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## **SUPPORT TO PROSECUTORS NETWORK IN SOUTH-EASTERN EUROPE**

### **Monthly Activity Report – May 2008**

|                              |                                                                                                                                                                        |
|------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Project title</b>         | Support to Prosecutors' Network in South Eastern Europe                                                                                                                |
| <b>Reference number</b>      | 2008/153-650                                                                                                                                                           |
| <b>Project starting date</b> | 17 April 2008                                                                                                                                                          |
| <b>Project duration</b>      | 17 April 2008-16 April 2010                                                                                                                                            |
| <b>Implementation</b>        | Council of Europe (Economic Crime Division, Technical Co-operation Department, Directorate General of Human Rights and Legal Affairs) and Ministry of Justice of Italy |
| <b>Project budget</b>        | 1 666 669 Euros                                                                                                                                                        |
| <b>Date of report</b>        | 19 November 2008                                                                                                                                                       |
| <b>Reporting period</b>      | <b>1-31 May 2008</b>                                                                                                                                                   |

## Updated workplan

|                                                            |                                                                                                                                                                                                                    |                 |
|------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| <b>OUTPUT 1</b>                                            | <b>Draft laws available aimed at making investigations and prosecutions of serious crime cases more effective and facilitating cross-border cooperation</b>                                                        |                 |
| Activity 1.1<br><br>Partially completed<br>May – June 2008 | Assessment with aim of identifying legislation to be reviewed and improved (by visiting each project area during the inception phase)                                                                              |                 |
| Activity 1.2                                               | Up to 2 legal reviews per project area (and continuous ad hoc advice) in order to review the existing legislation on investigation, prosecution and co-operation against serious crime<br>August 2008 – March 2010 |                 |
| 1.2.1                                                      | ▪ Albania                                                                                                                                                                                                          |                 |
| 1.2.2                                                      | ▪ Bosnia and Herzegovina<br>Review of Draft Law on International Co-operation in Criminal Matters                                                                                                                  | October 2008    |
| 1.2.3                                                      | ▪ Croatia                                                                                                                                                                                                          |                 |
| 1.2.4                                                      | ▪ Montenegro                                                                                                                                                                                                       |                 |
| 1.2.5                                                      | ▪ Serbia<br>Review of Draft Law on Mutual Legal Assistance in Criminal Matters                                                                                                                                     | November 2008   |
| 1.2.6                                                      | ▪ The Former Yugoslav Republic of Macedonia                                                                                                                                                                        |                 |
| 1.2.7                                                      | ▪ Kosovo <sup>1</sup>                                                                                                                                                                                              |                 |
| Activity 1.3                                               | 2 roundtables per project area (follow up to the legal reviews) and 2 regional workshops<br>October 2008-April 2010                                                                                                |                 |
| 1.3.1                                                      | ▪ Albania                                                                                                                                                                                                          |                 |
| 1.3.2                                                      | ▪ Bosnia and Herzegovina<br>Roundtable on Draft Law on International Co-operation in Criminal Matters                                                                                                              | 7 November 2008 |
| 1.3.3                                                      | ▪ Croatia                                                                                                                                                                                                          |                 |
| 1.3.4                                                      | ▪ Montenegro                                                                                                                                                                                                       |                 |
| 1.3.5                                                      | ▪ Serbia                                                                                                                                                                                                           |                 |
| 1.3.6                                                      | ▪ The Former Yugoslav Republic of Macedonia                                                                                                                                                                        |                 |
| 1.3.7                                                      | ▪ Kosovo                                                                                                                                                                                                           |                 |
| 1.3.8                                                      | ▪ Regional Workshop 1                                                                                                                                                                                              |                 |
| 1.3.9                                                      | ▪ Regional Workshop 2                                                                                                                                                                                              |                 |
| <b>Output 2</b>                                            | <b>Human capacities of prosecution services strengthened in view of more effective co-operation, investigation and prosecution of serious crime cases</b>                                                          |                 |
| Activity 2.1                                               | 4 Regional thematic trainings (e.g. joint investigative teams, use of special investigation means, cybercrime, witness protection, confiscation and assets sharing)                                                |                 |

<sup>1</sup> All reference to Kosovo, whether to the territory, institutions or population, in this text shall be understood in full compliance with the United Nations Security Council Resolution 1244 and without prejudice to the status of Kosovo.

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|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
| 2.1.1           | ▪ Regional Thematic Training 1<br>Financial Investigations and Confiscation of Proceeds from Crime                                                                             | Dubrovnik, Croatia<br>25 and 26 September 2008            |
| 2.1.2           | ▪ Regional Thematic Training 2<br>Training for prosecutors and judges and Conference on Co-operation under the Cybercrime Convention                                           | Ohrid, FYROM, 17-19 November 2008                         |
| 2.1.3           | ▪ Regional Thematic Training 3                                                                                                                                                 | August 2009                                               |
| 2.1.4           | ▪ Regional Thematic Training 4                                                                                                                                                 | January 2010                                              |
| Activity 2.2    | 2 Thematic in-country trainings (on issues of priority interest)<br>August 2008 – March 2010                                                                                   |                                                           |
| 2.2.1           | ▪ Albania                                                                                                                                                                      |                                                           |
| 2.2.2           | ▪ Bosnia and Herzegovina                                                                                                                                                       |                                                           |
| 2.2.3           | ▪ Croatia                                                                                                                                                                      |                                                           |
| 2.2.4           | ▪ Montenegro                                                                                                                                                                   |                                                           |
| 2.2.5           | ▪ Serbia<br>Training on International Co-operation in international instruments                                                                                                | Belgrade<br>18 September 2008<br>Nis<br>19 September 2008 |
| 2.2.6           | ▪ The Former Yugoslav Republic of Macedonia                                                                                                                                    |                                                           |
| 2.2.7           | ▪ Kosovo                                                                                                                                                                       |                                                           |
| Activity 2.3    | Organisation of two-week internship programme (3 prosecutors per project area) to EU member States (Italy, Portugal and Slovenia)                                              |                                                           |
| 2.3.1           | ▪ Internship 1 – Italy (Rome, Napoli and Bari)                                                                                                                                 | 17-28 November 2008                                       |
| 2.3.2           | ▪ Internship 2                                                                                                                                                                 | June 2009                                                 |
| 2.3.3           | ▪ Internship 3                                                                                                                                                                 | January 2010                                              |
| <b>Output 3</b> | <b>Co-operation manual and other tools available for more effective co-operation against serious crime</b>                                                                     |                                                           |
| Activity 3.1    | Translation and publication of explanatory reports of relevant conventions and other documents of priority interest in local languages                                         | April 2009                                                |
| Activity 3.2    | Update, translation and publication of PACO manual on judicial co-operation against corruption and organised crime                                                             | January 2009 – February 2010                              |
| Activity 3.3    | Creation of web sites on judicial co-operation to be hosted on the existing web sites of prosecutor offices and/or Ministries of Justice and Ministries of Interior / Security | December 2009-April 2010                                  |
| <b>Output 4</b> | <b>Contact points for judicial co-operation strengthened</b>                                                                                                                   |                                                           |
| Activity 4.1    | Assessment of existing co-operation networks, contact points and legal frameworks for their operating<br>April – November 2008                                                 |                                                           |
| Activity 4.2    | Organisation of 2 regional meetings to review the competences of contact points and resources available with aim of improving and strengthening their capacities               |                                                           |
| 4.2.1           | ▪ Regional Meeting 1                                                                                                                                                           | Early 2009                                                |
| 4.2.2           | ▪ Regional Meeting 2                                                                                                                                                           | June 2009                                                 |
| Activity 4.3    | Organisation of 2 regional meetings of contact points and members of                                                                                                           |                                                           |

|              |                                                                                                                                                                                        |            |
|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
|              | prosecutorial network and heads of organised crime units from each project area to strengthen networking at regional level                                                             |            |
| 4.3.1        | ▪ Regional Meeting 1                                                                                                                                                                   | Early 2009 |
| 4.3.2        | ▪ Regional Meeting 2                                                                                                                                                                   | July 2009  |
| Activity 4.4 | Organisation of a regional conference of prosecutorial network with the aim of amending the Memorandum of Understanding for the Establishment of the Prosecutors' Network<br>June 2009 |            |

## **1. PROJECT IMPLEMENTATION: 1 – 31 MAY 2008**

### **1.1 Contacts and Meetings in Project Areas**

In early May the Council of Europe sent letters to the Ministers of Justice and General Prosecutors in all Project Areas, informing them about the Project's commencement and visits scheduled for May. The Ministers and General Prosecutors were asked to nominate one person each as Project's Contact Person and Member of the Steering Committee.

In case of Kosovo a letter was addressed to the Special Representative of the Secretary General of the United Nations Interim Administration Mission in Kosovo.

In early May the information about the Project's commencement was shared with the Council of Europe Offices in the Project Areas.

Project Manager and the representative from the Ministry of Justice of Italy visited Sarajevo, Belgrade, Zagreb, Podgorica, Pristina and Skopje with the objective of presenting the project and its objectives to the main counterpart institutions, to discuss the activities to be held in project areas and at the regional level, to ask for the appointment of contact persons from Prosecutor's Offices and Ministries of Justice and to announce the Start-up conference and Meeting of the Steering Committee which were to take place on 25 and 26 June 2008.

The meetings took place as follows:

- 13 May, Sarajevo – meeting with representatives of the State Prosecutor's Office, Ministry of Justice, Ministry of Security and State Investigation and Protection Agency, with participation of representative of the Council of Europe Office in Bosnia and Herzegovina;
- 14 May, Belgrade – meeting with representatives of the Ministry of Justice and Office of the Prosecutor's General, with participation of representatives of the Council of Europe Office in Serbia;
- 15 May, Zagreb – meeting with representatives of the Ministry of Justice, and State Attorney Office, with participation of representatives of the European Commission Delegation to Croatia and Embassy of Italy to Croatia;
- 27 May, Podgorica – meeting with representatives of the Ministry of Justice and State Supreme Prosecutor's Office, with participation of representatives of the Council of Europe Office in Montenegro;
- 28 May, Pristina – meeting with representatives of the Department of Justice of the UNMIK, Special Prosecutor's Office, Public Prosecutor's Office and European Union Planning Team, with participation of representatives from the Council of Europe Office in Kosovo;

- 29 May, Skopje – meeting with representatives of the Ministry of Justice, and Public Prosecutor’s Office, with participation of representatives from the European Commission Delegation and the Council of Europe in “the former Yugoslav Republic of Macedonia”.

## 2. NEXT STEPS: JUNE 2008

| Activity                                             | Date       | Venue           |
|------------------------------------------------------|------------|-----------------|
| Meeting with the counterpart institutions in Albania | 9 June     | Tirana, Albania |
| Start-up Conference and Steering Committee meeting   | 25-26 June | Rome, Italy     |