



Joint European Union – Council of Europe Project
“Strengthening the Capacities of Law Enforcement and Judiciary in the Fight against Corruption in Serbia” (PACS)
www.coe.int/pacs

Terms of Reference for Implementation of the Activity 2.4. – Action 2.4.4 of the PACS Project (extension period) - Risk Analysis -

In the context of PACS project objectives and activities carried out so far, the Ministry of Interior and its Internal Control Sector (hereinafter referred as ‘ICS’) deemed necessary to continue with analysis of corruption risks within their own ranks. In view of that series of meetings were held between the project management team and the ICS leadership in May and June 2015.

The proposed analysis would be built up on recommendations set in the Risk Analysis on the Current Situation with Regard to Possibilities and Actual Extent of Corruption within the Law Enforcement (ECCU-PACS SERBIA-eng-TP10-2014)¹ and the need of the beneficiary to assess specific corruption risks that concern different functions/holders of the functions in the ministry. The analysis final goal is to set a risk register and draft preventive policies based on this study. The ICS leadership also noted the good practice of the Romanian Ministry of Interior and its Anti-corruption General Directorate in carrying out such analysis, suggesting their expertise to be used in this activity.

The activity itself would comprise several phases.

The **initial phase** would assume the analysis of the draft rulebook on corruption risk assessment prepared by the MoI/IAS. This would include possible recommendations if some of the rulebook parts would need rectification; and supporting guidelines how this rulebook should be applied. The guidelines would, *inter alia*, include not only procedures and concrete implementation plans but also examples of good practice in other jurisdictions, lessons learnt, problems encountered, gap analysis, risk register specificities, possible survey questionnaire forms, etc.

Phase 2 would consist of an on-site visit to Serbia – during the visit, the experts team will meet the ICS management and carry out interviews with relevant stakeholders from the ministry. The meetings/interviews are expected to clarify issues concerning the rulebook and follow up guidelines, define roadmap for practical implementation of the rulebook and agree

¹ http://www.coe.int/t/dghl/cooperation/economiccrime/corruption/Projects/PACS-Serbia/Technical%20Paper/PACS_TP_default_en.asp

other issues of relevance. Once all these issues are clarified and concrete steps for conducting the analysis are agreed the **final phase** – filling in of the risk register and finalisation of the follow up report – would take place. The final phase would also include mission to Serbia.

Overall, the activity will be carried out in three months period – it would start in August 2015 with the analysis of the rulebook and defining of specific steps to be taken, while its finalisation (filling in the risk register and follow up report) is planned for November 2015.

TEAM

The experts team will consist of two international consultants – Mr. Mihai Barlici, Mr. Valentin Topoloiu. Both experts has been in charge to carry out the similar study in the Romanian Ministry of Interior. PACS project team will provide support and assistance throughout all phases of this activity.

WORK SCHEDULE

This schedule will be amended in accordance with the changes made above.

Phase	Activity	Method	Duration	Period	Results
1	Preparation	Desk work	Provisionally 1 month	August/September 2015	Review of the draft rulebook and provision of guidelines;
2	Mission to Serbia	Meetings/Interviews, with the ICS management and other stakeholders from the Mol	2 days	September 2015	Corruption risks are detailed, roadmap defined
3	2 nd Mission to Serbia	Meetings with ICS, finalisation of the analysis roadmap; carrying out the analysis	5 days (tbc)	October 2015	Risk analysis carried out
4	Finalisation of the risk register and follow up report	Filling in the risk register and report delivery		November 2015	Risk register available.