile:
- Experienced in implementing SIS & VIS;
- Advanced knowledge on administration and auditing databases;
- Good command of English
- Training skills
- Experienced in operating SIS & VIS.

STE 4: Training in operating applications inter-operable with the migration related EU IT systems (20 working days in Romania over 6 consecutive months: TF 29,550 EUR)
Related to results 2.a and 2.b

- Establishing the target group and the training requirements
- Elaboration of an action plan
- Training activities on the relevant areas of regulation of the stay of migrants:
  - operating procedures for similar systems which provide data to SIS & VIS;
  - operating procedures for SIS & VIS;
  - drafting internal operating procedures
- Evaluation of the trained staff and drafting recommendations;
- Preparation and publication of task reports

Profile:
- Experienced in implementing SIS & VIS;
- Advanced knowledge on IT systems security;
- Good command of English
- Training skills
- Experienced in operating SIS & VIS.

STE 5: Training on practical implementation of EU legislation on free movement and residence of EU/EEA citizens (19 working days in Romania over 6 consecutive months: TF 29,700 EUR)
Related to result 3

- Analyzing the Romanian primary and secondary legislation on free movement and residence of EU/EEA citizens on Romanian territory;
- Identification of the main issues to be tackled within the project;
- Presentation of the legal framework and practical experience of other member states in implementing the European acquis on free movement of persons;
- Presentation of the jurisprudence at European level on free movement of persons, by debating the main cases tackled by the European Court of Justice;
- Identification of the legal aspects which need improvement;
- Elaborating the recommendations for improvement of the legal framework and its practical implementation (legal gap analysis);
- Preparation and publication of task report.

Profile:
- Experience in assessing the set-up of public administration and management
- Wide knowledge of EC legislation
- Very good computer skills (Word, Excel)
- Very good command of English (oral and written)
- Legal degree or university degree in public administration

STE 6: Training in counselling aliens with legal stay (14 working days in Romania over 6 consecutive months: TF 23,900 EUR)
Related to result 4.a.

- Evaluation of the national legislation concerning the social integration of aliens in the Romanian society;
- Evaluation of the social integration programmes developed in Romania;
- Evaluation of the training needs for the target group (central and local authorities);
- Introduction of the EU best practices in the area of counselling aliens with legal stay;
- Transferring practical knowledge on the best methods and approaches for counselling aliens;
- Practical analysis on how these methods can be transferred and adjust adequately to Romanian conditions;
- „On-the-job” training
- Preparation and publication of task reports

Profile:
- Experience in organizing similar training courses
- Experience in the area of social counselling
- Wide knowledge of EC legislation
- Excellent computer skills (Word, Power Point)
- Very good command of English (oral and written)
- Legal degree or university degree in social services or public administration

STE 7: Drafting a conceptual Plan for the Counselling and Information Offices (14 working days in Romania over 6 consecutive months: TF 23,900 EUR)
Related to result 4.b.

- Evaluation of the capacity and preparedness of the responsible existing structures for assisting aliens with legal stay
- Recommendations on further actions for increasing the operational capacity of the existing structures responsible for assisting aliens with legal stay
- Defining the main competencies and activities that will be carried out by CIO
- Setting the criteria for the selection of the CIO staff
- Identification of further steps for the implementation of CIO, based on the capacity and preparedness of territorial branches evaluation
- Drafting a Conceptual Plan for CIO
- Preparation and publication of task reports

Profile:
- Experience in the area of social counselling
- Experience in organizational management
- Excellent computer skills (Word, Excel, Power Point)
- Very good command of English (oral and written)
- University degree

3.5. Lessons learned (see annex 5)
As a general remark, in some previous projects, migration and asylum were approached separately. Due to the fact that the two areas are inter-connected, any intervention in the field affects both of them, it was concluded that they should be addressed together. The scope of the proposed project takes into account this conclusion, as it covers both regular migration and asylum issues.
Moreover, the mentioned merge of the two relevant authorities relies on the necessity of common approach of the two areas.

4. Institutional Framework
The main beneficiary of the project is the new structure resulting from the unification of the Authority for Aliens and the National Refugee Office, within the Ministry of Interior and Administrative Reform, at both central and territorial level. This authority will be in charge of enforcing, in a unitary manner, the legal provisions on migration and asylum related issues.

The Ministry of Interior and Administrative Reform will support the implementation of both projects through:
- Providing the organizational environment required for the success of the project, including the pre-requisite personnel;
- Covering the cost of the national experts, the necessary building infrastructure and related running and administrative costs.

A Project Steering Committee, consisting of the beneficiary authority and other relevant institutions (General Directorate of International Relations and European Affairs of MoIAR, Central Finance and Contracts Unit of MoF) will be held during the project lifetime to monitor the implementation of the project and approve actions to be taken to correct any major deviations from plans, and to monitor expenditures. The Steering Committee will take part in the selection of the partner Member State and will meet quarterly, after the beginning of the project.
5. Detailed Budget

<table>
<thead>
<tr>
<th>€M</th>
<th>Transition Facility support</th>
<th>Co-financing</th>
<th>Total Cost (MEuro)</th>
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<td>Investment</td>
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<td>Total Transition Facility (=I+IB)</td>
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<td>Project 01 parallel co-financing</td>
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<td>Total</td>
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(*) parallel co-financing provided by the Ministry of Interior and Administrative Reform

The parallel co-financing will be provided from the state budget, chapter of the Ministry of Interior and Administrative Reform, and will be used according to the national legislation, for the following acquisitions:
- Visibility costs;
- Administrative costs (telephone, email, fax);
- Office supplies;
- Travel expenses (in the country);
- Renting seminar and workshop facilities.

VAT is not an eligible expenditure under both the Transition Facility and national cofinancing funds indicated in the above budget table. Where contracts are subject to VAT due to provisions of national legislation, these funds have to be provided from national resource outside and in addition to the amounts indicated in the budget table.

6. Implementation Arrangements

6.1 Implementing Agency

The Central Finance and Contracting Unit within the Ministry of Economy and Finance is the Contracting Authority, having responsibilities for procedural aspects of tendering, contracting and payments. The Project Authorising Officer is responsible for the financial and technical management of the projects.

PAO:

Ms. Carmen Rosu, Director
Central Finance and Contracts Unit
Ministry of Public Finance
44 Mircea Voda Blvd
District 3, Bucharest, Romania
Tel: (+4021) 3265555
Fax: (+4021) 3268730

The Implementing Authority for the current project will be the Ministry of Interior and Administrative Reform. Within the Ministry of Interior and Administrative Reform,
Programme Coordination Unit coordinates the Project Implementation Unit of the beneficiary authority and reports to the Senior Programme Officer.

SPO: Mr. Corneliu Alexandru, Head of General Directorate for European Integration and International Relations, Ministry of Interior and Administrative Reform
1A Piata Revolutiei
District 1, Bucharest, Romania
Phone.: 00 40 21 312 41 02
Fax: 00 40 21 314 74 22
E-mail: diri@mi.ro; ceip@mai.gov.ro

The Project Implementation Unit (PIU) of the beneficiary authority shall be responsible for the daily management of the project.

6.2 Twinning Light
The project will be implemented through a twinning light covenant of EUR 250,000 EC contribution. The Romanian Government shall contribute with funds in amount of EUR 65,000.

Member State(s)
The partner Member State will assign a Project Leader, who shall act as a STE in one of the components.
The Member State(s) shall also provide the Short Term Experts to the project, as follows:
- Component 1: 2 STEs (in the field of admission and residence of third country nationals);
- Component 2: 2 STEs (experienced in development of SIS/VIS systems);
- Component 3: 1 STE (in the field of residence of EU/EEA citizens);
- Component 4: 2 STEs (in the field of social integration).

There shall be no Medium Term Experts active in the project.

Beneficiary Country
The Ministry of Interior and Administrative Reform or the beneficiary authority shall assign the Romanian Project Leader and experts, who will be responsible for the successful attainment of the different objectives in the project.

Contact institutions (Project Leader/Beneficiary):
Authority for Aliens
3-5 Eforie St,
Sector 5, Bucharest, Romania
Phone: 00 40 21 311 97 17
Fax: 00 40 21 311 88 95
E-mail: aps@mai.gov.ro

National Refugee Office
15A Lt.col. Constantin Marinescu St.,
Sector 5, Bucharest, Romania
Phone: 00 40 21- 410 76 70;
Fax: 00 40 21 - 410 75 10 ;
6.3. Non-standard aspects
N/A

6.4. Contracts

1 Twinning light contract total value EUR 315,000.

The Romanian Government shall contribute with additional funds in amount of EUR 65,000.

7. Implementation Schedule

7.1 Start of tendering/call for proposals

7.2 Start of project activity
July 2008.

7.3 Project completion
December 2008

8. Sustainability

Resources in terms of staff and budget to secure the sustainability of the project after its completion will be ensured.

The personnel trained within the current project will further be assigned to the dedicated structures of the beneficiary authority and apply the developed procedures.

The IT staff shall develop, operate and maintain the IT applications connected to SIS and VIS, and shall be responsible for exchanging specific data with other Member States within the EU IT network.

The Counselling and Information Offices of the beneficiary authority shall be developed based on the structure and competencies defined within the project.

9. Conditionality and sequencing

Component 1.
A legislative project, with amendments to the legislation in the field of migration (EGO 194/2002) has to be adopted by the start of the project. It is envisaged that the act shall be adopted in 2007.

The current project shall consider the new provisions, in particular those regarding the admission and stay of third country nationals.

Component 2.
The start of the current project is not conditioned by the achievement of other results. The related project PHARE 2006 is aimed at amending the relevant legislation in the field of
integration of refugees, as the current project focuses on providing assistance to aliens, other than persons who were granted a form of protection.

Component 3
A condition for the current project is that the relevant personnel be initially trained in the area of residence of EU/EEA citizens. This initial training was delivered in 2006.

Component 4.
The current project shall take into account the outputs of PHARE 2004 twinning covenant, in particular the results and recommendations of the experts in the IT area. PHARE 2004 twinning covenant shall end by August 2007.

ANNEXES TO PROJECT FICHE

1. Logical framework matrix in standard format (compulsory)
2. Detailed implementation chart (compulsory)
3. Contracting and disbursement schedule by quarter for full duration of programme (including disbursement period) (compulsory)
4. List of relevant Laws and Regulations (optional)
5. Lessons learnt from previous years (compulsory)
6. Budget breakdown
Annex 1 - Logical framework matrix

<table>
<thead>
<tr>
<th>LOGFRAME PLANNING MATRIX</th>
<th>CRIS Number: 2007/19343.01.15 Twinning Light Contract RO/2007-IB/HI/06/TL</th>
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<tr>
<td><strong>PROJECT TITLE:</strong></td>
<td><strong>Contracting period expires:</strong> 15.12.2009 <strong>Disbursement period expires:</strong> 15.12.2010</td>
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<td><strong>Improving the administrative capacity in the field of migration and asylum</strong></td>
<td><strong>Total budget 0.315 Meuro</strong> <strong>TF budget : 0.250 Meuro</strong></td>
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<table>
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<tr>
<th>Overall objective</th>
<th>Relates to Copenhagen criterion and acquis chapter</th>
<th>List of other projects with same objective</th>
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<tr>
<td>Increased management of EU and third country nationals legally staying in Romania.</td>
<td>Chapter 24 – Justice, Freedom and Security; The political criterion: stable institutions guaranteeing democracy, the rule of law, human rights and respect for minorities;</td>
<td>RO 0107.17 “Strengthening the management of the migration phenomenon in Romania”</td>
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<td>RO 02/000-586.04.14B “Further development of the legislative practice and institutional framework in the field of asylum and refugees”</td>
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<td>PHARE 2006/018-147.03.12.3.01 “Continuing the development of the asylum and migration systems in Romania”</td>
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<tr>
<td>Project purpose</td>
<td>Objectively Verifiable Indicators</td>
<td>Sources of Verification</td>
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</tbody>
</table>
| Improving the procedural framework in the area of admission and stay of aliens, social integration and the use of migration related IT systems, in line with the EU standards and best practices. | - Internal norms updated with the new procedures in the area of admission and stay of aliens and social integration by the end of the project  
- Operational Regulation updated with the new competencies regarding the management of the integrated migration IT systems by the end of the project | - Reports of the CE  
- Regular reports of the MoAI  
- Regular statistics regarding the operative status in the migration systems  
- Standard project implementation reports  
- EU experts reports | - Close and comprehensive co-ordination of the principal actors involved;  
- Previous and on-going related projects successfully implemented; |

<table>
<thead>
<tr>
<th>Results</th>
<th>Objectively Verifiable Indicators</th>
<th>Assumptions</th>
</tr>
</thead>
</table>
| 1. Procedures of admission and regulation of the stay right updated    | - Procedures in line with the procedures applied within the EU Member States.  
- Estimated time for processing applications for admission/ prolongation of stay right significantly shortened by the end of the project | - Full commitment of all parties involved in the process;  
- Timely and adequate resources available |
| 2. Employees from the central departments and the territorial branches trained in procedures of admission and regulation of the stay right of the third country nationals. | - at least 50 dedicated employees qualified in the field of admission and stay of third country nationals and assigned to the dedicated central departments and territorial branches by the end of the project | |
| 3. Capacity of the existing migration IT systems assessed, aiming at the compatibility with VIS and SIS. | - Upgrading requirements for the existing migration IT systems determined by the end of the project; | |
| 4. 15 developers and system/database administrators of the IT department trained in operating EU integrated migration IT systems. | - The trained employees qualified in managing applications inter-operable with SIS and VIS by the end of the project | |
5. 50 dedicated employees from the central departments and the territorial branches, as well as of other relevant bodies, trained in enforcing provisions on the residence of EU/EEA nationals in Romania, in line with the practices currently used in the EU Member States.

- The trained employees qualified in the field of residence of EU/EEA nationals and assigned to the territorial branches by the end of the project.

6. 35 dedicated employees of the reception and accommodation centres trained in counselling aliens with legal stay in Romania, other than refugees and persons granted a form of subsidiary protection.

- The trained employees qualified in counselling aliens by the end of the project.

7. Structure and competencies of the Counselling and Information Offices defined

- Written evaluation report provided and conceptual Plan for CIO drafted and approved by the Order of general Director of OIR

<table>
<thead>
<tr>
<th>Activities</th>
<th>Means</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Evaluation of current procedures of admission and assistance in drafting of new internal norms in line with EU best practices.</td>
<td>1 Twinning Convenant</td>
</tr>
<tr>
<td>2. Training seminars on admission procedures for third country nationals and prevention of violations of the stay right in Romania.</td>
<td></td>
</tr>
<tr>
<td>3. a. Evaluation of the IT systems for management of migration.</td>
<td></td>
</tr>
<tr>
<td>b. Training seminars and workshops on operating the migration IT systems.</td>
<td></td>
</tr>
<tr>
<td>4. a. Evaluation of the results achieved by the employees of the beneficiary authority in enforcing the provisions on the residence of EU/EEA nationals in Romania;</td>
<td></td>
</tr>
<tr>
<td>b. Training in regulating the residence of EU/EEA nationals in Romania</td>
<td></td>
</tr>
</tbody>
</table>

- A highly qualified specialist who has long experience in the field shall write the Twinning Contract
- Full commitment of all parties involved in the process;
- Successful start and smooth implementation of the project
- Timely and adequate resources available
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>5. <strong>Performance of public consultations, press releases, conferences, seminars and workshops in collaboration with the relevant chain partners, NGOs and international organisations</strong></td>
<td></td>
</tr>
<tr>
<td>6. <strong>a. Training needs evaluation for the target group of the Counselling and Information Offices;</strong>&lt;br&gt;<strong>b. Drafting informative guidelines and brochures for aliens;</strong></td>
<td></td>
</tr>
<tr>
<td>7. <strong>a. Evaluation of the administrative capacity of counselling and providing necessary information to the aliens;</strong>&lt;br&gt;<strong>b. Drafting a report regarding the Counseling and Information Offices;</strong></td>
<td></td>
</tr>
</tbody>
</table>
Annex 2 - Detailed implementation chart for the project

<table>
<thead>
<tr>
<th>Twinning Contract</th>
<th>2007</th>
<th>2008</th>
<th>2009</th>
</tr>
</thead>
<tbody>
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<td>J</td>
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<tr>
<td></td>
<td>J</td>
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</table>
### Annex 3 - Contracting and disbursement schedule

#### 3a - Cumulative contracting schedule

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<tr>
<th></th>
<th>31/03/07</th>
<th>30/06/07</th>
<th>30/09/07</th>
<th>31/12/07</th>
<th>31/03/08</th>
<th>30/06/08</th>
<th>30/09/08</th>
<th>31/12/08</th>
<th>31/03/09</th>
<th>30/06/09</th>
<th>30/09/09</th>
<th>31/12/09</th>
</tr>
</thead>
<tbody>
<tr>
<td>CONTRACTED</td>
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<td>0.25</td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Twinning Light</td>
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</tr>
</tbody>
</table>

NB: *All contracting should normally be completed within 6-12 months and must be completed within 24 months of signature of the FA.*

#### 3b - Cumulative disbursement schedule

<table>
<thead>
<tr>
<th></th>
<th>31/03/08</th>
<th>30/06/08</th>
<th>30/09/08</th>
<th>31/12/08</th>
<th>31/03/09</th>
<th>30/06/09</th>
<th>30/09/09</th>
<th>31/12/09</th>
<th>31/03/01</th>
<th>0</th>
<th>30/06/01</th>
<th>0</th>
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</thead>
<tbody>
<tr>
<td>DISBURSEMENT</td>
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<td></td>
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<td>0</td>
<td></td>
</tr>
<tr>
<td>Twinning Light</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NB: *All disbursements must be completed within 36 months of signature of the FA.*
Annex 4 - List of relevant Laws and Regulations

1. Emergency Government Ordinance no. 194 of 2002, republished, on the aliens regime in Romania.


5. Internal Norms for implementing EGO 194/2002, republished.


7. Government Decision no. 1708 of 2004 approving the components and the structure of the mechanism for inter-institutional cooperation, as well as the 12 month Action Plan for implementing the National Migration Strategy.

8. The National Immigration Strategy for 2007-2010 (Draft)


13. Government Decision no. 1864 approving the Methodological Norms for the implementation of EGO 102/2005, with further amendments, and the contents and format of documents which are issued to EU/EEA citizens.

14. Law no. 122/2006 on the asylum in Romania, repealing GD no.102/2000


15. Government Ordinance no. 44/2004 regarding social refugee integration into the Romanian society

16. Law no. 185/2004 approving GO no. 44/2004

17. Government Decision no. 73/2004 amending GO no. 44/2004

18. Government Decision no. 1483/2004 containing the methodological norms for applying GO no. 44/2004

Annex 5 - Lessons learnt from previous years

<table>
<thead>
<tr>
<th>Identified Gaps or Recommended courses of intervention</th>
<th>Action for covering the Gap or implement the recommended intervention</th>
<th>Phare Programming (Project Reference) 2004-2006</th>
<th>Transition Facility</th>
</tr>
</thead>
</table>
| - Efforts should be made for the professional training of the personnel operating the integrated IT systems.  
  - Establishing a national information network for SIS II remains a challenge for the future.  
  - Further efforts should be made in order to ensure the operational status of the integrated border management systems, until 2009, according to the established deadlines.  
  *(Country Monitoring Report of 16 Jun 2006)* | - Improve the management of the integrated IT systems, related to migration | PHARE 2004/016-772.03.13 | - Auditing the structure and security of the migration IT systems  
- Training in operating applications inter-operable with the migration related EU IT systems |
| - The IT systems/central databases interlinked to all State agencies involved and for all the aliens covering both asylum, migration and visa needs further improvements to meet the international requirements.  
- Romania needs to start preparing for the implementation of VIS.  
  *(Peer-review report of 21 Dec 2005)* | | | |
<table>
<thead>
<tr>
<th>Action</th>
<th>Reference</th>
<th>Action</th>
<th>Reference</th>
</tr>
</thead>
<tbody>
<tr>
<td>Romania shall continue strengthening the institutional and the</td>
<td>PHARE 2004/016-772.03.13</td>
<td>Drafting internal norms on admission and legal stay of aliens</td>
<td>PHARE 2006/018-147.03.12.3. 01</td>
</tr>
<tr>
<td>operational capacity of the migration management.</td>
<td></td>
<td>Training on admission and legal stay of aliens</td>
<td></td>
</tr>
<tr>
<td>- The implementation of the National Strategy on Migration issues should</td>
<td></td>
<td>Training on practical implementation of EU legislation</td>
<td></td>
</tr>
<tr>
<td>continue.</td>
<td></td>
<td>on free movement and residence of EU/EEA citizens</td>
<td></td>
</tr>
<tr>
<td><strong>(Peer-review report of 21 Dec 2005)</strong></td>
<td></td>
<td>- Enhance the capacity of the beneficiary authority in the</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>field of social integration of aliens with legal stay in Romania</td>
<td></td>
</tr>
<tr>
<td>- The institutions should aim at capacity building and implementation</td>
<td>PHARE 2004/016-772.03.13</td>
<td>PHARE 2004/016-772.03.13</td>
<td>PHARE 2004/016-772.03.13</td>
</tr>
<tr>
<td>to create a more flexible and sustained structure of the organisation</td>
<td></td>
<td>- Training in counselling aliens with legal stay</td>
<td></td>
</tr>
<tr>
<td>which will have the ability, the quality and the capacity to meet the</td>
<td></td>
<td>Drafting a conceptual Plan for the Counselling and Information</td>
<td></td>
</tr>
<tr>
<td>demands of EU and international standards.</td>
<td></td>
<td>Offices</td>
<td></td>
</tr>
<tr>
<td>- A fair and transparent asylum system is necessary in order to reach</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>the international standards.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Both the staffing and facilities of the asylum system need extra</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>attention.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- The implementation of the National Strategy on Migration issues</td>
<td>PHARE 2006/018-147.03.12.3. 01</td>
<td></td>
<td></td>
</tr>
<tr>
<td>should continue.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>(Peer-review report of 21 Dec 2005)</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Annex 6 - Indicative breakdown budget.

1. Detailed costs

<table>
<thead>
<tr>
<th>Component / Activity</th>
<th>No. of activities</th>
<th>No. of days / activity</th>
<th>No. of STEs / activity</th>
<th>Total cost (Euro)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Coordination activities</td>
<td></td>
<td></td>
<td></td>
<td>5,400</td>
</tr>
<tr>
<td>Kick-off meeting</td>
<td>1</td>
<td>3</td>
<td>1</td>
<td>5,400</td>
</tr>
<tr>
<td>Closing event meeting</td>
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<td>3</td>
<td>1</td>
<td>5,400</td>
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<tr>
<td>Component 1.a.</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Consultation</td>
<td>1</td>
<td>5</td>
<td>1</td>
<td>7,700</td>
</tr>
<tr>
<td>Workshop</td>
<td>4</td>
<td>3</td>
<td>1</td>
<td>21,600</td>
</tr>
<tr>
<td>Component 1.b.</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Consultation</td>
<td>1</td>
<td>5</td>
<td>2</td>
<td>13,200</td>
</tr>
<tr>
<td>Seminar</td>
<td>2</td>
<td>5</td>
<td>2</td>
<td>26,400</td>
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<tr>
<td>Workshop</td>
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<td>Component 2</td>
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<td>45,900</td>
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<td>7,700</td>
</tr>
<tr>
<td>Workshop</td>
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<tr>
<td>Seminar</td>
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<td>Component 4.a.</td>
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<td>Consultation</td>
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<td>Workshop</td>
<td>3</td>
<td>3</td>
<td>1</td>
<td>16,200</td>
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<tr>
<td>Component 4.b.</td>
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</tr>
<tr>
<td>Consultation</td>
<td>1</td>
<td>5</td>
<td>1</td>
<td>7,700</td>
</tr>
<tr>
<td>Workshop</td>
<td>3</td>
<td>3</td>
<td>1</td>
<td>16,200</td>
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<tr>
<td>Project activities - total</td>
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<td>Contingency costs</td>
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<tr>
<td>National co-financing of the project</td>
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<tr>
<td>TOTAL</td>
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<td></td>
<td>315,000</td>
</tr>
</tbody>
</table>

2. Determination of costs
- Fees = EUR 250 / person / day
- Project management costs = EUR 375 / person / day
- Per diem = EUR 228 / person / day
  (in addition to the number of working days/activity, one day/person is considered for calculating the per diem)
- Air transportation PL/STE = EUR 1,000 / person / activity
- Simultaneous interpretation = EUR 300 / day / activity
- Translation of documents = EUR 350 / activity
- Publication of results = EUR 350 / activity