

GRECO - qveynebis jgufi korufciis winaaRmdeg

**adamianis uflebaTa da samarTlebrev sakiTxTa generaluri direqtatori
monitoringis direqtatori**

strasburgi, 2009 wlis 15 maisi

GRECO RC-II (2008) 9E

Sefasebis meore raundi

Sesrulebis Sesabamisobis angariSi saqarTveloze

damtkicebuli GRECO-s mier

42-e plenarul sxdomaze

(strasburgi, 11 - 15 maisi, 2009 w.)

I. Sesavali

1. qveynebis korufciis winaaRmdeg brZolis jgufma 31-e plenarul sxdomaze (2006 wlis 8 dekembers) daamtkica saqarTvelosTan mimarTebaSi Sefasebis angariSis meore raundi. jgufma es angariSi (Greco Eval II Rep (2006) 2E) gamoaqveyna 2007 wlis 15 ianvars, mas Semdeg, rac miiRo nebarTva saqarTvelos xelisuflebisgan.
2. qveynebis korufciis winaaRmdeg brZolis jgufis reglamentis 30.2 proceduris mixedviT, saqarTvelos mTavrobam warmoadgina `situaciuri angariSi” rekomendaciebis Sesrulebis mizniT gatarebuli RonisZiebebis Sesaxeb 2008 wlis 1 ivliss.
3. 26-e plenarul sxdomaze (2005 wlis 5 - 9 dekembers) qveynebis korufciis winaaRmdeg brZolis jgufma, misive reglamentis 31.1 proceduris Tanaxmad, Sesrulebis Sesabamisobis sakiTxze momxseneblebad SearCia latvia da norvegia. latviis mxridan momxseneblad dasaxelda q-ni violeta zeppa-pridite, xolo norvegiis mxridan – b-ni atle roaldsoi. Sesrulebis Sesabamisobis angariSis momzadebis procesSi momxseneblebs daxmarebas uwevda qveynebis korufciis winaaRmdeg brZolis jgufis samdivno.
4. Sesrulebis Sesabamisobis angariSi miznad isaxavs Sefasebas im RonisZiebebisa, romlebic ganaxorciela saqarTvelos xelisuflebam Sefasebis angariSSi Sesuli rekomendaciebis Sesasruleblad

II. analizi

5. cnobia, rom Sefasebis angariSSi qveynebis korufciis winaaRmdeg brZolis jgufi Seexo saqarTvelosadmi gaweul 14 rekomendacias.
qvemoT ganxilulia swored am rekomendaciebis Sesrulebis Sesabamisobis sakiTxebi.

rekomendacia I.

6. qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciis Sesabamisad unda momzadebuliyo instruqcia da sruli treningi im oficialur pirTaTvis (samarTaldamcavi organoebis TanamSromelTa da prokurorebisTvis), romlebsac moeTxovebaT axali wesebis gamoyeneba qonebis konfiskaciisa da dayadaRebis procesSi, gansakuTreboli aqcentis gakeTebiT finansur gamoZiebebze.
7. saqarTvelos xelisufleba adasturebs, rom generaluri prokuroris samsaxurma 2009 wlis TebervalSi mxari dauWira ukanono qonebis dayadaRebasa da konfiskaciasTan dakavSirebuli praqtikuli procedurebis instruqciis gamoyenebas samuSao dokumentad prokuraturis TanamSromlebisTvis. amas garda, xelisuflebis warmomadgenlebi miuTiTeben imazec, rom generaluri prokuroris samsaxuris saswavlo centrma organizeba gaukeTa trenings im prokurorebisTvis, romlebsac moeTxovebaT axali wesebiT xelmZRvaneloba qonebis dayadaRebisa da konfiskaciis procesSi, da sxva saxelmwifo organoebis TanamSromlebisTvis; kerZod, es iyo 2-dRiani seminari korufciuli saqmeebis gamoZiebis sakiTxebze 35

prokurorisTvis (2008 wlis dekemberSi – seminari Catarda evropis sabWos mxardaWeriT) da saswavlo seminari koordinaciisa da TanamSromlobis gaumjobesebis Temaze kompetentur saxelmwifo organoebs Soris fulis gaTeTrebisTan dakavSirebul sakiTxebze muSaobis procesSi; seminarze, aseve, ganxiluli iqna `antikorufciuli saqmianobebi” da `sagamomZieblo meTodebi” (es seminari Catarda 2008 wlis noemberSi amerikis SeerTebuli Statebis saelCos egidiT). saqarTvelos mTavroba, aseve, adasturebs, rom saswavlo procesi mimdinareobda 2007 – 2008 wlebSic, maT Soris iyo praqtkuli seminari generaluri prokuraturis prokurorebisa da sagangebo gamomZiebelTaTvis iseve, rogorc Sinagan saqmeTa saministrosa da finansuri zedamxedvelobis samsaxuris TanamSromlebisTvis fulis gaTeTrebisTan dakavSirebuli saqmeebis gamoZiebasa da samarTlebrivi devnis sakiTxebze. seminari exeboda iseT sakiTxebs, rogoricaa, aRniSnul TemasTan dakavSirebuli Sesabamisiakanonmdeblo baza, informaciis wyaroebi da saerTaSoiriso TanamSromloba fulis gaTeTrebis sferoSi. (es seminari Catarda 2007 wlis oqtomberSi). dabolos, xelisuflabis warmomadgenlebi gvixsnian, rom, sisxlis samarTlis saproceso kodeqsis 193-e nawilis Tanaxmad, pasuxismgebloba qonebis dayadaRebisa da konfiskaciis Sesaxeb gadawyvetilebis momzadebasa da miRebaze akisriaT prokurorebsa da mosamarTleebs da rom 2007 wels mosamarTleebsac daurigdaT Sesabamisi instruqciebi da CautardaT treningebi am sferoSi.

8. qveynebis korufciis winaaRmdeg brZolis jgufi mxedvelobaSi iRebs yvela zemoaRniSnul faqts imis Sesaxeb, rom prokurorebs ukve miReboli aqvT instruqciebi qonebis dayadaRebisa da konfiskaciis sakiTxebze; samarTaldamcavi organoebis TanamSromlebs CautardaT treningi korufciuli da fulis gaTeTrebisTan dakavSirebuli saqmeebis gamoZiebasa da samarTlebrivi devnis Temaze, evropis sabWosa da amerikis SeerTebuli Statebis saelCos TanadgomiT; da mosamarTleebmac, romlebic aRWurvili arian uflebamosilebiT, miiRon gadawyvetileba qonebis dayadaRebasa da konfiskaciaze prokurorebis moTxovnis safuZvelze, miiRes saTanado instruqciebi da gaiares Sesabamisi treningi.

9. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia I Sestrulebulia damakmayofileblad.

rekomendacia II.

10. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciit, unda gauqmebuliyo an sagrZnoblad Semcirebuliyo 5,000 lariani zRvari, roca saqme exeba korufcias, rogorc fulis gaTeTrebis predikatul danaSauls.*

11. xelisuflabis mtkicebiT, Tanaxmad sisxlis samarTlis kodeqsis 194-e nawilis 2007 wlis 4 ivlisis oficialuri Sesworebisa, romelic ZalaSi Sevida 2008 wlis 19 ivliss, 5,000 lariani zRvari, roca saqme exeba korufcias, rogorc fulis gaTeTrebis predikatul danaSauls, gauqmebulia. ufro metic, gadasaxadebis Tavidan arideba ukve aRaraa amoReboli predikatul danaSaulebaTa siidan, sapirispirod mdgomareobisa, romelic arsebobda Sefasebis angariSis, romelSic gamoTqmuli iyo SeSfoTeba am kuTxiT, damtkicebisas.

12. qveynebis korufciis winaaRmdeg brZolis jgufi mxedvelobaSi iRebs miRebul informacias da miesalmeba im faqts, rom fulis gaTeTrebis winaaRmdeg brZolis debulebebSi ganxorcielebuli

cvlilebebi ara marto auqmebs fulad zRvars roca saqme exeba korufcias, rogorc predikatul danaSauls, aramed gadasaxadebis Tavidan acilebac ukve aRaraa amoRebuli predikatul danaSaulebaTa siidan.

13. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia II Sersrulebulia damakmayofileblad

rekomendacia III.

14. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda gaumjobesebuliyo finansuri monitoringis samsaxuris mier informaciis mopovebis SesaZleblobebi, maT Soris, sxvadasxva monacemTa bazebz xelmisawvdomobis gaumjobesebis gziT.*

15. xelisufleba miuTiTebs imaze, rom 2009 wlis ianvarSi finansuri monitoringis samsaxursa da finansTa saministros Soris gaformda Tanadgomisa da TanamSromlobis memorandumi, romelic miznad isaxavs finansuri monitoringis samsaxursa da sagadasaxado da sabaJo struqturebs Soris informaciaTa droul gacvlas, maT Soris konkretul monacemTa bazebSi Sesvlis SesaZleblobas (iseTebSi, rogoricaa kompaniebis reestri da gadasaxadebis gadamxdelTa da sabaJo operaciebis monacemTa bazebi). amJamad mimdinareobs TanamSromlobis am memorandumis ganxorcielebis procesi. xelisufleba imazec miuTiTebs, rom finansuri monitoringis samsaxurma aseTi tipis memorandumebi gaaforma Sinagan saqmeTa saministrosTan (2008 wlis ivnisSi, fulis gaTeTrebasa da teroristuli jgufebis dafinansebasTan dakavSirebuli informaciebis kuTxiT), iusticiis saministrosTan, sadac Sedis generaluri prokuratura, notariusTa palata da sajaro reestrus saagento, romelic pasuxismgebelia uZrav qonebasTan dakavSirebuli operaciebis registraciaze (2009 wlis ianvarSi imis gaTvaliswinebiT, rom unda Sersrudles 2008 wlis 19 martis oficialuri Sesworeba 'kanonSi ukano Semosavlebis legalizaciis aRkveTis xelSewyobis Sesaxeb") da axlad Seqmnil finansuri zedamxedvelobis saagentosTan, romelic warmoadgens kompetentur struqturas yvela finansuri institutis finansuri zedamxedvelobis gawevis TvalsazrisiT (sabanko da sadazRvevo seqtorebis, aseve, fasiani qaraldebis bazrisa da a. S. CaTvliT). rac Seexeba TanamSromlobis sakiTxs finansuri monitoringis samsaxursa da generalur prokuraturas Soris, xazgasmulia, rom, TanamSromlobis Sesaxeb zemoaRniSnuli memorandumis safuZvelze, finansuri monitoringis samsaxuri miiRebs kvartalur informacias mis mier generalur prokuraturaSi gagzavnil saqmeebze.

16. qveynebis korufciis winaaRmdeg brZolis jgufi afiqsirebs, rom finansuri monitoringis samsaxurma gaaforma TanamSromlobis memorandumi ramdenime sajaro uwyebasTan, romlebsac, aSkarad SeswevT Zala, gaaumjobeson finansuri monitoringis samsaxuris mier informaciis miRebis SesaZleblobebi. qveynebis korufciis winaaRmdeg brZolis jgufi mouwodebs mTavrobas, uzrunvelyos zemoaRniSnuli memorandumebis srulad Sersruleba rac SeiZleba swrafad.

17. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia III Sersrulebulia damakmayofileblad

rekomendacia IV.

18. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciiT, unda (i) SemuSavebuliyo da ganxorcielebuliyo erTiani meTodologia da standartebi auditis Casatareblad saxelmwifo seqtorSi, am seqtorisTvis damaxasiaTebeli yvela gansxvavebuli Tvisebis gaTvaliswinebiT; (ii) gamkacrebuliyo adgilobrivi xelusuflebis audit da (iii) uzrunvelyofiliyo saxelmwifo sakuTrebaSi arsebuli sawarmoebis efeqturi audit.*

19. rekomendaciis pirvel nawilTan dakavSirebiT, xelisufleba gangvimartavs, rom 2008 wlis dekemberSi miRebuli axali kanoni kontrolis palatis Sesaxeb, romelic miznad isaxavs gare auditis ufro efeqturi da gamWvirvale sistemis danergvas, iTvaliswinebs auditis Catarebis dawyebas 2012 wlidan (kontrolis palatis Sesaxeb kanonis muxli 2h –is Sesabamisi debuleba ZalaSi Seva 2012 wlis 1 ianvars, Tumca kanonis mniSvnelyovani nawili ukve Sevida ZalaSi 2009 wlis 10 ianvars). rac Seexeba sxvadasxva saxelmwifo uwyebis Sida auditis sakiTxs, xelisufleba miuTiTebs, rom kontrolis palatisa da iusticiis saministros muSa jgufebi amJamad amzadeben erTian meTodologiasa da standartebs da am miznis miRweva swored mTavrobis mier 2009 wlis martSi miRebuli - `saxelmwifo dawesebulebebSi Sida finansuri kontrolis reformebis strategiis” erT-erTi mTavari amocana.

20. rac Seexeba rekomendaciis meore da mesame nawilebs, xelisufleba aRniSnabs, rom zemoaRniSnuli axali kanoni kontrolis palatis Sesaxeb palatas aniWebs aSkara uflebamosilebas, ganaxorcielos adgilobrivi mTavrobebeisa da saxelmwifo sawarmoebebis finansuri da sabijeto saksrebis efeqturad xarjvis audit, im sawarmoebis CaTvlit, romelTa sakontrolo paketi, aqciaTa 50%-ze meti, saxelmwifos xelSia.

21. *qveynebis korufciis winaaRmdeg brZolis jgufi afiqsirebs miRebul informacias. Cans, rom kontrolis palatis Sesaxeb axali kanoni – romelic palatas aniWebs aSkara uflebamosilebas, ganaxorcielos adgilobrivi mTavrobebeisa da saxelmwifo sawarmoebebis finansuri da sabijeto saksrebis efeqturad xarjvis audit – da Sida finansuri kontrolis reformirebis strategia swori mimarTulebiT gadadgmuli nabijebia. Tumca, xelisuflebas jer ar moucia CvenTvis informacia am instrumentebis praqtikaSi gamoyenebis Taobaze, maT Soris, informacia auditis erTiani meTodologiisa da standartebis SemuSavebasa da gamoyenebaze.*

22. *qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia IV Sesrulebulia nawilobriv*

rekomendacia V.

23. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciiT, unda danergiliyo unificirebuli wesebi, romlebic uzrunvelyofda sajaro moxeleTa samuSaoze miRebisa da dawinaurebis procesis gamWvirvalobasa da obieqturobas, maTi muSaobis samarTlian da aramikerZoebul Sefasebas.*

24. *xelisuflebis* mtkicebiT, 2009 wlis 6 Tebervals prezidentis brZaneba #46, `sajaro samsaxurSi miRebisa da Tanamdebobaze daniSvnis mizniT konkursis Catarebis wesebis Sesaxeb” da brZaneba #47, `sajaro moxeleTa muSaobis Sefasebis wesebis damtkicebis

Sesaxeb”, Sevida ZalaSi. aRniSnuli brZanebebi miznad isaxavs sajaro samsaxurSi TanamSromelTa miRebas, maTi muSaobis Sefasebasa da maT Tanamdebobriv dawinaurebas miukerZoebel da samarTlian principebze dayrdnobiT. xelisufleba ganmartavs, rom es brZanebebi – romlebic srulyofs sajaro samsaxuris Sesaxeb kanonis debulebebs – adgenen miukerZoeblobis, gamWvirvalobis, ara-diskriminaciul, sajaro, kolegialur da samarTlian principebs. isini gvTavazoben saerTo normebsa da detalurad ganweril wesebs, romlebic uzrunvelyofen SesarCevi da SefasebiTi procedurebis warmarTvas komisiebis mier da komisiebis mier gadawyvetilebebis miRebas Ria majoritaruli kenWisyris gziT; uzrunvelyofen aRniSnuli procedurebis Sesaxeb informaciis sajaroobasa da SerCevi an Sefasebis procedurebidan an Sedegebidan gamomdinare pretenziebis wayenebis SesaZleblobas sapretenzio komisiis winaSe.

25. qveynebis korufciis winaaRmdeg brZolis jgufi aRniSnails, rom man miiRo informacia sajaro moxeleebis samsaxurSi miRebis, dawinaurebisa da maTi muSaobis Sefasebis unificirebuli wesebis danergvis Sesaxeb da swams, rom am wesebis Sesruleba uzrunvelyofs procedurebis gamWvirvaled da obieqturad warmarTvas.

26. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia V Sesrulebulia damakmayofileblad

rekomendacia VI.

27. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciiT, unda gatarebultiyo zomebi politikuri figurebis gavlenis SezRudvis mizniT mosamarTleebis daniSvnisa da maT winaaRmdeg disciplinaruli saqmiswarmoebis procesebTan dakavSirebiT.*

28. xelisuflebis warmomadgenlebi gvawvdian informacias kanonmdeblobaSi gakeTebul ramodenime cvlilebaze, romlebic miznad isaxaven sasamarTlos damoukideblobis xarisxis ganmtkicebas. am cvlilebebs Sorisaa 2007 wlis konstituciuri cvlileba, romlis safuZvelzec gauqmda presidentis uflebamosileba mosamarTleebis daniSvnasTan dakavSirebiT (ixileT konstituciis muxli 73-is paragrafi 1) da aRniSnuli uflebamosileba gadaeca mxolod da mxolod erT restruqturebul uwyebas - iusticiis umaRles sabWos, romlis xelmZRvaneloba, konstituciis 86.1 muxlis Sesworebuli debulebebis Tanaxmad, Tanamdebobrivid ekuTvnis umaRlesi sasamarTlos Tavmjdomares. umaRlesi sasamarTlos wevria mosamarTleTa konferenciis mier arCeuli rva mosamarTle, aqedan oTxia parlamentis mier daniSnuli parlamentis wevri, xolo ori – daniSnulia saqarTvelos presidentis mier, mdivans irCevs mosamarTleTa konferencia (nacvlad presidentis mier daniSvnisa). garda amisa, aRniSnulia, rom iusticiis umaRlesi sabWos Jiuris SemadgenlobaSic moxda konkretuli cvlilebebi da rom, `disciplinaruli samarTalaRsrulebisa da saqarTvelos saerTo sasamarTloebis mosamarTleTa pasuxismgeblobebis Sesaxeb kanonSi” 2006 wlis 29 dekembers Setanili cvlilebebis Sesabamisad, Jiuris sami wevri eqvs warmomadgenels Soris saerTo sasamarTloebis mosamarTlea, arCeuli mosamarTleTa konferenciis mier, xolo meore sam wevrs ki irCevs iusticiis umaRlesi sabWo sakuTari wevrebidan (Tumca, sabWos zogierTi wevri, rogoricaa, magaliTad, misi mdivani ar Sedis kandidatTa siaSi). damatebiT, xelisufleba gvatyobinebs 2007 wlis 11 ivliss kanonis miRebis Taobaze `saqarTvelos saerTo sasamarTloebis mosamarTleebTan komunikaciis wesebis Sesaxeb”. kanoni miznad isaxavs mosamarTleebis damoukideblobisa da obieqturobis dacvas. dagegmilia, aseve, sasamarTlo

reformis gagrZeleba, kerZod, sakiTxi exeba prezidentis iniciativas mosamarTleebis uvado daniSvnis wesis, aseve, nafic msajulTa institutis SemoRebas, raTa gadawyvetilebis miRebis procesSi CarTuli iyos farTo sazogadoeba.

29. qveynebis korufciis winaaRmdeg brZolis jgufi afiqsirebs miRebul informacias imis Sesaxeb, rom mosamarTleebis samsaxurebSi miRebis sakiTxi mindobilia iusticiis umaRlesi sabWosadmi, da rom sabWos Jiuris SemadgenlobaSic moxda cvlilebebi. qveynebis korufciis winaaRmdeg brZolis jgufs surs, xazi gausvas im mosazrebas, rom sasamarTloebis damoukidebloba aris korufciasTan brZolis qvakuTxedi da daJinebiT mouwodebs xelisuflebas reformebis gagrZelebisken am kuTxiT.

30. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia VI Sesrulebulia damakmayofileblad

rekomendacia VII.

31. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda Sefasebulyo saerTo administraciuli kodeqsis informaciis miRebis Sesaxeb debulebebis praqtikaSi ganxorcielebis xarisxi, raTa davrwmunebuliyaviT, rom ar izRudeba moqalaqeebis ufleba informaciis miRebis TvalsazrisiT da organizeba gagvekeTebina treningebisTvis im sajaro moxeleTaTvis, romlebsac samsaxurebrivad evalebaT moTxovnil informaciaze reagireba.*

32. mTavroba amaxvilebs yuradRebas im faqtze, rom `informaciis Tavisuflebis aqtis` debulebebis mixedviT, romlebic, Tavad aqtTan erTad, Sedis `zogadi administraciuli kodeqsis` me-3 TavSi, xolo aqti ki srulyofilia `sajaro samsaxuris Sesaxeb kanonis` debulebebiT, saxelmwifo dawesebulebebi valdebuli arian, uzrunvelyon sajaro informaciis xelmisawvdomoba, specialurad am saqmisTvis daniSnuli pirebis saSualebiT da warudginon yovelwliuri angariSi sajaro informaciis gaSuqebasTan dakavSirebiT (aqve igulixmeba informacia dakmayofilebuli da daukmayofilebeli Txovnebis Sesaxeb, Txovnis daukmayofileblobis mizezebi, informacia sajaro moxeleebis mier ama Tu im debulebis darRvevaze da a. S.) saqarTvelos prezidents, visi administraciuli samsaxuric axdens informaciis sajaroobis xarisxis Sefasebasa da, saWiroebis SemTxvevaSi, rekomendaciebis SemuSavebas. gvacnobebe, rom 2007 wels informaciis gamoqveynebis Sesaxeb aRniSnuli saxis angariSi waradgina 99 saxelmwifo dawesebulebam – am angariSebis mixedviT, sazogadoebis mxridan sajaro informaciis miRebaze Txovnebis mTlianma raodenobam Seadgina 211,967 romlis 98.66% dakmayofilebuli iqna; xolo 2008 wels aRniSnuli saxis angariSi waradgina 649 saxelmwifo dawesebulebam – Txovnebis raodenoba am angariSebis mixedviT iyo 258,463 saidanac dakmayofilda 94.60%. xelisuflebis warmomadgenlebi xazs usvamen imasac, rom prezidentis administracia, iTvaliswinebs, agreTve, im Sefasebebs, romlebic keTdeba arasamTavrobo organizaciebis mier; iseTebis, rogoricaa saqarTvelos axalgazrda iuristTa asociacia.

33. mTavroba informacias gvawvdis organizaciebis Sesaxeb, romelmac ganaxorcieles saswavlo programebi administraciuli kodeqsis debulebebis Sesaxeb informaciis xelmisawvdomobasTan dakavSirebiT. kerZod, 2007 wlis oqtomberSi generalurma prokuraturam moawyo treningi yvela raionuli da regionaluri prokuraturisTvis; 2007 wlis dekemberSi iusticiis

saministros saswavlo centrma organizeba gaukeTa trenings saministros samoqalaqo sakiTxebis departamentis TanamSromlebisTvis; 2008 wlis aprilSi – saministros adamianuri resursebis, iuridiuli sakiTxebisa da normatiuli aqtebis sistematizaciis departamentis TanamSromlebisTvis; 2008 wlis maisSi – saministros erovnuli arqivis warmomadgenelTaTvis; 2008 wlis oqtombersa da 2009 wlis maisSi – saministros centraluri aparatisa da misdami daqvemdebarebuli sammarTveloebisa da sxva struqturabes TanamSromelTaTvis; 2008 wlis ivnis-ivlisSi, evropis sabWos proeqtis - `saqarTvelos erovnuli anti-korufciuli strategiis mxardaWera” (GEPAC) - farglebSi, Catarda treningi adgilobrivi xelisuflebis warmomadgenlebisTvis kaxeTisa da imereTis regionebSi da aWaris avtonomiur respublikaSi. Semdgom safexurze, xelisuflebis warmomadgenlebmoxoleebis dagvidastures, rom saxelmwifo dawesebulebebis yvela specialurad gamoyofilma pirma (ixileT paragrafi 32 zemoT) gaiara iusticiis saministros saswavlo centris mier organizebuli treningi da, rom momavalSic igege meba aseTi treningebis mowyoba.

34. qveynebis korufciis winaaRmdeg brZolis jgufi afiqsirebs, rom man miiRo informacia saqarTvelos prezidentis administraciuli samsaxuris mier `zogadi administraciuli kodeqsisa” da `sajaro samsaxuris Sesaxeb kanonis” informaciis sajaroobis debulebebis Sesrulebis xarisxis regularulad Sefasebis Taobaze da iTvaliswinebs im faqts, rom bolo wlebis ganmavlobaSi miRebuli moTxovnebi sajaro informaciis miRebuli dakmayofilebulia maRali procentuli maCvenebliT. esaa misasalmebeli warmateba. qveynebis korufciis winaaRmdeg brZolis jgufi, aseve, aRniSnabs, rom man miiRo informacia ramdenime Catareboli treningis Sesaxeb, Tumca aRniSnuli treningebi Cautarda saxelmwifo moxeleebsa da adgilobrivi mmarTvelobebebis warmomadgenlebis mxolod mcire ricxvs da ara yvela im saxelmwifo moxeles, romlebic specialurad dainiSnen sajaro informaciis moTxovnaze reagirebis mizniT, rogorc es rekomendaciis mixedviT iyo Sesrulebeli; kerZod, ver miviReT veraviTari sabotoo informacia konkretuli saswavlo programebis Sesaxeb, romlebic gaTvaliswinebuli iqneboda yvela specialurad gamoyofili sajaro moxelisaTvis, romlebzec mindobilia moTxovnil informaciaze reagireba.

35. winamdebare angariSis damtkicebis TariRisaTvis miRebuli informaciis safuZvelze, qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia VII Sesrulebulia nawilobrivi.

rekomendacia VIII.

36. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda Camoyalibebuliyo araorazrovani wesebi saxelmwifo seqtoris yvela moxelisaTvis saCuqrebis miRebasa da interesTa faqtur Tu potenciur konfliktetbis Sesaxeb da, aseve uzrunvelyofiliyo am wesebis aRsrulebis saTanado meqanizmi.*

37. xelisufleba gvicxadebs, rom 2009 wlis 27 marts parlamentma miiRo da 2009 wlis 1 ivniss ZalaSi Seva, evropis sabWosTan erTad `saqarTvelos erovnuli anti-korufciuli strategiis maxrdaWera” proeqtis farglebSi momzadebuli, Sesworebebi kanonSi `sajaro samsaxurSi interesTa konfliktisa da korufciis Sesaxeb”. am cvlilebebis Sesabamisad, kanoni gavrceldeba ara mxolod maRal Cinosnebze, aramed yvela sajaro moxeleze garda `damxmare personalis” (rogoricaa teqnikuri personali, romlis samsaxurebrivi movaleoba Semoifargleba damxmare

samuSaoebiT da romlebic ar arian dakavSirebuli sajaro momsaxurebis gawevsTan, mag.: san-teqnikebi, eleqtro momsaxure personali, damlageblebi da a. S.) amasTan erTad, kanoni Seicavs ufro detalurad ganmartebul wesebs sajaro moxeleebis mier saCuqrebis miRebasTan dakavSirebiT da ufro naTladaa ganmartebuli cnebebi `sajaro moxele”, `saCuqari” da `interesTa konfliqt”. xelisuflebis warmomadgenlebi, aseve, gvatyobineben, rom zemoaRniSnuli kanonis Tavi V Seicavs amave kanonis aRsrulebisaTvis gamiznul debulebebs, aq Sedis proceduruli wesebi iseTi SemTxvevebisTvis, rodesac sajaro moxeleebi ar waradgenen qonebriv deklaracias (sajaro samsaxurSi interesTa konfliqtisa da korufciis SesaxeB kanonis” me-20 muxli); aRniSnul wesebs mxars umagrebs sisxlis samarTlis kodeqsis Sesabamisi debulebebi, romlebic iTvaliswineben sasjels aralegaluri saCuqrebis miRebis SemTxvevaSi (muxli 340 gg), iseve, rogorc mcdari qonebrivi deklaraciis wardgenisas (muxli 355 gg).

38. qveynebis korufciis winaaRmdeg brZolis jgufi aRniSnavs, rom man miiRo informacia kanonis miRebis SesaxeB, romelic gansazRvravs ufro detalur wesebs yvela sajaro moxelisaTvis – garda `*damxmare personalisa*” – saCuqrebis miRebasa da interesTa konfliqtTan dakavSirebiT da Seicavs am kanonisve aRsrulebisaTvis gamiznul debulebebs, romlebsac mxars umagrebs sisxlis samarTlis kodeqsis Sesabamisi debulebebi.

39. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia **VIII** Sesrulebulia damakmayofileblad.

rekomendacia IX.

40. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda gatarebultiyo zomebi qcevis kodeqsis miRebis mizniT saxelmwifo seqtoris yvela moxelisaTvis, rogorc adgilobrivi, ise centraluri xelisuflebis doneze, raTa ganmartebultiyo da Sevsebultiyo wesebi interesTa konfliqtis, saCuqrebis miRebasa da korufciuli faqtebis SesaxeB informaciis micemis SesaxeB*

41. xelisufleba acxadebs, rom proeqti cvlilebebisa kanonSi `sajaro samsaxuris SesaxeB”, romelmac gaiara sami mosmena da jer kidev ar aris miRebuli parlamentis mier, iTvaliswinebs axali VI.1 Tavis damatebas, romlis debulebebi – efuZneba ra evropis sabWos ministrTa komitetis qcevis kodeqsis models sajaro moxeleTaTvis – warmoadgens qcevis kodeqss yvela sajaro moxelisaTvis rogorc adgilobriv, ise centralur doneze. gangvimartaven, rom aRniSnuli debulebebis proeqti Seicavs qcevis zogad wesebs, maT Soris, interesTa konfliqtis SesaxeB, danaSaulebrivi qmedebebis SesaxeB informaciis micemis valdebulebaze da saCuqrebis gaRebaze (sajaro moxeleebi valdeboli arian, uari Tqvan nebismier saCuqarze, romelsac SeuZlia, uaryofiTad imoqmedos maT mier samsaxurebrivi movaleobis Sesrulebaze, daasaxelon saCuqrис mimcemi da moaxsenon faqtis SesaxeB zemdgom xelmZRvanels). garda amisa, xelisuflebis warmomadgenlebi miuTiTeben, rom aRniSnuli debulebebis proeqtis safuZvelze, zogadi wesebis, garda, SesaZlebelia Seiqmnas specialuri qcevis kodeqsebi specialuri kategoriis saxelmwifo dawesebulebebisTvis an sajaro moxeleTaTvis iseve, rogorc 2006 wels prokuraturisa da policiis TanamSromlebisTvis miRebuli qcevis kodeqsebTan erTad, damatebiT, 2007 wels miRebuli iqna iusticiis saministros penitencialuri sistemis TanamSromelTa eTikis kodeksi.

42. qveynebis korufciis winaaRmdeg brZolis jgufi afiqsirebs, rom man miiRo informacia `sajaro samsaxuris Sesaxeb kanonSi” gasatarebeli cvlilebebis proeqtis Sesaxeb da mouwodebs xelisuflebas mis ratifikasiisken.

43. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia IX Sesrulebulia nawilobriv.

rekomendacia X.

44. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda Camoyalibebuliyo araorazrovani wesebi, romlebic saxelmwifo seqtoris yvela moxeles daavaldebulebda saxelmwifo marTvis procesSi nebismieri korufciuli movlenis Sesaxeb informaciis micemas da uzrunvelyofda aRniSnuli informaciis keTili nebiT mimwodeblebis dacvas uaryofiTi Sedegebisgan.*

45. xelisuflebis warmomadgenlebi acxadeben, rom, rekomenadaciis pirvel nawilTan dakavSirebiT, `sajaro samsaxuris kanonSi” gasatarebeli cvlilebebis proeqti (ixileT paragrafi 38 zemoT) iTvaliswinebs sajaro moxeleebis valdebulebas, moaxsenon zemdgom xelmZRvanels ukanoно qmedebis nebismieri gamovlinebis Tu safuZviani eWvis Sesaxeb, korufciis faqtebis CaTvliT, aseve - Seatyobinon aRniSnuli faqtebis Sesaxeb samarTaldamcav organoebs im SemTxvevaSi, roca zemdgom xelmZRvaneli arasaTanadod reagirebs miwodebul informaciaze an roca sajaro moxeles ar hyavs konkretuli zemdgom xelmZRvaneli (`sajaro samsaxuris Sesaxeb kanonis” cvlilebebis proeqtis muxli 73.5). rac Seexeba rekomenadaciis meore nawils, xelisuflebis warmomadgenlebi xazs usvamen im faqts, rom `sajaro samsaxurSi interesTa konfliqtisa da korufciis Sesaxeb kanonSi” ganxorcielebuli Sesworebebi (ixileT paragrafi 34 zemoT) Seicavs debulebebs im informatorTa dacvaze, romlebic keTili nebiT iZlevian informacias darRvevebis Sesaxe. es debulebebi emsasureba imas, rom informatorebis mimarT ar iqnas daSvebuli iseTi qmedebebi, rogoricaa: diskriminacia, daSinebiTi Tu Zalismieri zewola; maT winaaRmdeg sisxlis samarTlis, samoqalaqo, administraciuli Tu disciplinaruli saqmis wamowyeba; samsaxuridan gaTavisufleba an Tanamdebobis droebiT datovebineba (`sajaro samsaxurSi interesTa konfliqtisa da korufciis Sesaxeb kanonis” muxlebi 20.1-dan 20.9-mde). amasTan erTad, gvatyobineben, rom `sisxlis samarTlis saproceso kodeksiT” uzrunvelyofili mowmis dacvis meqanizmebi vrceldeba sajaro moxeleebzec, romlebic iZlevian Cvenebebs korufciul faqtebTan dakavSirebiT da ghevlinebian mowmeebad Semdgom sisxlis samarTlis saqmis warmoebis procesSi; aseve, gvacnobebeben, rom parlamentma miiRo `wamebis winaaRmdeg gaeros konvencis meore ofcionaluri oqmi, romlis muxli 13 avaldebulebs saxelmwifos mxares `uzrunvellos momCivanisa da mowmeebis dacva yvelanairi araadekvaturi damokidebulebisgan Tu daSinebisgan saCivrisa Tu nebismieri micemuli Cvenebis gamo”.

46. qveynebis korufciis winaaRmdeg brZolis jgufi mxedvelobaSi iRebs miRebul informacias informatorTa dacvis meqanizmebis SemoRebis Sesaxeb da `sajaro samsaxuris Sesaxeb kanonSi” Sesatani Sesworebebis proeqtis Sesaxeb, romelic iTvaliswinebs informaciis micemis zogad valdebulebas. qveynebis korufciis winaaRmdeg brZolis jgufi mouwodebs xelisuflebas aRniSnuli Sesworebebis proeqtis damtkicebas.

47. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia X Sesrulebulia nawilobriv.

rekomendacia XI.

48. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciiT, unda yofiliyo miRebuli saTanado zomebi diskvalifikaciuri sanqciebis farTod gamoyenebis xelSewyobis mizniT im pirebTan mimarTebaSi, romlebsac ukaviaT maRali Tanamdebobebebi (mag.: am sakiTxis Sesaxeb treningis mowyobis gziT mosamarTleebisa da prokurorebisaTvis), da Camoyalibebuliyo aseTi diskvalifikaciuri sanqciebis AaRsrulebis Sesabamisi meqanizmi.*

49. xelisufleba gvatyobinebs, rom 2008 wlis TebervalSi uzenaesma sasamarTlom mosamarTleebisa da sxva iuristebisTvis gamoaqveyna instruqciebi da rekomendaciebi sisxlis samarTlis kodeqsis saqmeebTan dakavSirebul sasamarTlo praqtikis problematur sakiTxebze, specialuri aqcentiT sasjelis SerCevaze danaSaulis simZimisa da garemoebaTa gaTvaliswinebiT, gansakuTrebiT diskvalifikaciuri sanqciebis gamoyenebaze korufciasTan dakavSirebul danaSaulTa SemTxvevebSi. amas garda, gvaZleven informacias generalur prokuraturaSi SemuSavebul da 2009 wlis TebervalSi iusticiis saministros mier damtkicebul instruqciebz prokurorebisTvis, romlebic exeba sanqciebs, maT Soris diskvalifikaciur da sxva damatebiT sanqciebs. amasTan erTad, xelisuflebis warmomadgenlebi yuradRebas amaxvileben `aratimrobiTi da pirobiTi sasjelis aRsrulebis proceduris” 25-e statias, romelic ganmartavs proceduras, rac daculi unda iyos sasjelaRsrulebis samsaxuris mier, romelic axorcielebs diskvalifikaciur sanqciebs; aq Sedis damnaSavis perioduli monitoringi, Tu rogor ixdis igi masze dadebul sasjels da, diskvalifikaciuri sanqciis darRvevis SemTxvevaSi mimarTva damnaSavis damqiraveblisadmi misi samuSaodan gaTavisuflebis an misTvis im saqmianobis akrZalvis moTxovniT, romelic miTiTebulia mis sabraldebo daskvnaSi.

50. qveynebis korufciis winaaRmdeg brZolis jgufi mxedvelobaSi iRebs SemuSavebul instruqciebs, romlebic exeba sadiskvalifikacio sanqciebis dadebis sakiTxs korufciasTan dakavSirebul danaSaulebaTa SemTxvevebSi da mouwodebs xelisuflebas, miiRos damatebiTi zomebi aseTi sasjelis farTod gamoyenebis waxalisebisTvis im pirebis mimarT, romlebsac ukaviaT wamyvani Tanamdebobebebi iuridiul pirebTan.

51. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia XI Sesrulebulia damakmayofileblad.

rekomendacia XII.

52. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomendaciiT, unda (i) Sesuliyo cvlilebebi sisxlis samarTlis kodeqsis debulebebSi korporaciul pasuxismgeblobaze, raTa uzrunvelyofiliyo pasuxismgeblobis dakisrebis SesaZlebloba iuridiuli pirebisTvis iseT SemTxvevebSi, roca fizikuri piri ver axorcielebs zedamxedvelobas Tu kontrols da amis gamo xdeba qrTamis aRebis, fulis gaTeTrebisa Tu samsaxurebrivi mdgomareobis gamorCenis mizniT gamoyenebis danaSaulebebi (ii) gamarTuliyo Sesabamisi treningebi iuridiuli pirebis sisxlis samarTlis pasuxismgeblobaze yvela am saqmesTan dakavSirebul sajaro moxelisTvis im mizniT,*

rom uzrunvelyofili iqnas aRniSnuli debulebebis srulad gamoyeneba aqturi meqrTameobis, samsaxurebri mdgomareobis borotad gamoyenebisa da fulis gaTeTrebis danaSaulebaTa SemTxvevebSi.

53. xelisufleba acxadebs, rom, rekomendaciis pirvel nawilTan dakavSirebiT, 2008 wlis 11 oqtombers ZalaSi Sevida cvlilebebi sisxlis samarTlis kodeqsSi, romelTa mixedviT iuridiul pirebs SeiZleba, daekisroT pasuxismgebloba iseT SemTxvevebSi, roca `pasuxismgebeli piris” (anu xelmZRvaneli Tanamdebobis piris) zedamxedvelobis an kontrolis ararseboba iwvevs daqvemdebarebuli piris mier danaSaulis Cadenis faqts iuridiuli piris sasargeblod, an roca danaSauli Cadenilia iuridiuli piris saxeliT, an misi daxmarebiT da/an mis sasargeblod imis miuxedavad dadgenilia, Tu ara danaSaulis Camdeni konkretuli fizikuri piris vinaoba (statia 107.1 gg). rac Seexeba rekomendaciis meore nawils, xelisuflebis warmomadgenlebi gvawvdian informacias specializirebul treningze prokurorebisa da gamomZieblebisTvis, romelic ganixilavda iuridiuli pirebis sisxlis samarTlis pasuxismgeblobisa da am sferoSi ganxorcielebuli zemoaRniSnuli iuridiuli xasiaTis cvlilebebis praqtikaSi gatarebis sakiTxebs. seminari organizebuli iyo generaluri prokuraturis mier, evropis sabWos TanadgomiT proeqtis - `saqarTvelos erovnuli antikorufciuli strategiis mxardaWera” (GEPAC) – farglebSi 2008 wlis ivlisSi. garda amisa, mTavrobis informaciiT, 2007 wlis oqtomber-dekemberSi moewyo sami seminari mosamarTleebisTvis sisxlis samarTlisa da sisxlis samarTlis saproceso kodeqsebSi Setanili cvlilebebis Sesaxebs.

54. qveynebis korufciis winaaRmdeg brZolis jgufi aRniSnavs, rom iuridiuli pirebis sisxlis samarTlis pasuxismgebloba – romelic SemoRebuli iqna 2006 wlis ivlisSi – ukve vrceldeba iseT SemTxvevebze, rodesac xelmZRvaneli Tanamdebobis piris zedamxedvelobisa Tu kontrolis ararseboba qmnis daqvemdebarebuli piris mier danaSaulis Cadenis SesaZleblobas. es aris mTavari miRweva. garda amisa, qveynebis korufciis winaaRmdeg brZolis jgufi mxedvelobaSi iRebs faqts, rom Catarda saswavlo seminari prokurorTa jgufisTvis korporaciuli pasuxismgeblobis sakiTxebze da, aseve, gaimarTa seminarebi mosamarTleTaTvis sisxlis samarTlisa da sisxlis samarTlis saproceso kodeqsebSi Setanil Sesworebebze. qveynebis korufciis winaaRmdeg brZolis jgufi miesalmeba im faqts, rom proeqtSi - `saqarTvelos erovnuli antikorufciuli strategiis mxardaWera” (GEPAC) – Sevida amgvari saswavlo seminarebis organizeba, Tumca, unda aRiniSnos, rom iuridiuli pirebis sisxlis samarTlis pasuxismgeblobis sakiTxi aris axali koncefcia saqarTvelos kanonmdeblobaSi, amdenad moiTxovs qveynis masStabiT am sakiTxTan dakavSirebuli yvela sajaro moxelis Zireul swavlebas.

55. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia XII Sesrulebulia nawilobriv.

rekomendacia XIII.

56. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda SemuSavebultiyo instruqciebi da mowyobiliyo efeqturi treningebi sagadasaxado inspeqtorebis SesaZleblobis gasaumjobeseblad korufciul danaSaulebaTa gamovlenis kuTxiT, kerZod saqme exeba qrTamebs romlebic SeniRbulia oficialuri xarjebis formiT.*

57. xelisuflebis informaciiT, 2009 wlis TebervalSi finansTa saministros Semosavlebis samsaxurma daamtkica instruqcia sagadasaxado inspeqtorebisTvis korufciul danaSaulebaTa aRmoCenis kuTxiT, kerZod, dokumenti moicavs qrTamebis sakiTxs, romlebic SeniRbulia oficialuri xarjebis formiT (brZaneba #446). instruqcia efuZneba evropis ekonomiuri TanamSromlobisa da ganviTarebis organizaciis (OECD) meqrTameobis winaaRmdeg brZolis saxelmZRvanelos sagadasaxado inspeqtorebisTvis da Seicavs maqinaciisa da meqrTameobis faqtebis gamovlenis ZiriTad indikatorebs, Semowmebis Casatareblad saWiro meTodebsa da specialur procedurebs da, aseve, CamonaTvals, romelsac iyenebs sagadasaxado inspeqtori Semowmebis procesSi. garda amisa, miviReT informacia imis Sesaxeb, rom Semosavlebis samsaxuris sagamoZiebo departamentma 2008 wlis aprilidan oqtombramde periodSi, niderlandebis sabaJo da sagadasaxado administraciis TanadgomiT, organizeba gaukeTa saswavlo programas, erTdroulad departamentis 44 TanamSromlisTvis. programa aseve moicavda ramdenime seminars da saswavlo vizits niderlandebSi. yuradReba gamaxvilebuli iyo danaSaulis gamovlenasa da gamoZiebaze sagadasaxado da sabaJo kuTxiT da sakiTxebze, romlebic ukavSirdeba korufciul danaSaulebaTa gamovlenas.

58. qveynebis korufciis winaaRmdeg brZolis jgufi miesalmeba instruqiis SemuSavebis faqts, rac miznad isaxavs sagadasaxado inspeqtorebis SesaZleblobebis gaumjobesebas korufciul danaSaulebaTa gamovlenis procesSi, da sagadasaxdo inspeqtorebisTvis Sesafebris treningebis Catarebas. Tumca, aSkaraa, rom aRniSnuli treningebiT isargebla sagadasaxado saqmeebis gamoZiebaze momuSave sagadasaxado inspeqtorebis mxolod mcire ricxvma.

59. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia XIII Sesrulebulia nawilobriv.

rekomendacia XIV.

60. *qveynebis korufciis winaaRmdeg brZolis jgufis rekomenadaciiT, unda Sesworebuliyo arsebuliakanonmdeblo debulebebi buRaltrul aRricxvasTan dakavSirebul danaSaulebsa da sanqciebze imis uzrunvelsayofad, rom Seqmna an gamoyeneba faqturebisa an sxva saxis saaRricxvo dokumentaciisa, romlebic Seicavs mcdar an arasrul informacias an arakanonieradaa maTSi gamotovebuli gadaxdebis Sesaxeb informacia, korufciisa da samsasurebrivi mdgomareobis borotad gamoyenebis danaSaulTa Cadenis, dafarvis an SeniRbvis mizniT, eqvemdebareba sisxlis samarTlis an sxva saxis sanqciebs.*

61. xelisuflebis warmomadgenlebi acxadeben, rom, erovnuli kanonmdeblobis, saqarTvelos mier 2006 wlis 14 dekembers ratificirebuli ‘korufciis sakiTxebze sisxlis samarTlis kanonkonvenciis (ETS 173)’ me-14 muxlis moTxovnebTan SesabamisobaSi moyvanis mizniT, sisxlis samarTlis kodeqsSi damatebuli iqna axali statia 204.1 (ZalaSia 2008 wlis 29 dekembridan), romlis mixedviTac mcdari an arasruli saaRricxvo dokumentaciis Seqmna, gamoyeneba an registracia piris mier, romelsac mindobili aqvs saaRricxvo pasuxismgebloba, piradi sargeblis miRebis mizniT, eqvemdebareba dajarimebas.

62. qveynebis korufciis winaaRmdeg brZolis jgufi miesalmeba im faqts, rom buRaltrul danaSaulebaTa sisxlis samarTlis kodeqsSi Setana iTvaliswinebs `korufciis Sesaxeb sisxlis samarTlis kanon-konvenciis” me-14 muxlis rekomendaciebsa da normebs.

63. qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom rekomendacia XIV Sesrulebulia damakmayofileblad.

III. daskvna

64. **zemoaRniSnulis gaTvaliswinebiT, qveynebis korufciis winaaRmdeg brZolis jgufi askvnis, rom saqarTvelom damakmayofileblad Seaslula Sefasebis angariSis meore raundSi warmodgenili rekomendaciebis naxevarze meti, an warmarTa maTTan muSaoba damakmayofilebeli formiT.** rekomendaciebi i, ii, iii, v, vi, vii, xi, da xiv Sesrulebulia damakmayofileblad. rekomendaciebi iv, vii, ix, x xii da xiii Sesrulebulia nawilobriv.

65. saqarTvelom SesamCnevi Zalisxmeva gaswia qveynebis korufciis winaaRmdeg brZolis jgufis zogierTi rekomendaciis Sesasruleblad, maT Soris – ramdenime sakanonmdeblo proeqtis ganxorcielebis gziT. magaliTad konstituciuri cvlilebebi, romlebic miznad isaxavs sasamarTloebis damoukideblobis xarisxis ganmtkicebas; cvlilebebi sisxlis samarTlis kodeqsSi iuridiuli pirebisTvis sisxlis samarTlis pasuxismgeblobis dakisrebis kuTxiT da korufciis aRiareba fulis gaTeTrebis predikatul danaSaulad; kontrolis palatis axali kanonis miReba; Sesworebebi kanonSi `sajaro samsaxurSi interesTa konfliqtisa da korufciis Sesaxeb”, romlebic moicavs im sajaro moxeleebis dacvis meqanizmebs, romlebic keTili nebiT axorcieleben informaciis micemas korufciul faqtebTan dakavSirebiT. saqarTvelo kvlavac agrZelebs muSaobas misaRwevad Semdgomi warmatebebisa, rogoricaa sasamarTlo reformis bolomde miyvana da cvlilebebis Setana kanonSi sajaro samsaxuris Sesaxeb. saqarTvelos xelisuflebis warmomadgenlebis winaSe amJamad dgas amocana Tu, rogor unda moxdes arsebuli kanonmdeblobis praqtikaSi ganuxreli ganxorcielebis uzrunvelyofa. am mizniT, ukve gadaidga konkretuli nabijebi – nawilobriv sazRvargareTidan, maT Soris, evropis sabWos mxridan mtkice mxardaWeris wyalobiT – aq Sedis saxelmZRvanelo instruqciebiT uzrunvelyofa da treningebis organizeba. kargi iqneboda amgvani iniciativebis masStabis gafarToeba imisTvis, rom yvela Sesabamis sajaro moxeles SeZleboda specializurebuli da amomwuravi treningis gavla qveynis masStabiT. qveynebis korufciis winaaRmdeg brZolis jgufi mouwodebs mTavrobas intensiurad gaagrZelos muSaoba Sesasrulebeli rekomendaciebis efeqturad ganxorcielebis uzrunvelsayofad.

66. qveynebis korufciis winaaRmdeg brZolis jgufi uxmobs saqarTvelos delegaciis xelmZRvanels, miawodos informacia rekomendaciebis iv, vii, ix, x xii da xiii Sesrulebis Sesaxeb 2010 wlis 30 noembrisTvis.

67. dabulos, qveynebis korufciis winaaRmdeg brZolis jgufi mouwodebs saqarTvelos mTavrobas, gasces Tanxmoba am angariSis gamoqveynebaze, rac SeiZleba swrafad, uzrunvelyos teqstis Targmani erovnul enaze da misi gamoqveyneba.